

HB333 ENROLLED



1 HB333
2 SLLSF55-3
3 By Representatives Faulkner, Shaw, Sellers, Datcher
4 RFD: County and Municipal Government
5 First Read: 25-Feb-25



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Enrolled, An Act,

Relating to municipalities; to allow two or more municipalities to establish a regional law enforcement training facility authority to maintain and operate a regional law enforcement training facility; and to provide for the composition, terms, and powers of the board of directors of the regional law enforcement training facility authority, including the issuance of bonds by the authority.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) The municipal council of two or more municipalities, by resolution and with the initial consent of their respective mayors, may establish a regional law enforcement training facility authority for the purpose of constructing, maintaining, and operating a regional law enforcement training facility.

(b) A municipality which desires to join an existing regional law enforcement training facility authority, by resolution and with the initial consent of the mayor, may request participation in the existing regional law enforcement training facility authority. The regional law enforcement training facility authority, by resolution, may approve the requesting municipality's participation in the authority and, if approved, the municipality shall participate with all rights and obligations of the original municipalities participating in the regional law enforcement training facility authority.

Section 2. The regional law enforcement training facility authority shall constitute a public body corporate



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and politic, exercising public and essential governmental functions and shall have all the powers necessary or convenient to carry out the purposes and provisions of this act including, but not limited to, all of the following:

(1) To sue and be sued in its own name in civil actions, subject to the limitations provided in Chapter 93 of Title 11 of the Code of Alabama 1975, and, except as otherwise provided in this act, to defend civil actions against it.

(2) To adopt and make use of a corporate seal and to alter the seal at pleasure.

(3) To have perpetual succession.

(4) To make and, from time to time, amend and repeal bylaws, rules, and regulations to carry into effect the powers and purposes of the authority.

(5) To make, enter into, and execute contracts, agreements, leases, and other instruments and to take other actions as may be necessary or convenient to accomplish any purpose for which the authority was organized or to exercise any power expressly granted under this section.

(6) To acquire, receive, take, or dispose of, by purchase, sale, gift, lease, devise, or otherwise, and to hold property of every description, real, personal, or mixed, that the authority may deem necessary to accomplish its purposes.

(7) To plan, establish, develop, acquire, purchase, lease, construct, reconstruct, renovate, enlarge, improve, maintain, equip, and operate a regional law enforcement training facility. The regional law enforcement training facility may include a shooting range to be used for training.



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(8) To sell and issue bonds in order to provide funds for any corporate function, use, or purpose, pursuant to the same rules and regulations established for water, sewer, and fire protection districts as found in Chapter 89 of Title 11 of the Code of Alabama 1975.

(9) To borrow money for any of its purposes.

(10) To appoint, employ, contract with, and provide for the compensation of officers, employees, and agents as the purposes of the authority may require, including, but not limited to, engineers, architects, attorneys, management consultants, private construction management firms, fiscal advisers, and in particular, a superintendent to manage the regional law enforcement training facility, and facility personnel as necessary to operate and maintain the facility.

Section 3. (a) The regional law enforcement training facility authority shall be governed by a board of directors composed of the following:

(1) Two members appointed by the municipal council of any municipality having a population of 20,000 or more. One of the members from each municipality may be a member of the municipal council.

(2) One member from any other municipality appointed by the municipal council of each respective municipality. The member may be a member of the municipal council.

(3) The mayor of each municipality.

(b) Except with regard to the mayors, the members of the board of directors of the authority shall serve at the pleasure of the municipal council appointing them.



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85 Section 4. (a) After a regional law enforcement
86 training facility is operational, the facility shall give
87 first priority to the training of law enforcement officers for
88 each participating municipality.

89 (b) The superintendent of the facility shall be
90 selected by the members of the board of directors and shall
91 serve at their pleasure. The superintendent, according to
92 written policies and procedures adopted by the members of the
93 board of directors, shall have and exercise control and
94 authority over the law enforcement training facility.

95 Section 5. (a) The regional law enforcement training
96 facility authority is a governmental entity as defined in
97 Section 11-93-1 of the Code of Alabama 1975, and the services
98 the authority performs are declared to be governmental
99 functions.

100 (b) The employees of the authority may participate in
101 the Employees' Retirement System of Alabama.

102 Section 6. For the purpose of attaining the objectives
103 of this act, any municipality participating in the regional
104 law enforcement training facility authority, upon agreed
105 terms, and with or without consideration as the authority may
106 determine, may do all of the following:

107 (1) Lend or donate money to the authority or perform
108 services for the benefit thereof.

109 (2) Donate, sell, convey, transfer, lease, or grant to
110 the authority, without the necessity of authorization at any
111 election of qualified voters, any property of any kind.

112 (3) Do any and all other things permissible by law that



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are necessary or convenient to aid and cooperate with the authority in attaining the objectives of this act whether or not specifically authorized in this section.

(4) Pay to the authority the proceeds of any special tax appropriated, apportioned, or allocated to the authority or to or for the benefit of any facility owned or operated by the authority.

Section 7. The property and income of the regional law enforcement training facility authority, all bonds issued by the authority, the income from the bonds, conveyances by or to the authority, and leases, mortgages, and deeds of trust by or to the authority shall be exempt from all state taxes. The exemption provided in this section shall not apply to taxes levied by any county, municipality, or other political subdivision of the state unless approved by resolution or ordinance adopted by the local governing body. A county commission, by resolution, may exempt an authority from the payment of any fees, taxes, or costs to the judge of probate in respect of an authority's incorporation, the amendment of its certificate of incorporation, or the recording of any document.

Section 8. All obligations created or assumed and all bonds issued or assumed by the authority shall be solely and exclusively an obligation of the authority and shall not create an obligation or debt of any municipality nor count against the constitutional debt limit of a participating municipality. This section shall not be construed to release the original obligor from liability on any bond or other



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obligation assumed by the authority.

Section 9. At any time when a regional law enforcement training facility authority has no bonds or other obligations outstanding, its board may by affirmative vote of a majority of its members, and with the prior approval of the municipal council of each municipality participating in the authority, adopt a resolution declaring its intent that the authority shall be dissolved. Written notice of intent to dissolve shall be immediately delivered to the municipal council of each municipality participating in the authority. Dissolution shall not take place less than 60 days following the written notice. At the expiration of 60 days and upon the filing for record of a certified copy of the dissolution resolution in the office of the judge of probate of the municipality in which the authority's certificate of incorporation was filed, the authority shall thereupon stand dissolved and, if the authority owned any property at the time of its dissolution, the title to all its property shall thereupon pass to and be divided and apportioned among the municipalities included in the authority.

Section 10. This act shall become effective June 1, 2025.



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Speaker of the House of Representatives

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-Mar-25.

John Treadwell
Clerk

Senate

06-May-25

Passed