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8 SJR \_\_\_\_\_ CREATING THE JOINT LEGISLATIVE STUDY COMMISSION ON  
9 RENEWING ECONOMIC DEVELOPMENT INCENTIVES.

10  
11 WHEREAS, Alabama has led the country in its efforts  
12 to attract and retain businesses; and

13 WHEREAS, the successes that Alabama has had in  
14 attracting new and expanding businesses are due to the efforts  
15 and teamwork of the Governor, the Legislature, and the  
16 Department of Commerce; and

17 WHEREAS, Alabama is known worldwide as a state that  
18 seeks to attract businesses that create high-paying,  
19 high-quality jobs for its residents; and

20 WHEREAS, many businesses have relied upon economic  
21 development incentives when deciding to locate or expand their  
22 operations in Alabama; and

23 WHEREAS, with an increasingly competitive business  
24 climate and evolving economic dynamics, it is important for  
25 Alabama periodically to reevaluate its economic development  
26 incentives and objectives in order to build strategically on  
27 its past successes; and

1           WHEREAS, such a reevaluation will allow Alabama to  
2 continue to be an active and dynamic leader in worldwide  
3 competition for jobs and investment; and

4           WHEREAS, the economic development incentives found  
5 in the Alabama Jobs Act and the Growing Alabama Act will  
6 expire in 2023 unless renewed by the Legislature; and

7           WHEREAS, various other economic development  
8 incentives exist in Alabama law; and

9           WHEREAS, there exists a compelling interest in  
10 seeking to renew effective economic development incentives and  
11 to repeal, amend, or consolidate ineffective economic  
12 development incentives to ensure that such incentives are  
13 efficient, effective, and transparent; now therefore,

14           BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH  
15 HOUSES THEREOF CONCURRING, That there is created the Joint  
16 Legislative Study Commission on Renewing Economic Development  
17 Incentives.

18           (a) The membership of the commission shall consist  
19 of the following:

20               (1) The Lieutenant Governor, who shall serve as  
21 chair of the commission.

22               (2) The Finance Director.

23               (3) The Secretary of Commerce.

24               (4) The Commissioner of Revenue.

25               (5) The Chair of the House Ways and Means Education  
26 Committee.

1                   (6) The ranking minority member of the House Ways  
2 and Means Education Committee.

3                   (7) The Chair of the Senate Finance and Taxation  
4 Education Committee.

5                   (8) The ranking minority member of the Senate  
6 Finance and Taxation Education Committee.

7                   (9) A member of the House Minority Caucus, appointed  
8 by the House Minority Leader.

9                   (10) A member of the Senate Minority Caucus,  
10 appointed by the Senate Minority Leader.

11                   (11) The Legislative Services Agency Deputy Director  
12 for the Fiscal Division.

13                   (12) An appointee of the Business Council of  
14 Alabama.

15                   (13) An appointee of Manufacture Alabama.

16                   (14) An appointee of the Alabama State Director of  
17 the National Federation of Independent Businesses.

18                   (15) An appointee of the Economic Development  
19 Association of Alabama.

20                   (16) An appointee of the Alabama Education  
21 Association.

22                   (17) An appointee of the Governor.

23                   (b) The appointing authorities shall coordinate  
24 their appointments to assure the study commission membership  
25 is inclusive and reflects the racial, gender, geographic,  
26 urban, rural, and economic diversity of the state.

1 (c) Appointments to the commission shall be made  
2 within 30 days after the adoption of this resolution.

3 (d) Each member of the commission may appoint an  
4 individual to serve in his or her place at any meeting of the  
5 commission, or may designate a person to serve in his or her  
6 place at all meetings of the commission, and the appointee or  
7 designee shall be counted for purposes of a quorum and voting.

8 (e) The Legislative Services Agency shall provide  
9 support to the commission as requested by the commission.

10 (f) The commission shall have all of the following  
11 duties and responsibilities:

12 (1) To study the economic impact of all the  
13 following economic development incentives:

14 a. The economic development incentives found in  
15 Article 16 of Chapter 18 of Title 40 of the Code of Alabama of  
16 1975.

17 b. The economic development incentives found in  
18 Article 19A of Chapter 18 of Title 40 of the Code of Alabama  
19 of 1975.

20 c. Other economic development incentives that are  
21 not actively being used, are ineffective in their current use,  
22 or are otherwise identified by the commission.

23 d. A cost-benefit analysis of the impact on the  
24 Education Trust Fund.

25 (2) To provide, prior to January 31, 2023, written  
26 recommendations to the Governor and the Legislature on whether  
27 to reauthorize the economic development incentives studied

1       pursuant to paragraphs (f)(1)a. and b. of this resolution. If  
2       the commission should find that the economic development  
3       incentives should be reauthorized, the written recommendations  
4       may also include proposed legislation to align economic  
5       development incentives with current state economic priorities,  
6       prospects, and trends.

7               (3) To provide, prior to January 31, 2023, written  
8       recommendations to the Governor and the Legislature,  
9       including, but not be limited to, whether to repeal, amend, or  
10      consolidate any of the economic development incentives studied  
11      pursuant to paragraph (f)(1)c. of this resolution. If the  
12      commission should find that such economic development  
13      incentives should be amended or consolidated, the written  
14      recommendations may also include proposed legislation to align  
15      the economic development incentives with current state  
16      economic priorities and prospects. Following its submissions  
17      to the Governor and the Legislature, but in no event later  
18      than February 1, 2023, the commission shall stand dissolved  
19      and discharged of any further duties.

20              (4) In conducting its studies, to collaborate with  
21      the Department of Commerce, the Department of Revenue, other  
22      parts of state government, any county, any municipality, any  
23      political subdivision, and any incentivized businesses to  
24      collect relevant data on the economic impacts of the economic  
25      development incentives studied pursuant to subdivision (f)(1)  
26      of this resolution.

1           (5) In conducting its studies and making its written  
2 recommendations, to collaborate with and consider the concerns  
3 of private businesses located in Alabama.

4           (6) To consider feedback from the Alabama Innovation  
5 Corporation and other sources, including organizations  
6 involved in workforce development, in conducting its studies  
7 and providing its written recommendations required hereunder.

8           (7) To complete its studies and provide its written  
9 recommendations required hereunder by January 31, 2023.

10           (g) The term "economic development incentives" as  
11 used in this resolution means any tax credits, deductions,  
12 exemptions, abatements, preferential rates, or rebates  
13 provided by state or local governments in Alabama as a promise  
14 to forgo tax revenues to which it is otherwise entitled, or to  
15 provide some other benefit to incentivize economic activity.

16           (h) The commission may request that the Department  
17 of Commerce and the Department of Revenue serve as resources  
18 to the commission for researching and compiling information  
19 and data to provide the recommendations described in  
20 subdivisions (f) (2) and (3) of this resolution.

21           (i) The commission may request any information it  
22 deems relevant under this resolution, including, but not  
23 limited to, any information required to be disclosed by any  
24 state agency under Section 40-1-50, Code of Alabama 1975, or  
25 similar information held by any county, municipality, or  
26 political subdivision.

1           (j) The commission shall hold its first meeting no  
2 later than May 6, 2022, with the date, time, and location of  
3 the meeting designated by the chair of the commission. At the  
4 first meeting, the commission shall elect a vice chair and  
5 other officers as determined by the commission, and shall set  
6 preliminary dates, times, and locations of subsequent  
7 meetings.

8           (k) Each nonlegislative member of the commission may  
9 be reimbursed for reasonable travel expenses related to  
10 attending meetings consistent with the policies of the various  
11 appointing authorities.

12           (l) The legislative members of the commission shall  
13 be entitled to their legislative compensation, per diem, and  
14 travel expenses for each day they attend a meeting of the  
15 commission in accordance with Amendment 871 of the  
16 Constitution of Alabama of 1901.