

**SB104 ENROLLED**



1 SB104  
2 YMVWSNN-3  
3 By Senators Kelley, Albritton, Sessions, Allen, Orr  
4 RFD: Fiscal Responsibility and Economic Development  
5 First Read: 13-Jan-26



## SB104 Enrolled

1 Enrolled, An Act,

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4 Relating to boards and commissions; to require members  
5 of boards and commissions that are subject to the Alabama  
6 Sunset Law to complete a board governance course.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. (a) For the purposes of this section, the  
9 term "board member" means any member of any department,  
10 council, board, commission, division, bureau, or other entity  
11 subject to the Alabama Sunset Law of 1981, Chapter 20 of Title  
12 41, Code of Alabama 1975. The term does not include any  
13 cabinet member, statewide elected official, or any member of a  
14 county or municipal governing body.

15 (b) All board members serving on October 1, 2026, shall  
16 complete the board governance course provided for in  
17 subsection (c) on or before March 1, 2027. Any board member  
18 who begins a term of office after October 1, 2026, shall  
19 complete the board governance course within 150 days after  
20 beginning each term of office.

21 (c) The Department of Examiners of Public Accounts  
22 shall provide a board governance course of not less than five  
23 hours to all board members. The course's curriculum shall be  
24 determined by the Chief Examiner of Public Accounts in  
25 consultation with the Attorney General and shall include, but  
26 not be limited to, all of the following topics as they relate  
27 to board membership:

28 (1) The Alabama Open Meetings Act.



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29 (2) The role of the Contract Review Permanent  
30 Legislative Oversight Committee.

31 (3) Travel, compensation, and per diem.

32 (4) Reoccurring significant issues determined by the  
33 Department of Examiners of Public Accounts during audits and  
34 reviews conducted pursuant to Section 41-20-9, Code of Alabama  
35 1975.

36 (5) General operating procedures and best practices to  
37 ensure the effective discharge of the duties of board members  
38 in keeping with the highest standards of stewardship and  
39 principles of public service.

40 (d) The board governance course shall be available  
41 online and may be conducted online or in person. Evidence of  
42 each board member's completion of the course shall be recorded  
43 and maintained by the Department of Examiners of Public  
44 Accounts.

45 (e) At the conclusion of the board governance course,  
46 each participating board member shall sign a form developed  
47 and provided by the Department of Examiners of Public Accounts  
48 affirming all of the following principles:

49 (1) That each decision, action, and vote taken or made  
50 as a board member shall be based solely on the needs and  
51 interests served by the entity and the general welfare of the  
52 public.

53 (2) That no decision, action, or vote shall be taken or  
54 made to serve or promote the personal, political, or pecuniary  
55 interests of a board member.

56 (3) That the views of all board members of the entity



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57 shall be considered before making a decision or taking an  
58 action on any measure or proposal before the entity.

59 (4) That the board member shall not make, individually  
60 or jointly, any attempt to direct or corrupt the operations of  
61 the entity in a manner that is inconsistent with the discharge  
62 of the statutory functions and responsibilities of the entity.

63 (5) That the board member shall attend all meetings of  
64 the entity unless good cause is shown.

65 Section 2. This act shall become effective on October  
66 1, 2026.



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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB104

Senate 22-Jan-26

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris,  
Secretary.

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House of Representatives

Passed: 19-Feb-26

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By: Senator Kelley