

1 HB484  
2 158395-1  
3 By Representatives DeMarco, Standridge, Drake and Shedd  
4 RFD: Judiciary  
5 First Read: 13-FEB-14

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8 SYNOPSIS: This bill would apply to any municipal water  
9 works board that serves water customers in four or  
10 more counties in addition to the county where the  
11 authorizing municipality is principally located.

12 The bill would further provide for and limit  
13 the term of all board members to two full terms,  
14 limit the compensation and expense allowance of the  
15 board members, specify that the board members would  
16 be covered by the State Ethics Law, provide for  
17 notice and a public hearing prior to adoption of  
18 any rate increase, and specify that the board would  
19 be subject to the Alabama Open Meetings Act.  
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21 A BILL  
22 TO BE ENTITLED  
23 AN ACT  
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25 Relating to any municipal water works board which  
26 serves water customers in certain counties other than the  
27 county where the authorizing municipality is principally

1 located; to further provide for and limit the terms of all  
2 board members; to limit the compensation and expense allowance  
3 of the board members; to specify that the board members would  
4 be covered by the State Ethics Law; to provide for notice and  
5 a public hearing prior to the board adopting any rate  
6 increase; and to specify that the board would be subject to  
7 the Alabama Open Meetings Act.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

9 Section 1. (a) Notwithstanding any other provisions  
10 of law, any municipal water works board authorized to be  
11 incorporated by a municipality which either serves water  
12 customers on the effective date of this act in four or more  
13 counties other than the county where the authorizing  
14 municipality is principally located, or after the effective  
15 date of this act, serves water customers in four or more  
16 counties other than the county where the authorizing  
17 municipality is located shall be subject to the following:

18 (1) The term of members of the board appointed after  
19 the effective date of this act shall be four years, except any  
20 member serving when this act becomes applicable to the board  
21 shall serve the remainder of his or her term and a person  
22 appointed to fill a vacancy of a member serving when this act  
23 becomes applicable to the board shall serve the remainder of  
24 the term of the vacant seat. All members of the board may  
25 serve not more than two full terms, including any board member  
26 serving when the act becomes applicable to the board.

1                   (2) Notwithstanding any other provision of law,  
2 including Section 11-50-234.1, Code of Alabama 1975, no member  
3 of the board may receive any compensation or expense  
4 allowance, or a combination of compensation and expense  
5 allowance, that exceeds five hundred dollars (\$500) per month.

6                   (3) All members of the board and employees of the  
7 board shall be subject to the State Ethics Law, Chapter 25 of  
8 Title 36, Code of Alabama 1975.

9                   (4) No increase in rates for water may be adopted by  
10 the board unless notice of the meeting at which the rate  
11 increase is to be considered is given at least 30 days prior  
12 to the meeting in the same manner as provided in the Alabama  
13 Open Meeting Act and a public hearing is held at the meeting  
14 prior to any vote on the rate increase.

15                   (5) The board shall otherwise be subject to Chapter  
16 25A of Title 36, Code of Alabama 1975, the Alabama Open  
17 Meetings Act.

18                   Section 2. All laws or parts of laws which conflict  
19 with this act are repealed.

20                   Section 3. This act shall become effective  
21 immediately following its passage and approval by the  
22 Governor, or its otherwise becoming law.