

1 SB411
2 135742-1
3 By Senators Holtzclaw and Orr (N & P)
4 RFD: Local Legislation No. 1
5 First Read: 15-MAR-12

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Limestone County; amending Section 1 of
14 Act No. 79-501, 1979 Regular Session (Acts 1979, p. 914), as
15 last amended by Act 2010-549, 2010 Regular Session (Acts 2010,
16 p. 975), which provides for the distribution of TVA payments,
17 so as to provide further for the distribution of certain
18 payments.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. Section 1 of Act No. 79-501, 1979 Regular
21 Session (Acts 1979, p. 914), as last amended by Act 2010-549,
22 2010 Regular Session (Acts 2010, p. 975), is further amended
23 to read as follows:

24 "Section 1. Upon receipt by Limestone County of
25 funds pursuant to Title 40, Chapter 28 of the Code of Alabama
26 1975, (Acts No. 92 of the 1978 Alabama Legislature, approved

1 August 7, 1978, 1978 Acts of Alabama, Page 1787), as amended,
2 Limestone County will within a reasonable time thereafter,
3 distribute the funds so received as follows:

4 "(a) Effective through September 30, 2006, all funds
5 shall be distributed as prescribed by this section as amended
6 by Act 86-550, 1986 Regular Session.

7 "(b) Effective October 1, 2007, and thereafter, the
8 funds shall be distributed as follows:

9 "(1) Before the percentage formula of distribution
10 contained in subdivision (2) of this act is applied, the sum
11 of two hundred ninety-three thousand dollars (\$293,000) shall
12 be distributed in the following manner: Forty thousand dollars
13 (\$40,000) to Auburn University to be used exclusively for the
14 benefit of the Limestone County Cooperative Extension Service,
15 seven thousand five hundred dollars (\$7,500) to the Limestone
16 County Soil and Water Conservation District, thirty-seven
17 thousand five hundred dollars (\$37,500) to the Limestone
18 County Economic Development Association, Inc., thirty-five
19 thousand dollars (\$35,000) to the Athens-Limestone Public
20 Library, five thousand dollars (\$5,000) to the Houston
21 Memorial Library, twelve thousand dollars (\$12,000) to the
22 Veteran's Museum and Archives, and twelve thousand dollars
23 (\$12,000) to each of the 13 volunteer fire departments in the
24 county in existence on January 1, 2006.

25 "(2) After the allocations as set forth in
26 subdivision (1) has been completed, the remainder of all funds

1 received by Limestone County pursuant to Title 40, Chapter 28
2 of the Code of Alabama 1975 (Act 92 of the 1978 Alabama
3 Legislature), is to be distributed as follows: Limestone
4 County General Fund, 25 percent; Limestone County Public
5 Building Fund, 10 percent; Special Hospital Tax Fund, five
6 percent; Countywide School Fund, 23.5 percent; School District
7 1, nine percent; School District 3, six percent; City of
8 Athens, 20 percent; City of Ardmore, one percent; City of
9 Elkmont, .38 percent; City of Mooresville, .06 percent; City
10 of Lester, .06 percent.

11 For fiscal year 2013, the amount distributed in this
12 subdivision to the school districts is to be distributed as
13 follows: School District 1, ten percent; School District 3,
14 five percent. For fiscal year 2014 and thereafter, the amount
15 distributed in this subdivision to the school districts is to
16 be distributed as follows: School District 1, eleven percent;
17 School District 3, four percent. Beginning in fiscal year
18 2015, the amount distributed in this subdivision to the school
19 districts shall be determined annually by the County
20 Commission based on the average daily membership of each
21 school district.

22 "(3) Effective with the fiscal year beginning
23 October 1, 2007, the three percent increase in the
24 in-lieu-of-taxes payments generated by Act 2006-655, 2006
25 Regular Session, to counties served by the Tennessee Valley
26 Authority shall be distributed separate and apart from the

1 distribution in subdivisions (1) and (2) above and shall be
2 distributed first to the following entities in the following
3 amounts:

4 "a. Limestone County Economic Development
5 Association, Inc., fifteen thousand dollars (\$15,000).

6 "b. Athens-Limestone Public Library, fifty thousand
7 dollars (\$50,000).

8 "c. Calhoun Community College, twenty-five thousand
9 dollars (\$25,000) to be expended solely for the benefit of the
10 Limestone County campus.

11 "d. Spirit of Athens, five thousand dollars
12 (\$5,000).

13 "e. Greater Athens Chamber of Commerce, five
14 thousand dollars (\$5,000).

15 "f. Athens-Limestone County Rescue Squad, twelve
16 thousand dollars (\$12,000).

17 "g. Athens State University, fifty thousand dollars
18 (\$50,000) to be expended solely for the benefit of the
19 Limestone County campus.

20 "h. Limestone County Family Resource Center,
21 twenty-five thousand dollars (\$25,000).

22 "i. Limestone County Recycling Center, five thousand
23 dollars (\$5,000).

24 "j. Limestone County Economic Development Partners,
25 Inc., one hundred thousand dollars (\$100,000) to be expended
26 solely to promote economic development, employment and growth

1 of jobs within all areas of Limestone County and the City of
2 Athens.

3 Any remaining amounts shall be distributed in equal
4 amounts to the City of Athens and the Limestone County
5 Commission for the express purpose of paying for the debts and
6 expenses related to the Elm Industrial Park. After the
7 retirement of any debts and expenses related to the Elm
8 Industrial Park, any remaining amounts shall be distributed in
9 equal amounts to the City of Athens and the Limestone County
10 Commission for economic development purposes.

11 "(4) Effective after the effective date of this act,
12 any increase in the in-lieu-of-taxes payments generated by Act
13 2010-135, 2010 Regular Session, including any amounts not
14 appropriated under Act 2010-549, to counties served by the
15 Tennessee Valley Authority shall be distributed separate and
16 apart from the distribution in subdivisions (1), (2), and (3)
17 above and shall be set aside by the county commission in a
18 separate fund to be used to establish, equip, and maintain a
19 legislative office for members of the state legislature
20 serving the county. All decisions concerning the Limestone
21 County Legislative Office, including, but not limited to,
22 revenue, income, purchases, and grants shall be made by
23 resolutions of the delegation adopted by a concurrent majority
24 of the Limestone County delegation, Senators and House of
25 Representatives members, each house voting separately. Such
26 resolution may provide an operational procedure for the

1 delegation office. The commission shall immediately pay such
2 amounts from such fund as the Limestone County Legislative
3 Delegation may request. Such requests shall be in the form of
4 a resolution passed by the county legislative delegation,
5 signed by one Senator and one member of the House of
6 Representatives from the county who shall be duly appointed by
7 the legislative delegation. This legislative delegation shall
8 expend such monies to employ staff, acquire adequate physical
9 office space, equipment, supplies, services, and all other
10 necessary items and may also expend the monies for other
11 purposes, including grants for allowable public purposes at
12 the discretion and direction of the legislative delegation.
13 The persons employed and expenditures of the funds by the
14 legislative delegation shall be in its discretion. Any funds
15 allocated but not spent at the end of the fiscal year shall
16 not be applied for any other purpose, but shall be carried
17 forward and shall remain available year to year for
18 expenditure. The revenue and expenditures of the legislative
19 office shall be audited on an annual basis."

20 Section 2. This act shall become effective
21 immediately following its passage and approval by the
22 Governor, or its otherwise becoming law.