

1 HB663
2 118891-6
3 By Representatives Knight and McClammy
4 RFD: Government Appropriations
5 First Read: 03-MAR-10

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ENROLLED, An Act,

To provide for a continuing annual appropriation to the Alabama Agricultural Center Board for the period of time when at least a \$30,000,000 restoration, renovation, improvement and maintenance agreement is in place to renovate and rehabilitate Garrett Coliseum under the auspices of the Agricultural Center Board; to provide for a time certain for the Board to enter into the renovation, improvement, and maintenance agreement in order for the appropriation to begin; and to provide for use of the funds.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act shall be known as the Garrett Coliseum Agricultural Center Restoration and Improvement Act.

Section 2. The Legislature finds that the Garrett Coliseum and the Alabama Agricultural Center (hereinafter "the facility") is a significant historic facility owned by the State of Alabama and which faces imminent closure because of operational and public safety concerns if it is not restored, renovated, and improved. The facility was designed in 1949 by Betty Robinson, the first woman graduate from Auburn University with a degree in architecture. The facility, completed in 1953, is of historic and cultural significance to the State of Alabama and its restoration will enhance opportunities for economic development that will benefit the

1 State. The Legislature further finds that the most efficient
2 way to restore the facility and to operate it profitably is
3 for the Alabama Agricultural Center Board (hereinafter
4 referred to as "the Board") to enter into agreements with
5 public institutions and other entities through which the use
6 of private funding is primarily used to restore, renovate and
7 improve the facility. To assist the Board with the
8 restoration, renovation, further development and improvement
9 of the facility, the Legislature will provide for ~~a minimum~~ an
10 annual continuing appropriation to the Board as specified
11 herein.

12 Section 3. (a) Beginning in the Fiscal Year ending
13 September 30, 2012, and in each fiscal year thereafter there
14 shall be appropriated from the State General Fund to the
15 Alabama Agriculture Center Board ~~a minimum~~ the sum of
16 \$800,000.

17 ~~(b) This minimum appropriation shall be the sole~~
18 ~~appropriation to the Board and the actual amount shall be~~
19 ~~provided for annually in the General Appropriations Act.~~
20 ~~However, additional appropriations to the Board may be made in~~
21 ~~any supplemental appropriations bill passed by the~~
22 ~~Legislature. This minimum appropriation requirement to the~~
23 ~~Agriculture Center Board in the amount of \$800,000 shall~~

24 (b) This annual appropriation shall be in addition
25 to any and all other appropriations to the Alabama Agriculture

1 Center Board. The annual appropriation to the Board in the
2 amount of \$800,000 shall continue in each succeeding fiscal
3 year as long as a restoration, renovation and improvement
4 agreement of at least \$30,000,000 remains in effect between
5 the Board and any public institution or corporation of the
6 State of Alabama for the renovation and rehabilitation of
7 Garrett Coliseum and the Alabama Agriculture Center, located
8 in Montgomery, Alabama.

9 (c) In the fiscal year following the expiration or
10 termination of the above agreement, the provisions of this
11 ~~minimum~~ continuing appropriation shall cease. However in any
12 event the continuing ~~minimum~~ appropriation shall cease and no
13 longer be in effect after Fiscal Year 2041.

14 (d) The appropriation authority granted in this act
15 shall become null and void after September 30, 2014 if by that
16 time the Board has not entered into a restoration, renovation,
17 and improvement agreement with any public institution or other
18 entity through which the use of private funding is primarily
19 used to restore, renovate and improve the facility.

20 Section 4. The Board may utilize the funds
21 appropriated ~~in the General Appropriations Act~~ herein to
22 accomplish the purposes of maintaining, restoring, renovating
23 and improving the facility as it deems appropriate or for any
24 legal purpose approved by the Board.

1 Section 5. In the event that any portion of this act
2 is determined by a court of competent jurisdiction to be
3 unconstitutional, then the unconstitutional part or provision
4 is hereby severed and the remaining parts of this act shall
5 remain in force and effect.

6 Section 6. This act shall become effective upon its
7 passage and approval by the Governor or upon its otherwise
8 becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 23-MAR-10, as amended.

Greg Pappas
Clerk

Senate

22-APR-10

Passed