

1 HB163
2 144049-2
3 By Representatives Baker, Shiver and Jones (Constitutional
4 Amendment)
5 RFD: Local Legislation
6 First Read: 06-FEB-13

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8 SYNOPSIS: This bill would propose a local
9 constitutional amendment relating to Escambia
10 County to authorize the trustees of the Escambia
11 County Oil and Gas Severance Trust to loan funds to
12 Escambia County specifically for economic
13 development and for roads and bridges and other
14 capital projects in the county and to authorize
15 other investments as otherwise provided for by
16 local law.

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18 A BILL
19 TO BE ENTITLED
20 AN ACT

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22 Relating to Escambia County; proposing an amendment
23 to the Constitution of Alabama of 1901, to authorize the
24 trustees of the Escambia County Oil and Gas Severance Trust to
25 loan funds to Escambia County specifically for economic
26 development and for roads and bridges and other capital

1 projects in the county and to authorize other investments as
2 otherwise provided for by local law.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

8 PROPOSED AMENDMENT

9 In addition to any other authority granted pursuant
10 to the Constitution or otherwise authorized by law, the
11 trustees of the Escambia County Oil and Gas Severance Trust
12 may loan all or any part of the funds on deposit in the trust
13 fund to Escambia County, and the Escambia County Commission
14 may borrow the funds from the trust fund and shall be required
15 to expend all funds borrowed solely for the purpose of
16 economic and industrial development in Escambia County or for
17 the construction, maintenance, or repair of roads and bridges
18 or other capital projects within Escambia County. Any loan by
19 the trust fund shall be a general obligation of Escambia
20 County, the repayment of which shall be made in equal
21 semi-annual installments of principal and interest over a term
22 not to exceed 15 years from the date of the loan, at a rate of
23 interest equal to one percent more than the published market
24 rate payable on 10-year term U.S. Treasury Notes prevailing on
25 the date of the loan. In addition, the trustees may invest the
26 trust funds in other investments as otherwise provided by

1 local law and any prior local law authorizing the investment
2 of trust funds is ratified and confirmed.

3 Section 2. An election upon the proposed amendment
4 shall be held in accordance with Amendment 555 to the
5 Constitution of Alabama of 1901, now appearing as Section
6 284.01 of the Official Recompilation of the Constitution of
7 Alabama of 1901, as amended, and the election laws of this
8 state.

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

14 "Relating to Escambia County, proposing an amendment
15 to the Constitution of Alabama of 1901, to authorize the
16 trustees of the Escambia County Oil and Gas Severance Trust to
17 loan funds to Escambia County specifically for economic
18 development and for roads and bridges and other capital
19 projects in the county and to authorize other investments as
20 otherwise provided for by local law.

21 "Proposed by Act _____"

22 This description shall be followed by the following
23 language:

24 "Yes () No ()."