

# HB44 INTRODUCED



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



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SYNOPSIS:

Under existing law, the Alabama Job Creation and Military Stability Commission is comprised of one retired senior member of the United States Armed Forces for each of the four major military facilities in Alabama: Redstone Arsenal, Anniston Army Depot, Maxwell Air Force Base including the Gunter Annex, and Fort Rucker.

This bill would expand the membership of the commission to include a retired senior member of the Armed Forces for Fort Benning.

A BILL  
TO BE ENTITLED  
AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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



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29           "§31-14-2

30           When used in this chapter ~~and except where the context~~  
31 ~~prohibits,~~ the following ~~words and terms shall~~ have the  
32 following meanings:

33           (1) COMMISSION. The Alabama Job Creation and Military  
34 Stability Commission.

35           (2) FOUNDATION. The Military Stability Foundation, an  
36 Alabama nonprofit corporation incorporated on September 8,  
37 2011.

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

41           (4) PROGRAM. The Military Stability Program established  
42 by this chapter.

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

45           "§31-14-3

46           (a) ~~There is created the~~The Alabama Job Creation and  
47 Military Stability Commission is created. Members of the  
48 commission shall include a chair and two vice chairs. The  
49 chair shall be the Lieutenant Governor, or in the absence of a  
50 Lieutenant Governor, the chair shall be the Governor, or his  
51 or her designee. The vice chairs shall be the President Pro  
52 Tempore of the Senate, or his or her designee, and the Speaker  
53 of the House of Representatives, or his or her designee.

54           (b) The commission shall also consist of the following  
55 members:

56           (1) Two members of the House of Representatives



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57 appointed by the Speaker of the House of Representatives.

58 (2) Two members of the Senate appointed by the  
59 President Pro Tempore of the Senate.

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

61 (4) The Secretary of the Alabama State Law Enforcement  
62 Agency.

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

64 (6) The Director of the Alabama Department of Economic  
65 and Community Affairs.

66 (7) The Commissioner of the Alabama Department of  
67 Veterans Affairs.

68 (8) One senator from the minority caucus appointed by  
69 the Lieutenant Governor.

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

72 (10) One retired senior member of the Armed Forces for  
73 each of the ~~four~~ five major military facilities in Alabama,  
74 Redstone Arsenal, Anniston Army Depot, Maxwell Air Force Base  
75 including the Gunter Annex, Fort Benning, and Fort Rucker, who  
76 shall be appointed by the Governor, after consultation with  
77 the individual designated in subdivision (11) as the civic  
78 leader from the community which the senior member of the  
79 military shall represent.

80 (11) One civic leader with significant experience in  
81 military relocations from each of the ~~four~~ five communities  
82 currently impacted most significantly by the presence of  
83 military facilities and assigned personnel who shall be  
84 appointed by the chair after consultation with the existing



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85 organizations described in subsection (h).

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

90 (d) The members of the Alabama Job Creation and  
91 Military Stability Commission created by Act 2011-350, as  
92 amended by Act 2013-156, shall be the initial members of the  
93 commission created under this section and shall continue to  
94 serve on the commission at the pleasure of the appointing  
95 authority until the quadrennium commencing in 2019. Persons  
96 appointed after the commencement of the quadrennium commencing  
97 in 2019 shall serve a term of four years.

98 (e) The commission shall hold its organizational  
99 meeting by August 31, 2017. Thereafter, the commission shall  
100 meet at the call of the chair; provided, that the commission  
101 shall meet at least once annually.

102 (f) The commission shall adopt rules for its  
103 governance, including, but not limited to, the filling of  
104 vacancies, the election of officers, the creation of  
105 committees including an executive committee, and the execution  
106 of documents. Members of the commission, the executive  
107 committee of the commission, or any other committee  
108 established by the commission may participate in a meeting of  
109 the commission or committee by means of telephone conference,  
110 video conference, or using similar communications methods by  
111 means of which all individuals participating in the meeting  
112 may hear one another. Participation by such means shall



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113 constitute presence in person at a meeting for all purposes,  
114 including for purposes of establishing a quorum. Notice of  
115 meetings ~~must~~shall be provided in accordance with the Alabama  
116 Open Meetings Act and similar means of communication be  
117 allowed to provide for members of the public to listen and  
118 observe meetings.

119 (g) The Secretary of the Senate, the Clerk of the House  
120 of Representatives, the Legislative Services Agency, Legal  
121 Division, the Legislative Services Agency, Fiscal Division,  
122 and the Examiners of Public Accounts shall provide assistance  
123 as requested by the commission. Each legislative member of the  
124 commission and supporting staff shall be entitled to his or  
125 her regular legislative compensation and his or her per diem  
126 and travel expenses for each day he or she attends a meeting  
127 of the commission which shall be paid out of any funds  
128 appropriated for the use of the Legislature, upon warrants  
129 drawn on the Comptroller upon requisition signed by the  
130 commission's chair; ~~provided, however, that.~~ members Members  
131 shall not receive additional legislative compensation or per  
132 diem when the Legislature is in session but shall receive his  
133 or her travel expenses for all meetings attended.

134 (h) The commission shall make proactive attempts to  
135 ensure the stability of Alabama-assigned Department of Defense  
136 resources by the study and evaluation of military  
137 organizations, personnel, civilian support personnel,  
138 equipment, and infrastructure currently located in the state,  
139 and the re-stationing or reorganization of military resources  
140 located in, relocating to, or outside of the state using the



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141 following items of evaluation:

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

145 (2) The economic impact of these resources on  
146 surrounding communities.

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

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

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

153 (6) Funding available or required to promote the  
154 sustained presence of Department of Defense assets and  
155 resources appropriated to the state.

156 (i) The commission shall not alter the purpose,  
157 replace, or change the role of any existing organization, task  
158 force, or committee within a military community with the  
159 purpose of promoting military growth including Base Closure  
160 and Realignment Commission associated actions.

161 (j) The appointing authorities of the commission shall  
162 coordinate their appointments to assure the membership of the  
163 Alabama Job Creation and Military Stability Commission is  
164 inclusive and reflects the racial, gender, geographic, urban,  
165 rural, and economic diversity of the state.

166 (k) The commission shall make an annual report to  
167 members of the Legislature no later than the seventh  
168 legislative day of each regular session beginning in 2018



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169 detailing all commission activities and recommendations.

170 (l) The commission may accept gifts, contributions,  
171 bequests, grants, and other donations, whether public or  
172 private, of money, real property, or personal property and  
173 shall expend the same in furtherance of the work of the  
174 commission.

175 (m) The work of the commission shall be supported by  
176 the Military Stability Foundation, an Alabama nonprofit  
177 corporation incorporated on September 8, 2011, which shall not  
178 be considered a government body. Documents produced by or for  
179 the foundation shall not be considered public writings, even  
180 if viewed by or delivered to the commission, as the disclosure  
181 of the documents would be detrimental to the best interest of  
182 the public."

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