

**HB44 ENROLLED**



1 7BMIEE-2  
2 By Representative Blackshear  
3 RFD: Military and Veterans Affairs  
4 First Read: 07-Mar-23  
5 PFD: 23-Feb-23  
6 2023 Regular Session



## HB44 Enrolled

1 Enrolled, An Act,

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3 Relating to the Alabama Job Creation and Military  
4 Stability Commission; to amend Sections 31-14-2 and 31-14-3,  
5 Code of Alabama 1975, to expand the membership of the  
6 commission.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. Sections 31-14-2 and 31-14-3, Code of  
9 Alabama 1975, are amended to read as follows:

10

11 "§31-14-2

12 When used in this chapter ~~and except where the context~~  
13 ~~prohibits,~~ the following ~~words and terms shall~~ have the  
14 following meanings:

15 (1) COMMISSION. The Alabama Job Creation and Military  
16 Stability Commission.

17 (2) FOUNDATION. The Military Stability Foundation, an  
18 Alabama nonprofit corporation incorporated on September 8,  
19 2011.

20 (3) MILITARY INSTALLATION. A federal or state military  
21 fort, base, camp, post, station, yard, depot, arsenal, armory,  
22 or other installation, if located within the State of Alabama.

23 (4) PROGRAM. The Military Stability Program established  
24 by this chapter.

25 (5) RECIPIENT. A person, entity, association, or  
26 governmental entity which receives monies from the program."

27 "§31-14-3

28 (a) ~~There is created the~~The Alabama Job Creation and



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29 Military Stability Commission is created. Members of the  
30 commission shall include a chair and two vice chairs. The  
31 chair shall be the Lieutenant Governor, or in the absence of a  
32 Lieutenant Governor, the chair shall be the Governor, or his  
33 or her designee. The vice chairs shall be the President Pro  
34 Tempore of the Senate, or his or her designee, and the Speaker  
35 of the House of Representatives, or his or her designee.

36 (b) The commission shall also consist of the following  
37 members:

38 (1) Two members of the House of Representatives  
39 appointed by the Speaker of the House of Representatives.

40 (2) Two members of the Senate appointed by the  
41 President Pro Tempore of the Senate.

42 (3) The Adjutant General of the Alabama National Guard.

43 (4) The Secretary of the Alabama State Law Enforcement  
44 Agency.

45 (5) The Secretary of the Department of Commerce.

46 (6) The Director of the Alabama Department of Economic  
47 and Community Affairs.

48 (7) The Commissioner of the Alabama Department of  
49 Veterans Affairs.

50 (8) One senator from the minority caucus appointed by  
51 the Lieutenant Governor.

52 (9) One representative from the minority caucus  
53 appointed by the Speaker of the House of Representatives.

54 (10) One retired senior member of the Armed Forces for  
55 each of the ~~four~~ five major military facilities in Alabama,  
56 Redstone Arsenal, Anniston Army Depot, Maxwell Air Force Base



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57 including the Gunter Annex, Fort Benning, and Fort Rucker, who  
58 shall be appointed by the Governor, after consultation with  
59 the individual designated in subdivision (11) as the civic  
60 leader from the community which the senior member of the  
61 military shall represent.

62 (11) One civic leader with significant experience in  
63 military relocations from each of the ~~four~~ five communities  
64 currently impacted most significantly by the presence of  
65 military facilities and assigned personnel who shall be  
66 appointed by the chair after consultation with the existing  
67 organizations described in subsection (h).

68 (c) Members of the commission shall serve for a term of  
69 four years with each appointment, may be reappointed for an  
70 unlimited number of terms, and shall serve on the commission  
71 until a replacement is appointed.

72 (d) The members of the Alabama Job Creation and  
73 Military Stability Commission created by Act 2011-350, as  
74 amended by Act 2013-156, shall be the initial members of the  
75 commission created under this section and shall continue to  
76 serve on the commission at the pleasure of the appointing  
77 authority until the quadrennium commencing in 2019. Persons  
78 appointed after the commencement of the quadrennium commencing  
79 in 2019 shall serve a term of four years.

80 (e) The commission shall hold its organizational  
81 meeting by August 31, 2017. Thereafter, the commission shall  
82 meet at the call of the chair; provided, that the commission  
83 shall meet at least once annually.

84 (f) The commission shall adopt rules for its



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85 governance, including, but not limited to, the filling of  
86 vacancies, the election of officers, the creation of  
87 committees including an executive committee, and the execution  
88 of documents. Members of the commission, the executive  
89 committee of the commission, or any other committee  
90 established by the commission may participate in a meeting of  
91 the commission or committee by means of telephone conference,  
92 video conference, or using similar communications methods by  
93 means of which all individuals participating in the meeting  
94 may hear one another. Participation by such means shall  
95 constitute presence in person at a meeting for all purposes,  
96 including for purposes of establishing a quorum. Notice of  
97 meetings ~~must~~shall be provided in accordance with the Alabama  
98 Open Meetings Act and similar means of communication be  
99 allowed to provide for members of the public to listen and  
100 observe meetings.

101 (g) The Secretary of the Senate, the Clerk of the House  
102 of Representatives, the Legislative Services Agency, Legal  
103 Division, the Legislative Services Agency, Fiscal Division,  
104 and the Examiners of Public Accounts shall provide assistance  
105 as requested by the commission. Each legislative member of the  
106 commission and supporting staff shall be entitled to his or  
107 her regular legislative compensation and his or her per diem  
108 and travel expenses for each day he or she attends a meeting  
109 of the commission which shall be paid out of any funds  
110 appropriated for the use of the Legislature, upon warrants  
111 drawn on the Comptroller upon requisition signed by the  
112 commission's chair; ~~provided, however, that . members~~ Members



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113 shall not receive additional legislative compensation or per  
114 diem when the Legislature is in session but shall receive his  
115 or her travel expenses for all meetings attended.

116 (h) The commission shall make proactive attempts to  
117 ensure the stability of Alabama-assigned Department of Defense  
118 resources by the study and evaluation of military  
119 organizations, personnel, civilian support personnel,  
120 equipment, and infrastructure currently located in the state,  
121 and the re-stationing or reorganization of military resources  
122 located in, relocating to, or outside of the state using the  
123 following items of evaluation:

124 (1) All Department of Defense personnel, assets, and  
125 equipment, including that belonging to the Alabama National  
126 Guard and Reserve units or forces.

127 (2) The economic impact of these resources on  
128 surrounding communities.

129 (3) Current policies, programs, and services that  
130 impact Department of Defense resources located in the state.

131 (4) The impact these Department of Defense assets and  
132 resources have on state and local job creation.

133 (5) The impact of Department of Defense assets and  
134 resources on local businesses and industry.

135 (6) Funding available or required to promote the  
136 sustained presence of Department of Defense assets and  
137 resources appropriated to the state.

138 (i) The commission shall not alter the purpose,  
139 replace, or change the role of any existing organization, task  
140 force, or committee within a military community with the



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141 purpose of promoting military growth including Base Closure  
142 and Realignment Commission associated actions.

143 (j) The appointing authorities of the commission shall  
144 coordinate their appointments to assure the membership of the  
145 Alabama Job Creation and Military Stability Commission is  
146 inclusive and reflects the racial, gender, geographic, urban,  
147 rural, and economic diversity of the state.

148 (k) The commission shall make an annual report to  
149 members of the Legislature no later than the seventh  
150 legislative day of each regular session beginning in 2018  
151 detailing all commission activities and recommendations.

152 (l) The commission may accept gifts, contributions,  
153 bequests, grants, and other donations, whether public or  
154 private, of money, real property, or personal property and  
155 shall expend the same in furtherance of the work of the  
156 commission.

157 (m) The work of the commission shall be supported by  
158 the Military Stability Foundation, an Alabama nonprofit  
159 corporation incorporated on September 8, 2011, which shall not  
160 be considered a government body. Documents produced by or for  
161 the foundation shall not be considered public writings, even  
162 if viewed by or delivered to the commission, as the disclosure  
163 of the documents would be detrimental to the best interest of  
164 the public."

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



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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and was passed by the House 18-Apr-23.

John Treadwell  
Clerk

Senate

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**02-May-23**

Passed