

1 SB317  
2 199271-1  
3 By Senator Chambliss  
4 RFD: Governmental Affairs  
5 First Read: 18-APR-19

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8 SYNOPSIS: This bill amends sections 41-9-541,  
9 41-9-542, 41-9-544, and 41-9-545, Code of Alabama  
10 1975, relating to the Governor's Mansion Authority,  
11 the composition of its membership and designees,  
12 creates an executive committee appointed by the  
13 Governor, and provides further for expenditures  
14 from the Mansion Fund.

15  
16 A BILL  
17 TO BE ENTITLED  
18 AN ACT  
19

20 To amend sections 41-9-541, 41-9-542, 41-9-544, and  
21 41-9-545, Code of Alabama 1975, relating to the Governor's  
22 Mansion Authority.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24 Section 1. Sections 41-9-541, 41-9-542, 41-9-544,  
25 and 41-9-545, Code of Alabama 1975, are amended to read as  
26 follows:

27 "§41-9-541.

1 (a) There is created the Governor's Mansion  
2 Authority to preserve, operate, and maintain the Alabama  
3 Governor's Mansion, also known as the Ligon House, located on  
4 South Perry Street in Montgomery, Alabama, the adjacent  
5 historic property known as the John Blue-Hill House ("Hill  
6 House") on South Perry Street, and such adjacent properties as  
7 ~~shall~~ may be acquired from time to time, hereinafter  
8 designated the Governor's Mansion Complex. The Governor's  
9 Mansion Complex means the state-owned property within the area  
10 bounded on the north by Cromwell Street, bounded on the east  
11 by South Perry Street, bounded on the south by Finley Avenue,  
12 and bounded on the west by South Court Street.

13 (b) The purposes of the authority shall be to  
14 preserve and maintain the Governor's Mansion and to protect  
15 the historical and architectural integrity of the mansion  
16 exterior, interior, contents, and grounds; to develop,  
17 maintain, and operate the Governor's Mansion Complex as an  
18 appropriate setting for carrying on the official and  
19 ceremonial functions of the state, including, but not limited  
20 to, the recruitment of industry; and to provide a suitable  
21 housing for the Governor and the family of the Governor in  
22 comfortable, private, and physically secure quarters within  
23 the Governor's Mansion Complex, including the Hill House.

24 "§41-9-542.

25 (a) The authority shall be composed of the following  
26 members or their designees:

1                   (1) The Director of the Alabama Department of  
2 Archives and History.

3                   (2) The Director of the Division of Construction  
4 Management of the Department of Finance ~~Technical Staff of the~~  
5 ~~Alabama Building Commission.~~

6                   (3) The Director of Finance of the State of Alabama.

7                   (4) The Executive Director of the Alabama Historical  
8 Commission.

9                   (5) The senior collections curator of the Alabama  
10 Department of Archives and History.

11                  (6) The chief architectural historian of the Alabama  
12 Historical Commission.

13                  (7) The President of the Alabama Trust for Historic  
14 Preservation.

15                  (8) The President of the Friends of the Alabama  
16 Governor's Mansion.

17                  (9) The President of the Business Council of  
18 Alabama.

19                  (10) The Chairman of the Black Heritage Council.

20                  (11) The Executive Director of the Landmarks  
21 Foundation of Montgomery.

22                  (12) A history teacher to be appointed by the State  
23 Superintendent of Education, having demonstrated proficiency  
24 and interest in preservation of state history.

25                  (13) The Director of the State Black Archives  
26 Research Center and Museum.

1                   (14) The Director of the Historic Mobile  
2                   Preservation Society.

3                   (15) The President of the Alabama Historical  
4                   Association.

5                   (16) The Governor of Alabama or the Governor's  
6                   spouse upon appointment by the Governor ~~of the Governor of~~  
7                   ~~Alabama.~~

8                   (17) The Executive Director of the Eufaula Heritage  
9                   Association.

10                  (18) Two members appointed by the Governor.

11                  (b) At its first meeting each year, the members of  
12                  the authority shall elect a chair, a vice chair, and a  
13                  secretary, each of whom shall serve two-year terms. The vice  
14                  chair shall act in the place of the chair in the chair's  
15                  absence or disability. The vice chair and secretary shall not  
16                  serve more than two consecutive terms. The authority shall  
17                  meet at such times as designated by the authority at a place  
18                  as is deemed necessary or convenient, but the chair shall call  
19                  a meeting once a year. The chair may also call a special  
20                  meeting at any time the chair deems it advisable or necessary.  
21                  A quorum shall be a simple majority of the authority  
22                  membership or their designees. Members of the authority or any  
23                  committee thereof may participate in meetings of the authority  
24                  or such committees by telephone conference or similar  
25                  communications equipment through which all persons  
26                  participating in the meeting can hear each other at the same  
27                  time, and such participation by the members shall constitute

1 presence at a meeting for all purposes. Members and their  
2 designees shall serve without compensation.

3 (c) Except as specified by subsection (a), the  
4 authority shall strive, when applicable, to select designees  
5 that reflect the racial, geographic, and economic diversity of  
6 the state.

7 (d) There is created an executive committee of the  
8 authority, which shall have authority to exercise any and all  
9 powers of the authority on the authority's behalf, except as  
10 expressly limited by an administrative rule promulgated by the  
11 authority. The executive committee shall be composed of three  
12 members of the authority, each appointed to the executive  
13 committee by the Governor, and who shall serve on the  
14 executive committee at the pleasure of the Governor. The  
15 executive committee shall submit an annual report of its  
16 activities to the authority no later than October 1 of each  
17 year.

18 "§41-9-544.

19 In addition to any other power established pursuant  
20 to this article, the authority may exercise the following  
21 powers:

22 (1) To solicit and receive appropriations, gifts,  
23 contributions of money, and property consistent with the  
24 purpose for which the authority is created. Title to all  
25 gifts, articles, and money received by the authority shall be  
26 vested in the authority. The authority shall use gifts,  
27 articles, and money received for the purpose specified by the

1 grantor, to the extent consistent with this article and the  
2 rules of the authority.

3 (2) To solicit and accept loans of furniture and  
4 other objects as it deems suitable and appropriate. The  
5 authority shall use loaned furniture and objects for the  
6 purpose specified by the grantor to the extent consistent with  
7 this article and the rules of the authority.

8 (3) To make, enter into, and execute such contracts,  
9 agreements, and other instruments as may be necessary or  
10 desirable to accomplish any purpose for which it is created,  
11 including entering into agreements with any civic  
12 organization, nonprofit group or organization, or professional  
13 or government organization relative to the day-to-day  
14 operation of the Governor's Mansion Complex.

15 (4) To accept gratuitous services from individuals  
16 and organizations and to appoint, employ, and contract with  
17 such employees, agents, advisors, and consultants, including,  
18 but not limited to, architectural historians, landscape  
19 architects with experience in landscape architectural  
20 preservation, conservators, historians, engineers, and  
21 craftsmen as may in its judgment be necessary or desirable,  
22 and to fix their compensation.

23 (5) To expend any funds it may receive under this  
24 article as it deems appropriate and consistent with the  
25 purposes of this article or for any of the purposes set out in  
26 Section 36-13-6 for which expenditures from the Mansion Fund  
27 are authorized.

1           (6) To participate with other public and private  
2 authorities in providing for the transportation of visitors  
3 between the complex and other historic and cultural sites. The  
4 authority may set and collect a fee for such transportation.

5           (7) To construct and operate a visitor's center and  
6 parking lot for the benefit of visitors to the complex, and to  
7 set and collect a fee for parking.

8           (8) To purchase, produce, sell, and distribute  
9 historical souvenir items.

10          (9) To publish or contract for the publication of  
11 brochures, books, and periodicals intended for the general  
12 public that are promotional, informational, or educational  
13 about the buildings, contents, and grounds of the complex, and  
14 to sell same at prices set by the authority.

15          (10) To apply for and accept from any federal,  
16 state, county, or municipal government or agency or any other  
17 public or private source, grants, or other assistance in  
18 furtherance of the authority's purposes under such conditions  
19 as may be provided by the source.

20           "§41-9-545.

21          (a) The authority shall keep an account of all  
22 receipts and expenditures. Books of the authority shall be  
23 open to regular inspection and audit by the Department of  
24 Examiners of Public Accounts.

25          (b) The authority shall operate or provide for the  
26 operation of the Governor's Mansion Complex in such a manner  
27 as to effectuate the purposes enumerated in this article.



1 (c) No furniture, equipment, art work, or other  
2 items related to the function and operation of the complex may  
3 be disposed of by sale or donation except where allowed by law  
4 relating to the disposal of broken or damaged state property.  
5 The authority shall maintain an inventory of every item  
6 associated with the complex, its functions and operations made  
7 available to the Department of Examiners of Public Accounts.

8 (d) There is established in the State Treasury a  
9 fund to be known as the Governor's Mansion Preservation Fund  
10 into which shall be deposited all moneys received by the  
11 authority from fees, gifts, donations, grants, bequests,  
12 loans, governmental appropriations, or any other sources,  
13 either public or private. The funds shall be used for any  
14 purposes for which the authority is created, including the  
15 purposes set out in Section 36-13-6 for which expenditures  
16 from the Mansion Fund are authorized. Money deposited in this  
17 fund from any source other than state appropriations for  
18 operations shall not revert to the State General Fund, but  
19 shall remain in the preservation fund until expended by the  
20 authority.

21 Section 2. This act shall become effective on the  
22 first day of the third month following its passage and  
23 approval by the Governor, or its otherwise becoming law.