

1 HB497
2 204772-1
3 By Representative Shedd (N & P)
4 RFD: Local Legislation
5 First Read: 04-MAY-20

2
3
4
5
6
7
8
9 A BILL
10 TO BE ENTITLED
11 AN ACT
12

13 Relating to Cullman County; to amend Section
14 45-22-223, Code of Alabama 1975, as created by Act 435 of the
15 2019 Regular Session; to further provide for the Joppa
16 Historical Board; to provide for immunity from civil liability
17 of the members of the board; and to provide that the board may
18 only transfer the property under certain conditions.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. Section 45-22-223, Code of Alabama 1975,
21 as created by Act 435 of the 2019 Regular Session, is amended
22 to read as follows:

23 "§45-22-223.

24 "(a) In Cullman County, there is established the
25 Joppa Historical Board to own, operate, manage, and preserve
26 the former Joppa School property in the unincorporated
27 community of Joppa, including any ball fields and other

1 historical structures, owned by the Cullman County Board of
2 Education. The Joppa Historical Board shall be composed of
3 five members appointed by the Cullman County legislative
4 delegation for terms of four years. Members of the board shall
5 continue to serve until a successor is appointed. Members of
6 the board are immune from civil liability for actions taken in
7 the conduct of their duties.

8 "(b) (1) The Joppa Historical Board may accept title
9 to the former Joppa School property owned by the Cullman
10 County Board of Education and may hold the property for the
11 benefit and use of the public, particularly the unincorporated
12 community of Joppa. The Joppa Historical Board may receive
13 state ~~and,~~ local, and other governmental funding and may
14 accept charitable donations.

15 "(2) The board may not sell or transfer ownership of
16 the property unless approved by majority vote of the board and
17 then by a majority vote of the qualified electors in the
18 unincorporated community of Joppa at a referendum called by
19 the judge of probate and held during the following general
20 election.

21 "(c) The Joppa Historical Board may be reorganized
22 as an unincorporated nonprofit association or other entity
23 authorized by law by unanimous consent of the board.

24 Section 2. This act shall become effective
25 immediately following its passage and approval by the
26 Governor, or its otherwise becoming law.