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3 SANDERS-FORTIER SUBSTITUTE FOR SB327  
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8 SYNOPSIS: This bill would create the Healing History  
9 Act and would establish the Tuskegee Airmen Freedom  
10 Fund in the State Treasury, to be administered by  
11 the Alabama State Council on the Arts, to provide  
12 for the commissioning of public art in the state.

13 This bill would provide an addition to the  
14 name of the Edmund W. Pettus Bridge.

15 This bill would also allocate a portion of  
16 the state ad valorem tax to the Tuskegee Airmen  
17 Freedom Fund, to be used by the Alabama State  
18 Council on the Arts for the creation of public art  
19 in the state.  
20

21 A BILL

22 TO BE ENTITLED

23 AN ACT  
24

25 To create the Healing History Act; to provide  
26 legislative findings; to establish the Tuskegee Airmen Freedom  
27 Fund in the State Treasury, administered by the Alabama State

1 Council on the Arts, to provide for the commissioning of  
2 public art; to add to the name of the Edmund W. Pettus Bridge;  
3 and to amend Section 40-8-3, Code of Alabama 1975, to allocate  
4 a portion of the state ad valorem tax to the Tuskegee Airmen  
5 Freedom Fund.

6 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

7 Section 1. (a) This section shall be known and cited  
8 as the Healing History Act.

9 (b) The Legislature finds and declares all of the  
10 following:

11 (1) The time for healing our history is now.

12 (2) Monuments and memorials that date from the  
13 infancy of this state to the present, commemorating such  
14 individuals, causes, and events as the confederacy, women's  
15 suffrage, the civil rights movement, and indigenous peoples,  
16 should stand together representing and uplifting diverse  
17 perspectives and significant events of Alabama history.

18 (3) This inclusive healing history campaign, which  
19 represents another step towards fulfilling Dr. King's dream of  
20 the Beloved Community where women, men, boys, and girls stand  
21 and sit together at the "table of brotherhood," should begin  
22 at the foot of the Edmund W. Pettus Bridge in historic Selma,  
23 Alabama.

24 (c) (1) The Tuskegee Airmen Freedom Fund is created  
25 in the State Treasury. Any monetary interest that accrues to  
26 the fund and any monies in the fund at the end of the fiscal  
27 year shall remain in the fund and shall not revert to the

1 State General Fund. No funds shall be withdrawn or expended  
2 except as budgeted and allocated in accordance with Sections  
3 41-4-80 through 41-4-96, inclusive, and Sections 41-19-1  
4 through 41-19-12, inclusive, Code of Alabama 1975, and only in  
5 the amounts authorized by the Legislature in the general  
6 appropriation bill or other appropriation bills.

7 (2) The fund shall consist of all monies collected  
8 or received pursuant to Section 40-8-3, Code of Alabama 1975,  
9 and all grants, appropriations, gifts, donations, and other  
10 sources for the purposes of administering the fund. The  
11 Alabama State Council on the Arts shall develop guidelines,  
12 policies, procedures, applications, and deadlines related to  
13 the administration of the fund.

14 (3) The fund shall be administered by the Alabama  
15 State Council on the Arts to accomplish all of the following:

16 a. Accepting and reviewing grant applications for  
17 the commissioning of public art including, but not limited to,  
18 sculptures, monuments, memorials, murals, exhibitions,  
19 installations, and related educational materials and  
20 programming.

21 b. Accepting and reviewing grant applications for  
22 the planning, design, and construction related to  
23 commissioning new public art or monuments that may be placed  
24 near monuments and memorials representing divergent  
25 perspectives, to provide an inclusive perspective of history  
26 while uniting themes under a healing history campaign  
27 developed by the Alabama Humanities Alliance.

1           (d) (1) There is created a Tuskegee Airmen Freedom  
2 Fund Applicant Review Commission within the Alabama State  
3 Council on the Arts. The commission shall review requests  
4 submitted to the Alabama State Council on the Arts for the  
5 funding of new or existing projects from the Tuskegee Airmen  
6 Freedom Fund, and shall approve, approve in part, or deny  
7 those requests. The membership of the commission, which shall  
8 be reconstituted every three years by July 1, shall consist of  
9 three members appointed by the Executive Director of the  
10 Alabama State Council on the Arts and two members appointed by  
11 the Governor. Members may include legislators serving in  
12 leadership positions with the Legislature, and vacancies in  
13 the commission shall be filled by the original appointing  
14 authority for the remainder of the unexpired term.

15           (2) The Executive Director of the Alabama State  
16 Council on the Arts may establish one or more temporary or  
17 permanent advisory committees, as necessary to provide for the  
18 implementation of this section. An advisory committee created  
19 pursuant to this subdivision shall serve at the pleasure of  
20 the executive director.

21           (3) The appointing authorities shall coordinate  
22 their appointments to assure that the membership of the  
23 applicant review commission and each advisory committee  
24 created is inclusive and reflects the racial, gender,  
25 geographic, urban, rural, and economic diversity of the state.

26           (e) (1) The Alabama State Council on the Arts may  
27 accept public or private gifts, grants, and donations,

1 including in-kind services, for use in fulfilling any duties  
2 imposed by this act, and may also use funds appropriated to  
3 the Alabama State Council on the Arts by the Legislature, if  
4 necessary. These funds shall be supplemental to any and all  
5 other appropriations made to the Alabama State Council on the  
6 Arts. No funds provided pursuant to this act shall be  
7 construed to be in lieu of annual appropriations to the  
8 Alabama State Council on the Arts, and no revenues received by  
9 the Alabama State Council on the Arts from the Tuskegee Airmen  
10 Freedom Fund shall replace or supplant other annual  
11 appropriations to the Council on the Arts.

12 (2) In the event funds are appropriated to the  
13 Alabama State Council on the Arts by the Legislature, the  
14 executive director shall submit biannual reports regarding the  
15 status of the project, and requests for additional funding, to  
16 the appropriate budget chairs.

17 (3) Up to 15 percent of the annual revenues  
18 deposited into the Tuskegee Airmen Freedom Fund may be used  
19 for the compensation and benefits of staff and other  
20 administrative costs deemed necessary to implement and manage  
21 this act and programs created pursuant to this act.

22 (f) The Department of Transportation shall place an  
23 appropriate marker at the foot of the Edmund W. Pettus Bridge  
24 in Selma, acknowledging the bridge as the Bridge of Hope and  
25 the foundation of the Healing History campaign, where all of  
26 Alabama's history is embraced and acknowledged for the purpose  
27 of healing history.

1           Section 2. (a) For purposes of this section, the  
2 term local legislative delegation shall include all members of  
3 the Legislature representing any portion of Dallas County.

4           (b) (1) Notwithstanding the Alabama Memorial  
5 Preservation Act of 2017, Article 9A, commencing with Section  
6 41-9-230, of Chapter 9 of Title 41, Code of Alabama 1975, or  
7 any other law or rule to the contrary, the name of the Edmund  
8 W. Pettus Bridge in Selma is amended to the Edmund W. Pettus -  
9 Foot Soldiers Bridge.

10           (2) Nothing in this section shall be interpreted as  
11 authorizing any signage on or relating to the name "Edmund W.  
12 Pettus Bridge" existing on the effective date of this act to  
13 be modified or disturbed in any manner. The name "Foot  
14 Soldiers" shall have separate signage, that may be provided  
15 through a permanently installed light display, subject to  
16 approval by the Department of Transportation, which includes a  
17 silhouette of the Foot Soldiers.

18           (c) After the effective date of this act, the local  
19 legislative delegation shall send written notice of the name  
20 change to the Alabama Historical Commission and the Department  
21 of Transportation, including a citation to this section.

22           (d) Upon receipt of notice, the Alabama Historical  
23 Commission shall send notice of the name change to the  
24 National Park Service and take any other action necessary to  
25 ensure that the name change is reflected in the National  
26 Register of Historic Places and any Alabama registry of  
27 historic places.

1                   Section 3. Section 40-8-3 of the Code of Alabama  
2 1975, is amended to read as follows:

3                   "§40-8-3.

4                   "There is ~~hereby~~ levied for the purpose and upon the  
5 property hereinafter named and not specifically exempted from  
6 taxation annual taxes, as follows:

7                   "(1) For the maintenance of the public schools of  
8 this state, ~~\$.30~~ thirty cents (\$.30) on each ~~\$100~~ one hundred  
9 dollars (\$100) of the assessed value of taxable property.

10                   "(2) For the relief of needy Confederate soldiers  
11 and sailors, resident citizens of ~~Alabama~~ this state and their  
12 widows, ~~\$.10~~ ten cents (\$.10) on each ~~\$100~~ one hundred dollars  
13 (\$100) of the assessed value of taxable property of which one  
14 percent of the gross amount collected ~~will~~ shall be expended  
15 by the Alabama Historical Commission to provide for capital  
16 improvements and maintenance at the Confederate Memorial Park  
17 at Mountain Creek, Chilton County, Alabama; and one percent of  
18 the gross amount collected shall be deposited into the  
19 Tuskegee Airmen Freedom Fund to be expended by the Alabama  
20 State Council on the Arts for commissioning of public art  
21 including, but not limited to, sculptures, monuments,  
22 memorials, murals, exhibitions, installations, and related  
23 educational materials and programming, and other programs  
24 provided pursuant to the Healing History Act.

25                   "(3) For the use of the state and to raise revenue  
26 therefor, ~~\$.25~~ twenty-five cents (\$.25) on each ~~\$100~~ one

1        hundred dollars (\$100) of the assessed value of taxable  
2        property."

3                    Section 4. This act shall become effective on the  
4        first day of the third month following its passage and  
5        approval by the Governor, or its otherwise becoming law.