

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

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8 SYNOPSIS: This bill provides for a minimum annual
9 appropriation to the Alabama Agricultural Center
10 Board beginning in FY 2012 and continuing only so
11 long as a restoration, renovation and improvement
12 agreement of at least \$30 million is in place to
13 renovate and rehabilitate Garrett Coliseum; and
14 provides for use of the funds.

15
16 A BILL
17 TO BE ENTITLED
18 AN ACT

19
20 To provide for a continuing minimum annual
21 appropriation to the Alabama Agricultural Center Board for the
22 period of time when at least a \$30,000,000 restoration,
23 renovation, improvement and maintenance agreement is in place
24 to renovate and rehabilitate Garrett Coliseum under the
25 auspices of the Agricultural Center Board; and to provide for
26 use of the funds.

27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

3 Section 2. The Legislature finds that the Garrett
4 Coliseum and the Alabama Agricultural Center (hereinafter "the
5 facility") is a significant historic facility owned by the
6 State of Alabama and which faces imminent closure because of
7 operational and public safety concerns if it is not restored,
8 renovated, and improved. The facility was designed in 1949 by
9 Betty Robinson, the first woman graduate from Auburn
10 University with a degree in architecture. The facility,
11 completed in 1953, is of historic and cultural significance to
12 the State of Alabama and its restoration will enhance
13 opportunities for economic development that will benefit the
14 State. The Legislature further finds that the most efficient
15 way to restore the facility and to operate it profitably is
16 for the Alabama Agricultural Center Board (hereinafter
17 referred to as "the Board") to enter into agreements with
18 public institutions and other entities through which the use
19 of private funding is primarily used to restore, renovate and
20 improve the facility. To assist the Board with the
21 restoration, renovation, further development and improvement
22 of the facility, the Legislature will provide for a minimum
23 continuing appropriation to the Board as specified herein.

24 Section 3. (a) Beginning in the Fiscal Year ending
25 September 30, 2012, there shall be appropriated from the State
26 General Fund to the Alabama Agriculture Center Board a minimum
27 sum of \$800,000.

1 (b) This minimum appropriation shall be the sole
2 appropriation to the Board and the actual amount shall be
3 provided for annually in the General Appropriations Act.
4 However, additional appropriations to the Board may be made in
5 any supplemental appropriations bill passed by the
6 Legislature. This minimum appropriation requirement to the
7 Agriculture Center Board in the amount of \$800,000 shall
8 continue in each succeeding fiscal year as long as a
9 restoration, renovation and improvement agreement of at least
10 \$30,000,000 remains in effect between the Board and any public
11 institution or corporation of the State of Alabama for the
12 renovation and rehabilitation of Garrett Coliseum and the
13 Alabama Agriculture Center, located in Montgomery, Alabama.

14 (c) In the fiscal year following the expiration or
15 termination of the above agreement, the provisions of this
16 minimum continuing appropriation shall cease. However in any
17 event the continuing minimum appropriation shall cease and no
18 longer be in effect after Fiscal Year 2041.

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

24 Section 5. In the event that any portion of this act
25 is determined by a court of competent jurisdiction to be
26 unconstitutional, then the unconstitutional part or provision

1 is hereby severed and the remaining parts of this act shall
2 remain in force and effect.

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