



**House State Government Reported Substitute for
HB169**

A BILL
TO BE ENTITLED
AN ACT

Relating to the Department of Archives and History; to amend Sections 41-6-3 and 41-6-4, Code of Alabama 1975; to further provide for the composition of the Board of Trustees of the Department of Archives and History; to further provide for the filling of vacancies on the board; and to provide for retroactive effect.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 41-6-3 and 41-6-4, Code of Alabama 1975, are amended to read as follows:

"§41-6-3

(a) The department shall be under the control of the Board of Trustees of the Department of Archives and History, which shall consist of one member from each congressional district ~~and the additional members selected pursuant to subsection (b)~~ as the districts existed on January 1, 2025, nine at-large members, and the Governor or his or her designee.

~~(b) Two additional at-large members shall be selected and an additional member shall be selected from each U.S. Congressional District. The additional members shall be~~



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~~selected by the board of trustees and their names shall be
communicated to the Senate not later than the fifth
legislative day of the 2004 Regular Session of the
Legislature. Newly selected members shall be confirmed by the
Senate in the same manner as vacancies filled pursuant to
Section 41-6-4. The board of trustees shall select three of
the new members to serve initial terms of two years, three of
the new members to serve initial terms of four years, and
three of the new members to serve initial terms of six years.
All successor members shall serve terms of six years and shall
be selected as provided in Section 41-6-4.~~

(b) Each vacancy in an appointed board seat, as the
vacancy arises, whether by expiration of term of service or by
death, resignation, or removal shall be filled as follows:

(1) Seat 1, a resident of Congressional District 1, for
a six-year term commencing January 1, 2027, and every six
years thereafter, appointed by the Governor.

(2) Seat 2, a resident of Congressional District 2, for
a six-year term commencing January 1, 2029, and every six
years thereafter, appointed by the Governor.

(3) Seat 3, a resident of Congressional District 3, for
a six-year term commencing January 1, 2030, and every six
years thereafter, appointed by the Governor.

(4) Seat 4, a resident of Congressional District 4, for
a six-year term commencing January 1, 2026, and every six
years thereafter, appointed by the Governor.

(5) Seat 5, a resident of Congressional District 5, for
a six-year term commencing January 1, 2028, and every six



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years thereafter, appointed by the Governor.

(6) Seat 6, a resident of Congressional District 6, for a six-year term commencing January 1, 2028, and every six years thereafter, appointed by the Governor.

(7) Seat 7, a resident of Congressional District 7, for a six-year term commencing January 1, 2025, and every six years thereafter, appointed by the Governor.

(8) Seat 8, a resident of the state at-large, for a six-year term commencing January 1, 2025, and every six years thereafter, appointed by the Governor.

(9) Seat 9, a resident of the state at-large, for a six-year term commencing January 1, 2028, and every six years thereafter, appointed by the Speaker of the House of Representatives from three nominees provided by the Minority Leader of the House of Representatives.

(10) Seat 10, a resident of the state at-large, for a six-year term commencing January 1, 2030, and every six years thereafter, appointed by the Speaker of the House of Representatives.

(11) Seat 11, a resident of the state at-large, for a six-year term commencing January 1, 2027, and every six years thereafter, appointed by the Speaker of the House of Representatives.

(12) Seat 12, a resident of the state at-large, for a six-year term commencing January 1, 2026, and every six years thereafter, appointed by the Speaker of the House of Representatives.

(13) Seat 13, a resident of the state at-large, for a



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six-year term commencing January 1, 2025, and every six years thereafter, appointed by the President Pro Tempore of the Senate.

(14) Seat 14, a resident of the state at-large, for a six-year term commencing January 1, 2027, and every six years thereafter, appointed by the President Pro Tempore of the Senate.

(15) Seat 15, a resident of the state at-large, for a six-year term commencing January 1, 2029, and every six years thereafter, appointed by the President Pro Tempore of the Senate from three nominees provided by the Minority Leader of the Senate.

(16) Seat 16, a resident of the state at-large, for a six-year term commencing January 1, 2026, and every six years thereafter, appointed by the President Pro Tempore of the Senate.

(c) The ~~membership of the board of trustees appointing~~ authorities shall ~~be~~ coordinate their appointments to assure that the membership of the board is inclusive and ~~shall~~ reflect ~~reflects~~ the racial ~~and~~, gender, geographic, urban, rural, and economic diversity of the state.

(d) Each appointed member shall serve at the pleasure of his or her appointing authority."

"§41-6-4

(a) ~~The board of trustees shall fill all vacancies occurring on the board, whether by expiration of term of service or by death or resignation, but the names of all successor members shall be communicated to the current session~~



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~~or the next ensuing regular session of the state Senate for~~
~~confirmation. If the Senate rejects any successor trustee, the~~
~~board shall proceed forthwith to fill the vacancy.~~ All
appointments made by the Governor shall be subject to
consideration by the Senate Committee on Confirmations as the
committee deems necessary. An appointee shall continue to
serve his or her term from the date of appointment unless and
until the Senate Committee on Confirmations elects to consider
the appointment and subsequently rejects the appointment. If
the Senate Committee on Confirmations rejects an appointment,
the Secretary of the Senate shall forward the rejection to the
Governor and request a new individual be appointed.

(b) ~~A trustee~~ An individual appointed to succeed a
 member whose term has expired shall serve for a term of six
 years. ~~A person~~ An individual appointed to fill a vacancy
 occurring by death ~~or,~~ resignation, or removal shall only
 serve out the unexpired term of his or her predecessor. ~~A~~
~~person whose appointment to the board has been confirmed by~~
~~the Senate shall serve beyond his or her expired term until a~~
~~successor has been confirmed by the Senate.~~

(c) The board shall hold at the State Capital at least
 one regular meeting during every year ~~and as many special~~
~~meetings as may be necessary, and at any meeting.~~ a A majority
 of the ~~trustees~~ board members shall constitute a quorum. The
 Governor ~~of the state,~~ or his or her designee, shall be a
voting member of the board as authorized by Section 41-6-3,
 and he or she ~~shall,~~ as far as possible, shall lend every
 encouragement to the success and ~~upbuilding~~ development of the



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department. The director shall be the secretary of the board.

~~The trustees~~ Members of the board shall receive no compensation for their services. Each member of the board ~~of trustees~~ shall be reimbursed at the same per diem and travel allowance amounts paid by law to state employees for each day of attendance of the business of the board.

(d) The board may do all of the following:

(1) Adopt rules for its own government and also for the government of the department.

(2) Elect a director and provide for the selection or appointment of other officials or employees as may be authorized.

(3) Provide for the publication of historical material pertaining to the state under the supervision of the director.

(4) Control and expend ~~such~~ appropriations as may be made for the maintenance of the department.

(5) Perform ~~such~~ other acts as may be necessary to carry out the intent and purposes of this article."

Section 2. This act shall be retroactive to January 1, 2025.

Section 3. This act shall become effective immediately.