HB253

105947-2

By Representative Lindsey (Constitutional Amendment)

RFD: Education Appropriations

First Read: 03-FEB-09
ENROLLED, An Act,

To propose an amendment to Section 269 of the Constitution of Alabama of 1901, as amended by Amendment No. 111 to the Constitution of Alabama of 1901, now appearing as Section 269 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, relating to special county educational taxes, to provide that the taxes may be levied by a majority vote, not by three-fifths vote, of those voting at the election.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 1901, as amended, is proposed and shall become valid as a part thereof when approved by a majority of the qualified electors voting thereon and in accordance with Sections 284, 285, and 287 of the Constitution of Alabama of 1901, as amended:

PROPOSED AMENDMENT

"Sec. 269.

"The several counties in this state shall have power to levy and collect a special tax not exceeding ten cents on each one hundred dollars of taxable property in such counties, for the support and furtherance of education in such manner as may be authorized by the legislature; provided, that the rate of such tax, the time it is to continue, and the purpose
thereof, shall have been first submitted to a vote of the qualified electors of the county, and voted for by
three-fifths a majority of those voting at such election; but the rate of such special tax shall not increase the rate of
 taxation, state and county combined, in any one year, to more than one dollar and twenty-five cents on each one hundred
dollars of taxable property; excluding, however, all special county taxes for public buildings, roads, bridges, and the
payment of debts existing at the ratification of the Constitution of eighteen hundred and seventy-five."

Section 2. An election upon the proposed amendment shall be held in accordance with Sections 284 and 285 of the Constitution of Alabama of 1901, now appearing as Sections 284 and 285 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, and the election laws of this state.

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

"Proposing an amendment to the Constitution of Alabama of 1901, to amend to Section 269 of the Constitution of Alabama of 1901, as amended by Amendment No. 111 to the Constitution of Alabama of 1901, now appearing as Section 269
of the Official Recompilation of the Constitution of Alabama
of 1901, as amended, relating to special county educational
taxes, to provide that the taxes may be levied by a majority
vote, not by three-fifths vote, of those voting at the
election.

"Proposed by Act ______.

This description shall be followed by the following
language:

"Yes ( ) No ( )."
I hereby certify that the within Act originated in and was passed by the House 26-FEB-09.

Greg Pappas
Clerk

Senate 14-MAY-09 Passed