

**SB26 ENGROSSED**



1 SB26  
2 V7W3FPV-2  
3 By Senator Elliott  
4 RFD: County and Municipal Government  
5 First Read: 13-Jan-26  
6 PFD: 04-Dec-25



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A BILL  
TO BE ENTITLED  
AN ACT

Relating to libraries; to amend Sections 11-90-2 and 11-90-4, Code of Alabama 1975; to further provide for the appointment of county and municipal library boards; to provide reporting requirements; and to make nonsubstantive, technical revisions to update the existing code language to current style.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 11-90-2 and 11-90-4, Code of Alabama 1975, are amended to read as follows:

"§11-90-2

(a) The government and supervision of such All  
libraries ~~shall be vested in~~ created pursuant to this section  
shall be supervised by a local library board consisting of  
five members ~~who shall be appointed by the county commission~~  
~~or the governing body of the municipality.~~

(b) Each library board member shall be appointed by the  
governing body of the county or municipality that established  
the library.

(c) Each library board member shall be appointed to a  
four-year term and shall serve at the pleasure of his or her



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29 respective appointing authority and may be removed at any time  
30 by a two-thirds vote of the appointing authority. ~~The terms of~~  
31 ~~membership on the library board, as first appointed, for one~~  
32 ~~member shall be for one year, for the second member shall be~~  
33 ~~for two years, for the third member shall be for three years,~~  
34 ~~and for the remaining two members the terms shall be for four~~  
35 ~~years. After the first term, all appointments shall be for~~  
36 ~~four years.~~

37 (d) The county commission or respective governing body  
38 shall fill all vacancies, including expired and unexpired  
39 terms.

40 (e) Members of the library board shall serve without  
41 compensation.

42 (f) Each appointing authority shall coordinate its  
43 appointments to assure the membership of the local library  
44 board is inclusive and reflects the racial, gender,  
45 geographic, urban, rural, and economic diversity of the  
46 state."

47 "§11-90-4

48 (a) In lieu of establishing or maintaining free public  
49 libraries exclusively for a single county or municipality in  
50 the manner provided in ~~this chapter~~ Section 11-90-2, the  
51 library board of any county or municipality free public  
52 library may contract, in behalf of the political unit  
53 represented by such local library board, to and with the  
54 library board of another political unit or governmental agency  
55 or instrumentality with respect to the establishment or  
56 maintenance of establish and maintain a joint library service



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57 ~~upon such~~ on the terms as may be agreed upon by the several  
58 contracting parties.

59 (b) Where there is no existing public library, ~~the~~  
60 ~~power thus to contract shall vest in the~~ a county commission  
61 ~~of the county or the governing body of the~~ a municipality may  
62 contract with the governing body of another political unit to  
63 establish and maintain a joint library. ~~Included in the power~~  
64 ~~conferred is the determination of the basis and personnel of~~  
65 ~~representation of the local political units on the joint~~  
66 ~~library board administering the joint library service~~  
67 ~~established under this section.~~

68 (c) In establishing a joint library, the contracting  
69 parties may determine the size and appointing authorities of  
70 the joint library board.

71 (d) ~~Such~~ A joint library board, when appointed,  
72 appointed pursuant to this section shall have the powers and  
73 duties granted by this chapter to county or municipal library  
74 boards. Each joint library board member shall serve at the  
75 pleasure of his or her respective appointing authority and may  
76 be removed at any time by a two-thirds vote of the appointing  
77 authority. ~~County and municipal library boards or joint~~  
78 ~~library boards shall have the power to cooperate with all~~  
79 ~~state and federal agencies and institutions in furtherance of~~  
80 ~~the purpose of this chapter, and all municipal, county and~~  
81 ~~joint library boards shall from time to time submit such~~  
82 ~~records and reports as may be required by the public library~~  
83 ~~service; provided, that nothing~~

84 (e) Nothing in this section shall be ~~so~~ construed as to



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85     infringe upon any municipal charter provisions governing the  
86     administration of existing free public libraries."

87             Section 2. This act shall become effective on October  
88     1, 2026.



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89  
90  
91 Senate

92 Read for the first time and referred .....13-Jan-26  
93 to the Senate committee on County  
94 and Municipal Government  
95  
96 Read for the second time and placed .....29-Jan-26  
97 on the calendar:  
98 1 amendment  
99  
100 Read for the third time and passed .....10-Feb-26  
101 as amended  
102 Yeas 26  
103 Nays 6  
104 Abstains 1  
105  
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Patrick Harris,  
Secretary.