

1 HB600
2 160197-2
3 By Representative Morrow (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 13-MAR-14

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ENROLLED, An Act,

To amend Amendment 518 of the Constitution of Alabama of 1901, relating to the Franklin County, to allow the Franklin County Water Coordinating and Fire Prevention Authority to provide sewer services and broadband services in the county.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 1901, is proposed and shall become valid as a part of the Constitution when all requirements of this act are fulfilled:

PROPOSED AMENDMENT

Amendment 518.

The legislature may, by general or local law, provide for the creation, incorporation, organization, operation, administration, authority and financing of a Franklin county water coordinating, and fire prevention authority in all or in portions of Franklin county as a public corporation to provide any one or more of the following local public services: Obtain, treat, and furnish water, provide sewer services, and broadband Internet service for residential, commercial, or industrial purposes and for any other local service permitted by such general or local law; authorize such authority to fix and collect rates, fees, and

1 charges for such services, and to provide penalties for
2 nonpayment and liens upon the property within ~~such~~ the public
3 ~~water~~ authority; grant or vest the privilege of eminent domain
4 to ~~such~~ the public ~~water~~ authority for the purpose of taking
5 property for public use in accordance with Article XII,
6 Section 235, of the Constitution of Alabama of 1901; authorize
7 the borrowing of money and the issuance of bonds and other
8 obligations by or on behalf of ~~such~~ the public ~~water~~
9 authority, provided that Franklin county shall not be
10 responsible for any such bond or obligation and no such bond
11 or obligation shall be chargeable against the limit on the
12 debt of Franklin county; extend the service area into one or
13 more other counties; and provide for fire protection
14 facilities or services. Any law enacted at the 1988 special
15 session of the legislature to authorize the creation of such
16 authority in Franklin county and to implement this amendment
17 to the Constitution (whether with or without published notice
18 of intention) shall become effective upon the ratification of
19 this amendment.

20 Section 2. An election upon the proposed amendment
21 shall be held in accordance with Amendment 555 to the
22 Constitution of Alabama of 1901, now appearing as Section
23 284.01 of the Official Recompilation of the Constitution of
24 Alabama of 1901, as amended, and the election laws of this
25 state.

1 Section 3. The appropriate election official shall
2 assign a ballot number for the proposed constitutional
3 amendment on the election ballot and shall set forth the
4 following description of the substance or subject matter of
5 the proposed constitutional amendment:

6 "Relating to Franklin County, proposing an amendment
7 to the Constitution of Alabama of 1901, to allow the Franklin
8 County Water Coordinating and Fire Prevention Authority to
9 provide sewer services and broadband Internet services in the
10 county.

11 "Proposed by Act _____"

12 This description shall be followed by the following
13 language:

14 "Yes () No ()."

