



STATE OF ALABAMA  
**PROCLAMATION**  
BY THE GOVERNOR

**WHEREAS**, the Alabama Legislature at its Regular Session of 2007 ordered an election to be held on a certain proposed amendment to the Constitution of Alabama of 1901, set out herein as Act. No. 2007-207, relating to Chilton County, to authorize the Chilton County Commission to levy a special property tax on property outside the corporate limits of municipalities for emergency services to provide further for the collection and distribution of the tax; and

**WHEREAS**, notice of this election, together with this proposed amendment, is required by law to be given by Proclamation of the Governor, to be published once a week for four successive weeks preceding the date appointed for the election, in each newspaper qualified to run legal notices in the county affected.

**NOW, THEREFORE**, I, Bob Riley, as Governor of the State of Alabama, do hereby give notice, direct, and proclaim that on Tuesday, November 4, 2008, an election will be held in Chilton County, State of Alabama, in the manner and form provided by law upon the following amendment to the Constitution of 1901 of the State of Alabama:

HB310

ENROLLED, An Act,

To propose an amendment to Amendment No. 680 to the Constitution of Alabama of 1901, now appearing as Section 5, Local Amendments, Chilton County, Official Recompilation of the Constitution of Alabama of 1901, as amended, which authorizes the Chilton County Commission to levy a special property tax on property outside the corporate limits of municipalities for emergency services to provide further for the collection and distribution of the tax.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

PROPOSED AMENDMENT

Amendment No. 680 to the Constitution of Alabama of 1901, now appearing as Section 5, Local Amendments, Chilton County, Official Recompilation of the Constitution of Alabama of 1901, as amended, is amended to read as follows:

"Amendment No. 680.

"The Chilton County Commission may levy and collect a special property tax, in addition to all other taxes heretofore provided by law, not exceeding four mills on each dollar's worth of taxable property outside the corporate limits of any incorporated municipality in the county, as assessed for state taxation during the preceding year; except that the special property tax shall not exceed two and one-half mills on property used for the generation of electric energy, including hydroelectric projects licensed by the Federal Energy Regulatory Commission, or any predecessor or successor agency. The proceeds of the special property tax shall be used exclusively for fire, medical, and emergency services in areas outside the incorporated municipalities of Chilton County.

"The tax assessor of Chilton County shall assess the tax herein provided, and the tax collector of Chilton County shall collect the tax, in the same manner and method that other ad valorem taxes are collected. The proceeds of the tax shall be distributed to the Chilton County

~~Commission to be distributed by the commission, in equal shares, to all of the rural fire departments in the county that have and maintain~~ distribute equally to the rural fire departments, except that departments with one or more substations shall receive 1.4 times the funding as departments with only one primary station. Funding will remain at 1.4 times regardless of the number of substations created by one department. An eligible rural fire department means a fire department located in Chilton County that is certified under the guidelines of the Alabama Forestry Commission and has at least an Insurance Services Office (ISO) Public Protection Classification of 9 or lower and that protect ~~protects~~ areas outside the incorporated municipalities of Chilton County. Each department receiving proceeds from the tax shall maintain a separate account for the tax proceeds and shall furnish, at its own expense, an audit of the account to the Chilton County Commission yearly.

"The tax shall be collected, starting the first month after approval by the qualified electors of Chilton County, and shall be levied in perpetuity. Qualified electors include only those who reside outside the incorporated municipalities of Chilton County. The passage of this amendment shall render null and void Amendment No. 402 of the Constitution of Alabama of 1901, beginning on the first day of the first month after this amendment is approved by the qualified electors and proclaimed ratified."

Section 2. An election upon the proposed amendment shall be held in accordance with Amendment 555 to 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:

"Relating to Chilton County, proposing an amendment to Amendment No. 680 to the Constitution of Alabama of 1901, now appearing as Section 5, Local Amendments, Chilton County, Official Recompilation of the Constitution of Alabama of 1901, as amended, which authorizes the Chilton County Commission to levy a special property tax on property outside the corporate limits of municipalities for emergency services to provide further for the collection and distribution of the tax.

"Proposed by Act \_\_\_\_\_."

This description shall be followed by the following language:

"Yes ( ) No ( )."

I further direct and proclaim that notice of this election to be held on Tuesday, the 4th day of November 2008, upon the above set forth matter of authorizing Chilton County to levy a special property tax on property outside the corporate limits of municipalities for emergency services to provide further for the collection and distribution of the tax in Act No. 2007-207 be given by publishing the same once a week for four consecutive weeks preceding Tuesday, the 4th day of November 2008, in each newspaper qualified to run legal notices in Chilton County, Alabama.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Alabama to be affixed by the Secretary of State at the State Capitol in the City of Montgomery on this 12th day of September 2008.

  
\_\_\_\_\_  
Bob Riley  
Governor

ATTEST:

  
\_\_\_\_\_  
Beth Chapman  
Secretary of State