

ACCA Final Legislative Report: 2016 Legislative Session

Tuesday, May 31, 2016

The Association of County Commissions of Alabama (ACCA) has once again had a very productive legislative year. Nine bills and one resolution identified as ACCA bills have now become law. Many more bills that could have negatively impacted county government failed to pass before the legislative session came to an end. And with the help of county officials and employees, the ACCA staff was able to amend several dozen bills to benefit counties in small and significant ways.

The Legislature worked at a furious pace this session, leading to final adjournment in early May. However, Governor Bentley has hinted at the possibility of a special legislative session in the coming months. Clearly, the Governor's proposed prison bond issue as well as Medicaid would be the focus, but several other bills are also likely to come back up if a special session is called.

The attached report references all the laws enacted this session that could impact the operation of county government, including local bills. In the coming days, the Association staff will provide a separate report outlining those bills that failed this session, but are expected to come back up in the future. Additionally, the ACCA staff will continue to keep county officials and employees updated about a special session and any bills that might be brought back up that could impact county government.

In the meantime, please take a moment to review the Association's Final Legislative Report of the 2016 Regular Session, which is divided into three sections:

- 1) **ACCA Bills Enacted Law** (page 2)
- 2) **New Laws Impacting Counties** (page 4)
- 3) **Newly Enacted Local Laws** (page 11)

The Association staff thanks all county officials, employees, and affiliate organization members that participated in this year's legislative advocacy efforts. Please don't hesitate to contact a member of the staff with any questions about the contents of this report.

ACCA BILLS ENACTED AS LAW

SIMPLIFIED SELLERS USE TAX REMITTANCE ACT

Act 2016-110 by Sen. Pittman and Rep. Scott

This act amends the Simplified Sellers Use Tax Remittance Act to allow an out-of-state company that participates in the Simplified Use Tax Remittance Program to continue participating if it establishes a physical location in Alabama as long as the in-state business is not established for the purpose of making in-state retail sales and does not sell retail items from the location. The Department of Revenue anticipates this change will attract new program participants that currently have no legal obligation to collect and remit state or local sales or use tax on sales made into the state. **Signed into law on April 4, 2016. Effective immediately.**

RETIRING DEPARTMENT HEADS

Act 2016-128 by Sen. Reed and Rep. Ainsworth

The old ethics law prohibited a retiring department head from contracting with his or her former employer for a period of two years after he or she left employment. This would have significantly hampered counties during the period of transition since the expertise of the retiring person would have significantly aided in training his or her replacement. Under this act, retiring department heads can now temporarily contract with their former employer to provide transitional assistance for a limited time. **Signed into law April 11, 2016. Effective immediately.**

APPOINTING OUTSIDE COUNSEL FOR LITIGATION OF PROPERTY TAX CASES

Act 2016-127 by Sen. Williams and Rep. Lee

In the past, the local district attorney was required to handle all ad valorem tax cases within their respective circuit. Due to the need for specialized counsel with expertise in certain ad valorem tax cases, the newly passed law allows the county commission to contract with outside counsel in property tax appeals and to appropriate funds for that representation to be paid from the county's reappraisal budget. The law will also allow for self-insurance liability funds (the ACCA Self-Insured Liability Fund) to provide a premium for coverage of these cases. **Signed into law April 12, 2016. Effective October 1, 2016.**

ALABAMA TRANSPORTATION SAFETY FUND

Act 2016-150 by Sen. Dial

This measure establishes a separate fund, distribution methodology and expenditure requirements for any additional road and bridge funds that are passed by the Legislature during the next two years. The measure is designed to ensure transparency in the expenditure of the funds and to provide the Legislature comfort in supporting additional revenue. **Signed into law April 26, 2016. Effective immediately.**

JOINT RESOLUTION: COST OF HOUSING JUVENILES

Act 2016-164 by Sen. Williams

The state's juvenile justice system is costly, inefficient and unfortunately in many instances, ineffective. This legislatively-created study commission will review Alabama's juvenile justice system and make recommendations for changes that ensure adequate funding and administration of juvenile care, detention, and custody. Through participation in this commission, counties will advocate for a juvenile justice system that includes state and municipal participation and properly limits the county's role in the care and detention of juveniles held pursuant to state or municipal laws or programs. **Signed into law April 26, 2016. The commission will have its first meeting no later than September 1, 2016.**

PROTECTING COUNTY FIET MONIES

Act 2016-280 by Rep. Blackshear

In an effort to ensure that counties do not inadvertently lose county revenues from any new credits of the financial institutions excise tax, this act prohibits any future FIET tax credits from being applied to the county-distributed portion of this state tax. Several bills are introduced each year to allow certain businesses a tax credit against income or financial institutions excise taxes, and with passage of this legislation county revenues are now protected from being reduced as a result. **Signed into law May 10, 2016. Effective immediately.**

COOPERATIVE PURCHASING FOR SERVICES

Act 2016-298 by Rep. Patterson

This bill was originally drafted to allow boards of education to purchase items requiring service agreements through U.S. Communities and other government purchasing cooperatives. It was amended in the Senate Governmental Affairs Committee to include counties. As a result of this act, counties may now use U.S. Communities and other approved cooperatives for the purchase of items that come with a service agreement – such as a copier or printer. **Signed into law May 10, 2016. Effective immediately.**

OMNIBUS PAY ACT

Act 2016-335 by Rep. McMillan

In an effort to simplify the process and availability for granting increases to local elected officials under the Omnibus Pay Act, this legislation removes the limitation that local elected officials only receive increases granted at the time the county budget is adopted and limits increases to any uniform cost of living adjustments granted to all county employees. It is the belief of the Association that this legislation will help to alleviate confusion and controversy related to proper application of this important law. **Signed into law May 11, 2016. Effective on August 1, 2016.**

POLICE JURISDICTION REFORM

Act 2016-391 by Sen. Cam Ward

As passed by the Legislature, this act requires the affirmative vote of a municipality to extend the police jurisdiction following an annexation and would prohibit a city from exercising any police jurisdiction outside the corporate limits where noncontiguous property has been annexed into the municipality. The new law also allows those cities with a police jurisdiction of 3 miles to reduce the jurisdiction to 1.5 miles by duly adopted ordinance. **Signed into law May 10, 2016. Effective immediately.**

ABATEMENT OF COUNTY TAXES

Act 2016-405 by Rep. Fincher and Sen. Brewbaker

This new act makes it clear that a municipality or municipal public industrial authority can only abate a county tax if there is a corresponding municipal tax that is abated as well and provides that any abatement granted by a municipality or municipal public industrial authority can only be in the same amount or percentage as the abatement of the corresponding municipal tax. **Signed into law May 13, 2016. Effective immediately.**

NEW LAWS IMPACTING COUNTIES

COUNTY ADMINISTRATION

Act 2016-347 (HB 124 by Rep. Collins) – County Superintendent Offices

Current law requires that the county commission provide office space to the county superintendent at the county seat. This act provides that in counties with a population of 100,000 or more, local laws can be passed to provide for the superintendent's office to be located somewhere other than the county seat.

The law takes effect on August 1, 2016.

Act 2016-18 (HB 174 by Rep. Faulkner) – Uniform Minimum Wage and Right to Work Act

This new law prohibits local governments from establishing a minimum wage or other benefits for employees of private employers. Counties did not have this authority prior to passage of this act, so this new law should have no real impact on county government. This law took effect on February 25, 2016.

Act 2016-306 (HB 332 by Rep. Jones) – Abolishment of Common Law Marriage

This new law abolishes common law marriages in Alabama effective January 1, 2017. The state will still recognize common law marriages entered into before that date. Counties should take note of this change, as it could affect some county employees' family coverage health insurance plans. The law takes effect on January 1, 2017.

Act 2016-406 (SB 335 by Sen. Sanford) – Private Audit and Collecting Firms

This act makes several technical changes to the law authorizing counties and municipalities to contract with a private auditing and collecting firm for the administration of local tax collection and enforcement, including requiring that a copy of the contract with the municipality or county be provided at first contact with a taxpayer, requiring that a final assessment or forced collection action based upon an audit conducted by a private firm be signed by a public official or designated employee of the county or municipality, and requires a municipality or county that has opted-out of the Alabama Tax Tribunal to utilize an independent hearing or appeals officer not affiliated with the private firm to conduct any administrative hearings required. The act also requires training on customer relations and professional courtesies and the creation of a hotline for taxpayer complaints related to audits from private firms. This act takes effect on January 1, 2017.

Act 2016-398 (SB 366 by Sen. Albritton) – Garnishment of State Retirement Benefits

Current law exempts state retirement benefits from garnishment in most instances. This act would allow for garnishment of state retirement benefits for the collection of unpaid court costs and restitution under procedures set out in the new law. This act takes effect on August 1, 2016.

CONSTITUTIONAL AMENDMENTS

Act 2016-86 (HB 37 by Rep. Mooney) – Right to Work Constitutional Amendment

This Act proposes a constitutional amendment which, if approved by the voters at the general election in November, will provide that the right of persons to work in the state cannot be denied or abridged because of membership or non-membership in a labor union. The amendment would prohibit requiring participation in a union or paying dues to such an organization as a condition of employment but would also prohibit denying a person the right to participate in a union as a condition of employment.

Act 2016-267 (HB 311 by Rep. Daniels) – Major 21st Century Manufacturing Zones

In 2013, the Legislature enacted legislation authorizing a county or municipality to establish a tax increment district within a Major 21st Century Manufacturing Zone, which was defined as any area of not less than 250 acres of real property within a municipality determined to be suitable for automotive or similar industrial facilities. This act proposes a constitutional amendment that, if ratified, would grant any municipality or county that has established a tax increment district within a Major 21st Century Manufacturing Zone the sole discretion to determine the consideration it will receive for the redevelopment, rehabilitation, or conservation of property disposed of for the benefit of a private interest without regard to constitutional provisions restricting or prohibiting the use of public property or monies for private interests. Questions have been raised regarding the ability to issue bonds for such a purpose. This proposed constitutional amendment would remove those concerns and also validate and confirm the Major 21st Century Manufacturing Zone Act enacted in 2013.

ELECTIONS & VOTING RIGHTS

Act 2016-337 (HB 27 by Rep. McMillan) – Fair Ballot Commission

This Act amends the recently-enacted law creating a Fair Ballot Commission charged with providing the public with fair and accurate explanations of statewide ballot measures. It provides that comments developed by the Commission will be publicly accessible on the Secretary of State's website. The original law required this information to be posted on the Legislature's website. **This change takes effect on August 1, 2016.**

Act 2016-311 (SB 73 by Sen. Holley) – Increase in Board of Registrars' Compensation

This act increases the compensation for members of the Board of Registrars from \$60 to \$80 per day. As with all compensation for registrars, the county commission will be required to pay this compensation and seek reimbursement from the state. This act also authorizes the county commission to allow a member of the county board of registrars who has served at least 16 years in that position to participate in any health insurance program provided by the county. This does not apply to any state health insurance program.

This act takes effect on October 1, 2016.

Act 2016-387 (SB 186 by Sen. Coleman-Madison) – Restoration of Voting Rights

This act expedites the process for restoration of voting rights for a former convict who has paid all fines and restitution by requiring the Board of Pardons and Paroles to process an application for restoration of rights within 30 days and requiring the Board to approve the application within 14 days if all conditions are met.

The act also requires each state or county correctional facility, prison, or jail to post materials notifying incarcerated individuals of the requirements and procedures for having one's voting rights restored.

This act takes effect on August 1, 2016.

Act 2016-317 (SB 200 by Sen. McClendon) – Electronic Poll Books

This act authorizes the Secretary of State to implement a pilot project for using electronic poll books in lieu of printed voter lists. The consent of the county commission and judge of probate is required for participation in the project. The act sets out procedures to be implemented to ensure the accuracy and protection of data included in the electronic poll books. Counties will be contacted by the Office of the Secretary of State regarding participation in this program and should consult with the probate judge before making a decision. **This act takes effect on August 1, 2016.**

JAILS, PRISONS & YOUTH SERVICES

Act 2016-360 (HB 323 by Rep. Jim Hill) – Sentencing Juvenile Offenders in Capital Cases

This act provides that a person convicted of a non-homicide crime committed when under the age of 18 years or convicted of a capital offense committed when under the age of 18 years may be sentenced to a maximum sentence of life imprisonment, rather than life imprisonment without parole. **This law took effect on May 11, 2016.**

Act 2016-363 (HB 335 by Rep. Jack D. Williams) – Interpreters in Juvenile Court

This law requires the appointment of an interpreter in juvenile and criminal proceedings where it is determined that a party to the proceedings is deaf or does not speak English. The costs of the interpreter shall be paid by the state, but the court may assess costs as appropriate to parties to the action. **The law takes effect on August 1, 2016.**

Act 2016-418 (SB 268 by Sen. Ward) – Medicaid for Inmates

This act provides that an inmate in a public institution under the administrative control or responsibility of the Department of Corrections shall have his or her eligibility for Medicaid suspended, but not terminated, and if otherwise eligible for Medicaid benefits shall be eligible for temporary reinstatement of Medicaid eligibility for care received outside of a public institution as an inpatient in a medical institution for more than 24 hours. The law requires the Alabama Medicaid Agency to evaluate the administrative impact of expanding this act to inmates of public institutions under the control of counties or municipalities and report its findings to the Legislature by the fifth day of the 2017 Legislative Session. **This act took effect on May 12, 2016 and shall be operative one year after its effective date.**

ECONOMIC DEVELOPMENT

Act 2016-389 (SB 208 by Sen. Orr) – Reporting Economic Tax Incentives

This act requires state agencies which administer economic tax incentives to prepare and submit an annual report to the Legislature regarding each economic tax incentive that the agency administers. The report shall include information related to whether the incentive has been successful in meeting its purposes, whether there has been a positive return on the investment with regard to state and local tax revenues from the business or industry granted the incentive, and what the economic results from the granting of the incentive have been. The agencies required to report may request necessary information from local agencies and officials needed to complete the report. **Signed into law on May 12, 2016.**

Act 2016-403 (HB 201 by Rep. Poole) – Payments or In-kind Awards related to Abatement of Taxes

Current law provides that any payment, contribution, or other financial or in-kind award received from an entity whose taxes have been abated shall be divided between the governmental entities whose taxes were abated on a pro-rata basis, unless the party receiving the award can prove it is not related to the granting of any abatement. This act amends current law to allow any county or municipality whose taxes are subject to abatement to waive these requirements by resolution adopted by affirmative vote of a majority of its members. **This act takes effect on August 1, 2016.**

TRANSPORTATION ISSUES

Act 2016-257 (SB 92 by Sen. Orr) – Design Build Authorized for ALDOT Projects

This act authorizes the Alabama Department of Transportation to enter into design-build contracts for certain road and bridge projects costing not less than \$100,000,000. The Department is required to develop procedures for use of design-build contracts that include, at a minimum, project proposal content,

selection criteria, prequalification, applicant interview, and proposal evaluation, negotiation, selection, and award. **This act took effect on May 3, 2016.**

Act 2016-260 (SB 175 by Sen. Allen) – Bid Guaranties for ALDOT Projects

This act increases the maximum bid bond for public works projects and all ALDOT projects from \$10,000 to \$50,000. **This act took effect on May 3, 2016.**

VEHICLE REGULATIONS & FEES

Act 2016-190 (HB 88 by Rep. Barry Moore) – Weight Exemption for Concrete Mixing Trucks

This act provides a weight limit exemption for concrete mixing trucks operating within 50 miles of their home base as long as the truck's weight does not exceed the maximum allowable gross weight for the vehicle. **This law takes effect on July 1, 2016.**

Act 2016-336 (HB 11 by Rep. Faust) – Driver's License Renewal Period Extended

This law extends the period in which a person can renew a driver's license from 30 days to 180 days prior to its expiration date. Additionally, this law exempts active duty service members from the 180 day renewal period if they are unable to renew during that period due to deployment. **The new law takes effect on August 1, 2016.**

Act 2016-339 (HB 94 by Rep. Baker) – Tag Fee Exemption for Disabled Veterans

This law allows a disabled veteran to obtain any license plate from the distinctive or personalized license plate category, including the disabled veteran plate, by paying a reduced registration fee of five dollars. The veteran will be required to pay any additional fee required for the distinctive or personalized license plate category. **This law takes effect on January 1, 2017.**

Act 2016-343 (HB 101 by Rep. Garrett) – Raised Beds on Dump Trucks

This act prohibits driving a dump truck on any highway of the state with the bed of the truck raised to more than a 20-degree angle except when the dump truck is actively engaged in dumping its load. Violation of this law is a Class C misdemeanor, which is punishable by a fine of \$500 and/or 3 months in jail. **This law takes effect on August 1, 2016.**

Act 2016-421 (HB 146 by Rep. Wilcox) – Boats and Vessels ID Stickers

This act requires owners of boats and vessels to obtain from the county licensing official five-year ID stickers to be placed on both sides of the bow of a boat or vessel. The fee for the stickers is \$20.00 with a \$2.00 issuance fee paid to and expended at the sole discretion of the county licensing official. Proceeds from the stickers will be distributed to the Department of Conservation and Natural Resources earmarked for the operation of state parks. This act also allows the owners of boats and vessels to purchase ID stickers supporting any organization with a distinctive motor vehicle license tag. The cost of distinctive ID stickers is \$50, with \$25 earmarked for the supported organization and \$25 earmarked to the Department of Conservation and Natural Resources for the operation of state parks. **This act took effect on May 13, 2016, although the implementation date for these changes is October 1, 2016.**

Act 2016-361 (HB 327 by Rep. Wood) – Civil Penalties for Mandatory Liability Insurance

This act requires the Alabama Law Enforcement Agency to develop procedures for reviewing motor vehicle incidents to determine if the driver involved in the incident received a citation for failure to comply with Alabama's mandatory liability insurance law, and to independently investigate whether the driver was

properly insured. The law allows for the agency to assess civil penalties where determined the driver was not properly cited for noncompliance with the law. **This law goes into effect on August 1, 2016.**

Act 2016-151 (SB 271 by Sen. Beasley) – Sale of Vehicles

This act provides for the Alabama Law Enforcement Agency to dispose of its vehicles and property through public auction or negotiated sale, but specifically provides that the agency may sell any vehicles or property to a county or municipal entity. **This act took effect on April 26, 2016.**

Act 2016-166 (SB 215 by Sen. Holley) – School Bus Cameras

This act establishes a process for a school board to utilize school bus cameras to identify drivers who fail to stop for the loading and unloading of children. The act allows but does not require the participation of the county commission and sheriff in a program utilizing cameras, so this act should not have any application to county government, including the sheriff's office. **This act takes effect on July 1, 2016.**

Act 2016-408 (SB 163 by Sen. Dial) – Distinctive Tags for State Parks

This act provides for a distinctive license plate for state parks with all proceeds from the additional fee to be distributed to the Department of Conservation and Natural Resources for the use and benefit of the state park system. Additionally, the act makes changes to the requirements for payment of additional fees for other distinctive tags such as helping school tags and tags for retired and disabled veterans. **The distinctive plate for state parks shall take effect on January 1, 2017 and the other provisions of the act shall take effect on August 1, 2016.**

BEVERAGE CONTROL

Act 2016-222 (HB 69 by Rep. Tuggle) – Community Development Districts

This act narrowly amends the definition of community development districts to include certain properties in wet counties that do not authorize Sunday sales and are located on or near a marina. It also extends the definition to include certain properties located in dry counties that share a geographic border with another state, provided the property has an elevation of at least 1,500 feet and maintains certain recreational activities as set out in the act. **This act takes effect on July 1, 2016.**

Act 2016-97 (HB 176 by Rep. Daniels) – Retail Sales from Licensed Breweries

This new law will allow certain licensed brewery manufacturers and brewpubs to sell certain quantities of their beer for off-premises consumption under restrictions and procedures set out in the act. They may also donate beer for charitable events. The law deletes the restriction in current law providing that brewpubs can only be located in historic buildings, historic districts, economically distressed areas, or places where beer was brewed for public consumption prior to Prohibition. **This act takes effect on June 1, 2016.**

Act 2016-131 (SB 166 by Sen. Coleman-Madison) – Off-site Wine Tastings

This act allows a table wine manufacturer licensee to establish and operate an off-site tasting room for tastings or samplings and to sell the licensee's table wine at retail. The licensee may also donate wine to charitable events. Additionally, this act allows an association representing wineries and grape growers in the state to establish and operate an off-site tasting room and sell at retail table wines produced by wine manufacturer licensees in the state. All state and federal laws and regulations applicable to on-site tasting rooms shall apply to an off-site tasting room. **This act takes effect on July 1, 2016.**

Act 2016-130 (SB 132 by Sen. Singleton) – Distilleries Sales for Off-Premises Consumption

This act allows a licensed distillery to sell up to 750 milliliters of its product per day for off-premises consumption. The distillery is required to keep records of sales for off-premises consumption and must ensure that liquor sold for off-premises consumption is sealed, labeled, packaged, and taxed in accordance with state and federal laws and regulations. **This act takes effect on July 1, 2016.**

Act 2016-111 (SB 219 by Sen. Beasley) – Wine or Liquor Tasting at Liquor Stores

This act authorizes liquor or wine tastings to be held by a licensed manufacturer on the premises of a liquor store operated by the state or otherwise. The Alabama Alcoholic Beverage Control Board shall regulate the procedure for such tastings. **This act shall take effect on October 1, 2016.**

OTHER IMPORTANT NEW LAWS

Act 2016-294 (HB 66 by Rep. Mike Hill) – Firefighter Immunity

This law provides immunity from tort liability for "tactical medics" operating on-duty in direct support of a tactical law enforcement unit to provide medical services at high risk incidences. Under the law, a "tactical medic" means a firefighter paramedic or emergency medical technician licensed by the State and employed by the state or a county or municipality. **The law takes effect on August 1, 2016.**

Act 2016-342 (HB 98 by Rep. Standridge) – Retired Military Pistol Permit

This law will allow a retired military veteran meeting conditions for a pistol permit to obtain the permit in his or her county of residence without paying a fee for the permit upon proof that he or she is a military retiree and presentation of the government-issued Veteran Identification Card or a Proof of Military Service form. The retired veteran will also be allowed to renew the permit without paying a fee as long as he or she meets the conditions for renewal. **This law takes effect on August 1, 2016.**

Act 2016-351 (HB 215 by Rep. Baker) – Volunteer Fire Department Standards

This act makes several important changes to the law governing volunteer fire departments including providing minimum standards for certification, authorizing decertification of departments that do not meet standards, and authorizing the Alabama Forestry Commission to adopt rules and procedures for certification and decertification of volunteer fire departments. **This act takes effect on August 1, 2016.**

Act 2016-378 (HB 534 by Rep. Knight) – Office of Minority Affairs

This act creates the Governor's Office of Minority Affairs as a new cabinet level position to be managed by a director appointed by the governor. The law also creates an Advisory Board on Minority Affairs to serve as a resource for the director in an advisory capacity. **The new law took effect on May 11, 2016.**

Act 2016-61 (SB 45 by Sen. Bussman) – Statewide 911 Board

This act extends the existence and function of the statewide 911 board until October 1, 2020.

Act 2016-149 (SB 54 by Sen. Ward) – Alabama Trails Commission Makeup

This act makes several changes to the composition of the Alabama Trails Commission which is charged under the law with advancing development, interconnection, and use of trails in this state. One change important to counties is that the Commission will now have a representative of both county and municipal government at all times. **This law takes effect on July 1, 2016.**

Act 2016-114 (SB 58 by Sen. Whatley) – Regulation of Seed

This act prohibits any county or municipality from adopting any law, ordinance, rule, regulation, or resolution that in any way attempts to regulate the cultivation, harvesting, production, processing, registration, labeling, marketing, sale, storage, transportation, distribution, possession, notification of use, and planting of seeds. Counties did not have the authority to regulate these matters prior to passage of this law, so this should have no negative impact on county government. **This act took effect on April 4, 2016.**

Act 2016-312 (SB 81 by Sen. Orr) – Prohibition against Boycotting by Contractors

This act prohibits a governmental entity from entering into any contract subject to the competitive bid law or public works law unless the contract includes a representation that the business with which it is contracting is not currently engaged in and will not engage in, the boycott of a person or an entity based in or doing business with a jurisdiction with which this state enjoys open trade. **This act takes effect on August 1, 2016.**

Act 2016-385 (SB 159 by Sen. Glover) – Survivors' Benefits for Rescue Squads

Under current law, surviving beneficiaries of law enforcement officers and firefighters who are killed or disabled in the line of duty are entitled to free college tuition and compensation paid by the state. This act adds members of organized rescue squads within the definition of firefighters for purposes of providing these survivor benefits in the event of death or disability. **This act takes effect on August 1, 2016.**

Act 2016-394 (SB 339 by Sen. Dial) – Changes to State Emergency Medical Control Committee

This act alters the makeup of the State Emergency Medical Control Committee charged with assisting the State Board of Health with formulating rules and policy pertaining to emergency medical services and repeals the EMS Advisory Board which had included a representative of county government. Members added to the State Emergency Medical Control Committee under this act include several representatives that had served on the EMS Advisory Board, including representatives of rescue squads and volunteer fire departments. **This act took effect on May 12, 2016.**

NEWLY ENACTED LOCAL LAWS

Autauga County

Act 2016-71 (SB 250 by Sen. Clyde Chambliss)

Autauga Co., coroner, benefits provided by county commission, reimbursement of certain expenses.

Act 2016-72 (SB 251 by Sen. Clyde Chambliss)

Autauga Co., sheriff, use of debit or credit card provided for

Act 2016-73 (SB 252 by Sen. Clyde Chambliss)

Autauga Co., sheriffs, additional qualifications, continuing education, expense allowance and compensation.

Act 2016-266 (SB 415 by Sen. Clyde Chambliss)

Autauga Co., door to door sales, licensed required, business licenses, civil penalties for failing to obtain.

Act 2016-250 (HB 470 by Rep. Paul Beckman)

Autauga Co., real property sales, transfer of duties from judge of probate to revenue commissioner

Baldwin County

Act 2016-271 (HB 456 by Rep. Steve McMillan)

Baldwin Co., golf carts, operation on public streets, municipality may authorize, const. amend.

Act 2016-273 (HB 476 by Rep. Randy Davis)

Baldwin Co., Judicial Commission appointments, appointee to serve for full-term beginning at end of appointment, const. amend.

Act 2016-274 (HB 510 by Rep. Steve McMillan)

Baldwin Co., municipalities, toll road authority, Legislature by local law may provide for, issuance of bonds, const. amend.

Act 2016-290 (HB 516 by Rep. Randy Davis)

Spanish Fort, boundary altered to annex certain property, property deannexed from Daphne.

Act 2016-287 (HB 484 by Rep. Steve McMillan)

Baldwin Co., medical services for indigent persons, Indigent Care Board, co. commission to adopt criteria for, disbursement of funds, Sec. 45-2-171.21 am'd.

Bibb County

Act 2016-382 (HB 568 by Rep. April Weaver)

Bibb Co., supernumerary tax assessor-collector, compensation, cost-of-living increase

Blount County

Act 2016-194 (HB 302 by Rep. David Standridge)

Blount Co., sheriff's pistol permit fee, deposit of funds, Sec. 45-5-232 am'd.

Act 2016-196 (HB 436 by Rep. Randall Shedd)

Blount Co., co. commission, sales and use tax, additional, distribution, referendum

Calhoun County

Act 2016-144 (HB 339 by Rep. Randy Wood)

Calhoun Co., territory in co., subject only to police jurisdiction and planning of municipality in co., const. amend.

Act 2016-70 (SB 110 by Sen. Del Marsh)

Calhoun Co., bingo games, adjusted gross proceeds designated for charitable or educational purposes, Secs.

45-8-150.07, 45-8-150.08 am'd.

Act 2016-284 (HB 469 by Rep. Richard J. Lindsey)

Piedmont, alcoholic beverages, Sunday sales, off-premises sales, referendum.

Chambers County

Act 2016-234 (HB 492 by Rep. Bob Fincher)

Chambers Co., county authorized to levy additional sales tax in areas of county outside of municipal corporate limits, general sales and use, motor vehicles, and farm equipment sales and use tax, distribution of tax proceeds

Cherokee County

Act 2016-289 (HB 494 by Rep. Richard J. Lindsey)

Cedar Bluff, alcoholic beverages, Sunday sales authorized for certain retail licensees

Choctaw County

Act 2016-84 (HB 14 by Rep. Elaine Beech)

Choctaw Co., retirement benefits, Co. Revenue Commissioner to receive simultaneously supernumerary retirement benefits and benefits from Teachers' Retirement System related to separate time periods.

Act 2016-104 (HB 229 by Rep. Elaine Beech)

Choctaw Co., sheriff, service of process, fee authorized, sheriff's law enforcement fund established, and distribution of funds provided for.

Cleburne County

Act 2016-204 (SB 369 by Sen. Gerald Dial)

Cleburne Co., coroner, expenses further provided for.

Act 2016-236 (HB 500 by Richard J. Lindsey)

Cleburne Co., coroner, expenses further provided for

Crenshaw County

Act 2016-233 (HB 477 by Rep. Chris Sells)

Crenshaw Co., office of judge of probate, special fees, authorized for an additional ten years.

Colbert County

Act 2016-229 (HB 410 by Rep. Marcel Black)

Muscle, Shoals, warrant recall fee in municipal court cases, deposit of proceeds into Corrections Fund.

Act 2016-264 (SB 403 by Sen. Larry Stutts)

Muscle Shoals, civil service board, members, compensation, city council to set, Sec. 45-17A-50.04 am'd.

Act 2016-380 (HB 553 by Rep. Marcel Black)

Colbert Co., co. commission authorize to provide compensation of the chair and members

Coosa County

Act 2016-224 (HB 274 by Rep. Ron Johnson)

Kellyton, alcoholic beverage Sunday sales, referendum.

Act 2016-226 (HB 356 by Rep. Ron Johnson)

Coosa Co., judge of probate, special recording fees and motor vehicle ownership transfer fees, increased, Secs. 45-19-82.01, 45-19-82.23 am'd.

Act 2016-227 (HB 357 by Rep. Ron Johnson)

Coosa Co., judge of probate, authorized to electronically record all documents, Sec. 45-19-82.50 am'd.

Act 2016-372 (HB 532 by Rep. Mark Tuggle)

Coosa Co., sheriff, sale of abandoned or stolen property, sale of firearms and personal property further provided, use of Internet auction for personal property, use of proceed exclusively for law enforcement, Sec. 45-19-231 am'd.

Act 2016-373 (HB 533 by Rep. Mark Tuggle)

Coosa Co., sheriff, qualifications, and continuing education required

Cullman County

Act 2016-366 (HB 368 by Rep. Randall Shedd)

Cullman Co., cemetery board established, terms defined, members and duties, provided for, funding provided.

Dale County

Act 2016-53 (HB 18 by Rep. Steve Clouse)

Dale Co., sheriff, service of process, fee established, proceeds deposited in Dale Co. Sheriff's Service of Process Fee Fund.

Elmore County

Act 2016-195 (HB 350 by Rep. Reed Ingram)

Elmore Co., sheriff, qualifications, and continuing education required.

Escambia County

Act 2016-85 (HB 93 by Rep. Alan Baker)

Escambia Co., Oil and Gas Severance Trust, tax proceeds, investments in certificate of deposit, Sec. 45-27-246.30 am'd.

Etowah County

Act 2016-228 (HB 381 by Rep. Mack Butler)

Rainbow City, alcoholic beverage Sunday sales, referendum.

Act 2016-235 (HB 499 by Rep. Mack Butler)

Etowah Co., coroner, use of vehicle, retroactive effect

Act 2016-381 (HB 525 by Rep. Becky Nordgren)

Hokes Bluff, alcoholic beverage Sunday sales, referendum

Act 2016-370 (HB 528 by Rep. Craig Ford)

Etowah Co., distrib. of certain lodging taxes further provided for, Secs. 45-28-91.01, 45-28-91.02 am'd.

Act 2016-374 (HB 544 by Rep. Mack Butler)

Glencoe, alcoholic beverage Sunday sales, referendum

Act 2016-383 (HB 570 by Rep. Craig Ford)

Etowah Co., sheriff, booking fee in county jail, collection by clerk

Act 2016-368 (HB 374 by Rep. Craig Ford)

Etowah County; lodging tax, redistrib. Of proceeds

Fayette County

Act 2016-148 (HB 449 by Rep. Kyle South)

Fayette Co., elected officials authorized to participate in Employees' Retirement System, supernumerary program phased out, const. amend.

Act 2016-251(HB 502 by Rep. Kyle South)

Fayette Co., Water Coordinating and Fire Prevention Authority, board of directors, members further provided for, competitive bid laws, exemption deleted, Secs. 45-29-140.04, 45-29-140.06 am'd.

Act 2016-252 (HB 503 by Rep. Kyle South)

Fayette Co., county commission, judge of probate, membership, duties, and compensation further provided for, Secs. 45-29-71.02, 45-29-71.03, 45-29-71.04, 45-29-83 am'd.

Greene County

Act 2016-103 (HB 172 by Rep. Artis (A.J.) McCampbell)

Town of Union, corp limits alt.

Houston County

Act 2016-232 (HB 464 by Rep. Paul W. Lee)

Houston Co., county commission chair, expense allowance in lieu of mileage or vehicle, effective Dec. 2018, Sec. 45-35-70 am'd.

Act 2016-364 (HB 343 by Rep. Paul W. Lee)

Houston Co., service of process fee, charged for process of documents in family and juvenile courts 45-35-235 am'd.

Hale County

Act 2016-319 (SB 254 by Sen. Bobby Singleton)

Hale Co., abolishing office of constable.

Jackson County

Act 2016-115 (SB 303 by Sen. Steve Livingston)

Jackson Co., TVA in lieu of taxes, distribution, use of funds distributed to co. commission for disaster relief authorized, Economic Development Fund created, Sec. 45-36-162 am'd.

Act 2016-154 (SB 352 by Sen. Steve Livingston)

Hollywood, alcoholic beverages, Sunday sales.

Jefferson County

Act 2016-324 (SB 375 by Sen. J.T. (Jabo) Waggoner)

Jefferson Co., municipalities, issuance of license plates, issuance fees and commissions, retention by municipality, retroactive effect, Sec. 45-37-200.03 am'd.

Act 2016-323 (SB 401 by Sen. Priscilla Dunn)

Bessemer, camera enforcement of traffic speed and red light violations, further provided for.

Act 2016-225 (HB 308 by Rep. Louise Alexander)

Jefferson Co., Retirement System, Pension Board, membership revised, Act 2013-415, 2013 Reg. Sess., am'd; Sec. 45-37-123.21 am'd.

Act 2016-277 (HB 515 by Rep. Oliver Robinson)

Jefferson Co., Birmingham, mayor-council form of government, mayor, council, powers and duties, further provided for, council members prohibited from serving on other city boards, Secs. 45-37A-52.55, 45-37A-52.56, 45-37A-52.59, 45-37A-52.95, 45-37A-52.128, 45-37A-52.134, 45-37A-52.198, 45-37A-52.200, 45-37A-52.221, 45-37A-52.270 am'd.

Act 2016-323 (SB 401 by Sen. Priscilla Dunn)

Bessemer, camera enforcement of traffic speed and red light violations, further provided for

Act 2016-375 (HB 545 by Rep. David Faulkner)

Homewood, municipal judges and magistrates for municipal courts authorized to issue warrant recall fee for failure to appear or municipal ordinance or traffic violation, distrib. to municipal corrections fund.

Lauderdale County

Act 2016-200 (HB 490 by Rep. Phillip Pettus)

Lauderdale Co., Judicial Commission appointments, appointee to serve for full-term beginning at end of appointment, const. amend.

Act 2016-349 (HB 140 by Rep. Lynn Greer)

Lexington alcoholic beverages, sale of draft beer for on-premises and off-premises consumption for each day of the week except Sunday authorized, establishments that sell draft beer required to provide equipment necessary to dispense, referendum.

Marion County

Act 2016-275 (HB 517 by Rep. Mike Millican)

Marion Co., provide for an additional 3 mill property tax for fire protection, const. amend.

Marshall County

Act 2016-291 (HB 518 by Rep. Kerry Rich)

Marshall Co., Tennessee Valley Authority payments in-lieu-of-taxes, distrib., Act 86-564, 1986 Reg. Sess., am'd.

Madison County

Act 2016-205 (SB 359 by Sen. William L. Holtzclaw)

Madison, weed abatement as nuisance, notice, liens, foreclosure of property.

Act 2016-272 (HB 472 by Rep. Ritchie Whorton)

Madison Co., Judicial Commission appointments, appointee to serve for full-term beginning at end of appointment, const. amend.

Monroe County

Act 2016-262 (SB 381 by Sen. Greg Albritton)

Monroe Co., court costs, additional in circuit and district court cases, distrib. to circuit clerk, district attorney, and judiciary.

Montgomery County

Act 2016-147 (HB 33 by Rep. Reed Ingram)

Montgomery Co., sheriff authorized to participate in Employees' Retirement System in lieu of supernumerary program, const. amend.

Act 2016-117 (SB 201 by Sen. Dick Brewbaker)

Montgomery, traffic camera enforcement, Act 2011-298, 2011 Reg. Sess., Act 2011-337, 2011 Reg. Sess., repealed; Act 2009-740, 2009 Reg. Sess., am'd.

Pike County

Act 2016-54 (HB 134 by Rep. Alan Boothe)

Pike Co., bd. of registrars, expense allowance and compensation, add'l., payable from co. gen. fund.

Pickens County

Act 2016-120 (SB 225 by Sen. Gerald Allen)

Pickens Co., judge of probate, elections, run for reelection up to age of 75 years, const. amend.

Randolph County

Act 2016-16 (SB 8 by Sen. Gerald Dial)

Randolph Co., Randolph Health Care Authority, ad valorem tax, proceeds utilized to fund pensions of retired individuals from the health care authority.

Act 2016-288 (HB 491 by Rep. Bob Fincher)

Randolph Co., sales tax, co. commission authorized to levy additional tax, distrib. for jail construction, referendum

Shelby County

Act 2016-221 (HB 26 by Rep. Mike Hill)

Shelby Co., probate court, recording fees, additional, for legislative delegation office, Act 248, 1975 Reg. Sess. am'd.

Sumter County

Act 2016-230 (HB 417 by Rep. Artis (A.J.) Campbell)

Sumter Co., hazardous waste sites, solid waste fees, distribution to North Sumter Day Center, Act 83-480, 1983 Reg. Sess., am'd.

Act 2016-231 (HB 418 by Rep. Ralph Howard)

Sumter Co., taxation, additional ad valorem tax providing for a referendum

Tallapoosa County

Act 2016-369 (HB 521 by Rep. Mark Tuggle)

Tallasse Fire District, fire protection service fees, levy, expenditure for fire protection and local volunteer fire dept., referendum in City of Tallasse fire district

Act 2016-263 (SB 384 by Sen. Tom Whatley)

Tallasse Fire District, fire protection service fees, levy, expenditure for fire protection and local volunteer fire dept., referendum in City of Tallasse fire district.

Act 2016-376 (HB 549 by Rep. Mark Tuggle)

Tallapoosa Co., alcoholic beverages, Sunday sales authorized under certain conditions, referendum

Tuscaloosa County

Act 2016-249 (HB 348 by Rep. Chris England)

Tuscaloosa Co., gasoline tax, Tuscaloosa County Road Improvement Commission, effective date for creation,

Act 2016-393 (SB 380 by Sen. Gerald Allen)

Tuscaloosa Co., sheriff, chief deputy, compensation, Act 91-173, 1991 Reg. Sess., am'd.

Wilcox County

Act 2016-308 (HB 450 by Rep. Kelvin Lawrence)

Wilcox Co., tax assessor and tax collector, expense allowance, provided for after 15 years of service

Act 2016-285 (HB 478 by Rep. Kelvin Lawrence)

Wilcox Co., sheriff, qualifications, and continuing education required

Act 2016-286 (HB 479 by Rep. Kelvin Lawrence)

Wilcox Co., service of process fee, circuit and district court documents, distrib. to sheriff for operation of office.