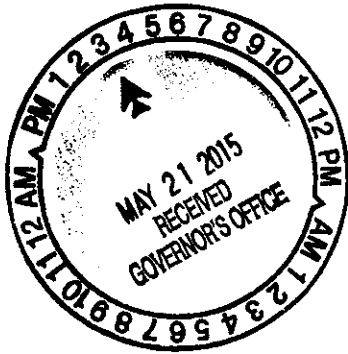


1 HB616  
2 165838-8  
3 By Representatives McCampbell and Howard (N & P)  
4 RFD: Local Legislation  
5 First Read: 05-MAY-15



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ENROLLED, An Act,

Relating to Sumter County; to amend Act 83-480, (Acts 1983, p. 672), as amended, which levies fees on the disposal of certain wastes and distributes the proceeds of the fees; to amend Sections 2 and 4 of the act; to provide further for the fees and the distributions of the proceeds of the fees; and to repeal conflicting local laws, including specifically Act 90-612, (Acts 1990, p. 1124), as amended by Act 94-700, (Acts 1994, p. 1350).

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 2 and 4 of Act 83-480, (Acts 1983, p. 672), as amended, are hereby further amended to read as follows:

"Section 2. There is hereby levied a fee to be paid by each operator of a commercial site for the disposal of hazardous waste in the amount of three dollars and fifty cents (\$3.50) per ton. It is the intent of this law to cover only material that is land filled at the site. It shall exclude any material which is stored, transshipped, recycled, or processed for other use.

"Section 4. (a) The proceeds of the fees generated by this act and Section 22-30B-2, Code of Alabama 1975, shall first be distributed in monthly installments, as follows:

1                   "(1) Four thousand six hundred seventy five dollars  
2                   (\$4,675) to the Hill Hospital (Bond Obligation).

3                   "(2) Four thousand dollars (\$4,000) to the Sumter  
4                   Industrial Board.

5                   "(3) Four thousand dollars (\$4,000) to the Solid  
6                   Waste Fund.

7                   "(4) Four thousand dollars (\$4,000) to the City of  
8                   Livingston to be used by the Fire and Rescue Department for  
9                   training and equipment for response to hazardous material  
10                  cleanup, containment, or disposal throughout the county. If  
11                  other certified public hazardous material responders are  
12                  established after the effective date of this act, the City of  
13                  Livingston Fire and Rescue Department shall share the proceeds  
14                  proportionately with other certified units based on the area  
15                  or areas served.

16                  "(b) After the distributions are made pursuant to  
17                  subsection (a), the Sumter County Commission shall distribute  
18                  the remaining funds as follows:

19                  "(1) Sumter County Commission -  
20                  Unearmarked   30%

21                  "(2) Sumter County Commission  
22                  Gen-eral Fund, to be earmarked for  
23                  the county legislative delegation  
24                  office, administrative costs, and                         5%

1	accounting services for the county	
2	"(3) Sumter County Board of Educa-	
3	tion	15%
4	"(4) Sumter County Trust Fund	
5	(Stipulations)	5%
6	"(5) University of West Alabama	5%
7	"(6) City of Livingston	5%
8	"(7) City of York	5%
9	"(8) Town of Epes	3%
10	"(9) Town of Gainesville	3%
11	"(10) Town of Geiger	3%
12	"(11) Town of Emelle	3%
13	"(12) Town of Cuba	2%
14	"(13) Sumter County Rescue Squad	1%
15	"(14) Sumter County Fire Fighters	
16	Association	1%
17	"(15) Sumter County Sewer Authority	
18	(with stipulation)	3%
		but not exceeding
		\$100,000 per fiscal
		year. Any percentage
19		amounts that would ex-

ceed this \$100,000 cap shall be distributed as provided in subsection (c) by the county commission.

20           "(16) Sumter County Water Authority        3%

21           "(17) Sumter County Library Systems  
  3%

of the 3%, 1% shall be distributed to the York Library and 1% shall be distributed to the Ruby Pickens Tartt Library

22  
23           "(18) Coleman Culture Center                .50%

24           "(19) Sumter Historical Society               .50%

25           "(20) Federation of Southern Coop-  
26           eratives                                   .50%

27           "(21) Sumter County Chamber of Com-  
28           merce                                        .50%

29           "(22) Hill Hospital                              1%

30           "(23) Sumter Industrial Board                   1%

31           "(24) Sumter County Department of            1%

## 1 Human Resources

2 "(c) (1) All recipients of funds pursuant to this  
3 section must be a nonprofit or governmental entity and must  
4 provide an annual financial report to the Chair of the Sumter  
5 County Commission and the Sumter County legislative  
6 delegation. The delegation may also adopt rules for and  
7 require the application of additional financial assurances of  
8 an entity, including the requirement of periodic audits of the  
9 entities.

10 "(2) If any nonprofit receiving payment pursuant to  
11 this section is dissolved or loses its nonprofit status, its  
12 distributive share shall be held in trust by the Sumter County  
13 Commission for up to one fiscal quarter and shall be  
14 redistributed by resolution to one or more nonprofit or  
15 governmental entities named in subsection (a) or (b)."

16 Section 2. All laws or parts of law in conflict with  
17 this act are repealed and replaced by this act and Act 90-612,  
18 (Acts 1990, p. 1124), 1990 Regular Session, as amended by Act  
19 94-700, (Acts 1994, p. 1354), 1994 Regular Session, is hereby  
20 specifically repealed.

21 Section 3. This act shall become effective on the  
22 first day of the first month following its passage and  
23 approval by the Governor, or its otherwise becoming law.

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Speaker of the House of Representatives



President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 12-MAY-15.

Jeff Woodard  
Clerk

Senate

21-MAY-15

Passed

**APPROVED** May 27, 2015

**TIME** 4:30 pm

  
**GOVERNOR**

CO-SPONSORS

- Howard 7228
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**REPORT OF STANDING COMMITTEE**

This bill having been referred by the House to its standing committee on Local Government acted upon by such committee in session, and returned therefrom to the House with the recommendation that it be Passed, w/amend(s) w/sub 20 15 this 14th day of May, 2015.  
John Bales, Chairperson

DATE: 5-7 2015  
 RF \_\_\_\_\_ RD 2 CAL \_\_\_\_\_

DATE: \_\_\_\_\_ 20\_\_\_\_  
 RE-REFERRED  RE-COMMITTED   
 Committee \_\_\_\_\_

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill,  
 HB 6016.  
 YEARS 20 NAYS 0  
 JEFF WOODARD,  
 Clerk

FURTHER HOUSE ACTION (OVER)

RD 1 RD 2 RD 3

This Bill was referred to the Standing Committee of the Senate on CC1 and was acted upon by such Committee in session and is by order of the Committee returned therefrom with a favorable report w/amd(s) \_\_\_\_\_ w/sub \_\_\_\_\_ w/eng sub \_\_\_\_\_ by a vote of \_\_\_\_\_ years \_\_\_\_\_ nays \_\_\_\_\_ abstain \_\_\_\_\_ this 14th day of May, 2015.  
Patrick Harris, Chairperson

DATE: 5-19 2015  
 RF PAJ RD 2  CAL

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill,  
 HB 616.  
 YEARS 30 NAYS 0  
 PATRICK HARRIS,  
 Secretary

DATE: 5-21-15 RD 3 at length  
 PASSED  PASSED AS AMENDED

YEAS 30 NAYS 0  
 And was ordered returned forthwith to the House.  
 PATRICK HARRIS,  
 Secretary

DATE: \_\_\_\_\_ 20\_\_\_\_  
 INDEFINITELY POSTPONED YEARS \_\_\_\_\_ NAYS \_\_\_\_\_

DATE: \_\_\_\_\_ 20\_\_\_\_  
 RECONSIDERED \_\_\_\_\_ YEARS \_\_\_\_\_ NAYS \_\_\_\_\_

FURTHER SENATE ACTION (OVER)