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SYNOPSIS:

This bill would revise the appointing authority for Senate members to certain boards and commissions.

This bill would also make nonsubstantive, technical revisions to update the existing code language to current style.

A BILL
TO BE ENTITLED
AN ACT

Relating to appointments to boards and commissions; to amend Sections 9-18A-2, 17-2-2, 17-7-22, 22-3A-3, 22-3A-6, 22-57-4, 25-15-3, 29-2-2, 29-2-40, 29-2-272, 31-9A-15, 32-3-1, 32-6-67, 36-21-1, 38-3-1, 41-9-370, 41-9-371, 41-9-1060, 41-15B-4, 41-18-1, 41-20-4, 41-28-6, and 44-1-51, Code of Alabama 1975, to revise the appointing authority for Senate members to boards and commissions; 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 9-18A-2, 17-2-2, 17-7-22, 22-3A-3, 22-3A-6, 22-57-4, 25-15-3, 29-2-2, 29-2-40, 29-2-272, 31-9A-15, 32-3-1, 32-6-67, 36-21-1, 38-3-1, 41-9-370,



29 41-9-371, 41-9-1060, 41-15B-4, 41-18-1, 41-20-4, 41-28-6, and
30 44-1-51, Code of Alabama 1975, are amended to read as follows:

31 "§9-18A-2

32 (a) The Governor shall serve as one member of the
33 Southern States Energy Board or may appoint another person to
34 serve as his or her representative. Either the Governor or the
35 person appointed by the Governor may designate another person
36 as a deputy or assistant to ~~such~~ that member.

37 (b) The President Pro Tempore of the Senate shall
38 appoint one member of the Southern States Energy Board from
39 among the membership of the Senate. The ~~president~~ President
40 Pro Tempore of the Senate or the member may designate another
41 person as a deputy or assistant to ~~such~~ that member.

42 (c) The Speaker of the House of Representatives shall
43 appoint one member of the Southern States Energy Board from
44 among the membership of the House of Representatives. The
45 ~~speaker~~ Speaker of the House of Representatives or the member
46 may designate another person as a deputy or assistant to ~~such~~
47 that member.

48 (d) Pursuant to Article II of the compact, members
49 shall serve at the pleasure of their appointive authority for
50 a term of four years. If any ~~such~~ member ~~be~~ is the head of a
51 department or agency of this state, he or she may designate a
52 subordinate officer or employee of his or her department or
53 agency to serve in his or her stead as permitted by Article
54 II(a) of the compact and in conformity with any applicable
55 bylaws of the board."

56 "§17-2-2



57 (a) There is established, pursuant to Section 254 of
58 the Help America Vote Act of 2002, a state plan to provide for
59 the implementation of that act. There shall be appointed a
60 committee of 23 individuals to assist the Secretary of State
61 in the development of the state plan. The committee membership
62 shall be inclusive and reflect the racial, gender, geographic,
63 urban, rural, and economic diversity of the state.

64 (b) In accordance with the provisions of Section 255 of
65 the Help America Vote Act of 2002, the members of the
66 committee shall include the following:

67 (1) The judge of probate of the most populous county in
68 the state, according to the most recent federal decennial
69 census.

70 (2) The judge of probate of the second most populous
71 county in the state according to the most recent federal
72 decennial census.

73 (3) Three additional election officials, serving in a
74 county or municipality in the state, to be appointed by the
75 Secretary of State, one of whom shall be recommended by the
76 Probate Judges' Association, one of whom shall be recommended
77 by the Sheriffs' Association, and one of whom shall be
78 recommended by the Circuit Clerks' Association.

79 (4) Five individuals in the state, representing the
80 interests of the electorate to be appointed by the Secretary
81 of State, one of whom shall represent the political party with
82 the highest number of votes in the last presidential election
83 in the state, recommended by the chair of the party, one of
84 whom shall represent the political party with the second



85 highest number of votes in the last presidential election in
86 the state, recommended by the chair of the party, and one of
87 whom shall represent an organization serving as an advocate
88 for the rights of individuals with disabilities.

89 (5) Three private citizens, representing the public~~at~~
90 ~~large~~ at-large, to be appointed by the Governor.

91 (6) Five members of the~~state~~ House of Representatives
92 to be appointed by the Speaker of the House of Representatives
93 and ~~two~~ five members of the~~state~~ Senate to be appointed by
94 the President~~of the Senate and three members of the state~~
95 ~~Senate to be appointed by the President~~ Pro-Tem Tempore of the
96 Senate.

97 (c) Members of the committee shall be appointed within
98 14 days after June 19, 2003, and shall hold their initial
99 organizational meeting within 30 days after June 19, 2003. The
100 committee shall elect a chair from among its members. The
101 members of the committee shall serve without compensation but
102 shall be eligible for reimbursement for necessary and
103 reasonable expenses incurred in the performance of their
104 official duties.

105 (d) The members appointed by the Secretary of State to
106 serve on the first state plan committee will serve until the
107 next gubernatorial inauguration in January of 2007.
108 Thereafter, each member appointed by the Secretary of State
109 shall serve for a term of four years, with each term starting
110 and ending on the date of the state gubernatorial
111 inauguration. A vacancy shall be filled in the same manner as
112 the original appointment.



113 (e) The committee shall have the power and the duty to
114 advise the Secretary of State on the further development of
115 the state plan, which the Secretary of State must develop and
116 submit to the Election Assistance Commission in accordance
117 with the Help America Vote Act of 2002. The committee shall
118 make recommendations on all aspects of the state plan
119 described in Section 254 of the Help America Vote Act of 2002.

120 (f) Twelve members of the committee shall constitute a
121 quorum. A vote of a majority of the members of the board is
122 required for the issuance of recommendations in accordance
123 with subsection (e). The committee shall meet as needed to
124 fulfill the requirements of this section."

125 "§17-7-22

126 There is ~~hereby~~ created the Alabama Electronic Voting
127 Committee which shall consist of five members. The committee
128 shall consist of a representative appointed by the Secretary
129 of State, a representative appointed by the Attorney General,
130 and one judge of probate who shall be recommended by the
131 Alabama Probate Judges Association and appointed by the Chief
132 Justice of the Supreme Court and shall serve without pay or
133 reimbursement for expenses. Additionally, one member from the
134 House of Representatives and one member from the Senate, to be
135 appointed by the ~~presiding officer of each house~~ Speaker of
136 the House of Representatives and the President Pro Tempore of
137 the Senate who shall be entitled to his or her regular
138 legislative compensation, his or her per diem and travel
139 expenses for each day he or she attends a meeting of the
140 committee which shall be paid out of any funds appropriated to



141 the use of the Legislature, upon warrants drawn on the ~~state~~
142 Comptroller upon requisitions signed by the committee's
143 chair~~,~~ provided, ~~however,~~ that members shall not receive
144 additional legislative compensation or per diem when the
145 Legislature is in session or if a member is being paid any
146 other payments on the same dates for attendance of other state
147 business. The judge of probate shall be chair. The committee
148 shall meet at the call of the chair or any three members."

149 "§22-3A-3

150 The State Health Officer, the Governor or his or her
151 designee, the Director of Finance of the state, the State
152 Treasurer, one member of the ~~state~~ Senate to be appointed by
153 the President Pro Tempore of the Senate~~(,~~ which member may be
154 the President Pro Tempore of the Senate)~~,~~ and one member of
155 the House of Representatives to be appointed by the Speaker of
156 the House of Representatives~~(,~~ which member may be the
157 Speaker of the House of Representatives)~~,~~ may become a public
158 corporation with the powers hereinafter provided by proceeding
159 according to ~~the provisions of~~ Section 22-3A-4."

160 "§22-3A-6

161 (a) The applicants named in the application and their
162 respective successors in office shall constitute the members
163 of the authority. The State Health Officer shall be the
164 president of the authority, the Governor or his or her
165 designee shall serve as ~~vice-president~~ vice president of the
166 authority, the Director of Finance of the state shall serve as
167 secretary of the authority, and the State Treasurer shall be
168 the treasurer of the authority. The State Treasurer shall act



169 as custodian of the funds of the authority and shall pay the
170 principal of and the interest and premium ~~(,if any),~~ on the
171 bonds of the authority out of the funds hereinafter provided
172 for. The State Treasurer shall act as paying agent with
173 respect to any series of bonds issued under this chapter.

174 (b) The service of each of the Governor, the State
175 Health Officer, the Director of Finance, and the State
176 Treasurer as a member of the authority and as an officer
177 thereof shall begin and end concurrently with the beginning
178 and end of his or her tenure in ~~such~~ office. Should any of the
179 Governor, the State Health Officer, the Director of Finance,
180 or the State Treasurer cease to hold office by reason of
181 death, resignation, expiration of his or her term of office,
182 or for any other reason, then his or her successor in office
183 shall take his or her place as a member and officer of the
184 authority.

185 (c) The member of the authority representing the Senate
186 and the member of the authority representing the House of
187 Representatives shall each serve a term as a member of the
188 authority commencing with his or her appointment by the
189 ~~president~~ President Pro Tempore of the Senate or the Speaker
190 of the House of Representatives, as the case may be, and
191 ending with the legislative term during which he or she was
192 appointed, provided that each of ~~such~~ the members shall
193 continue to serve as a member of the authority beyond his or
194 her legislative term, even though he or she may not have been
195 reelected to the house of the Legislature from which he or she
196 was originally appointed, until a successor shall be appointed



197 by the ~~president~~ President Pro Tempore of the Senate or the
198 Speaker of the House of Representatives, as the case may be. A
199 member of the authority who previously represented either the
200 Senate or the House of Representatives shall be eligible for
201 reappointment as a member of the authority, without limit as
202 to number of successive terms, if at the time of ~~any such~~
203 reappointment, he or she is a member of the house of the
204 Legislature which he or she is to represent. Should any
205 appointed member of the authority resign from the authority,
206 or cease for any reason to hold office as a member of the
207 house of the Legislature from which he or she was originally
208 appointed, a successor member shall be appointed for the
209 unexpired term of ~~such the~~ member, or for a new term if the
210 term of ~~such the~~ member had expired, by the same officer of
211 the Legislature who originally appointed ~~such the~~ member.

212 (d) The members of the authority shall constitute all
213 the members of the board of directors of the authority, and
214 the presence of any four members of the directors shall
215 constitute a quorum for the transaction of business. No
216 member, officer, or director of the authority shall draw any
217 compensation in addition to that now authorized for any
218 service he or she may render or for any duty he or she may
219 perform in connection with the authority. All proceedings had
220 and done by the board of directors shall be reduced to writing
221 by the secretary of the authority, shall be signed by each of
222 the directors, and shall be recorded in a substantially bound
223 book which shall be kept in the office of the Director of
224 Finance. When certified by the secretary of the authority,



225 copies of ~~such~~ the proceedings shall be received in all courts
226 as prima facie evidence of the matters and things therein
227 certified. The board of directors of the authority shall meet
228 at the call of the president of the authority upon five days'
229 written notice to each of the members.

230 (e) If the Governor designates someone other than
231 himself or herself to serve as a member of the authority, the
232 term of ~~said~~ the designee, who shall serve at the pleasure of
233 the Governor, shall commence with his or her appointment by
234 the Governor. A successor designee may be appointed within 30
235 days after the new term of the Governor or his or her
236 successor in office shall commence."

237 "§22-57-4

238 (a) The composition of the council shall reflect the
239 racial, gender, geographic, urban ~~and~~ , rural, and economic
240 diversity of the state and shall include all of the following:

241 (1) Three adult individuals with ASD, appointed by the
242 Governor.

243 (2) Three individuals who are the parent or guardian of
244 a child with ASD, appointed by the Governor.

245 (3) Five individuals who are service providers,
246 appointed by the Governor.

247 (4) One member of the Senate, appointed by the
248 President Pro Tempore of the Senate.

249 (5) One member of the House of Representatives,
250 appointed by the Speaker of the House of Representatives.

251 (6) The chief executive officer, or his or her
252 designee, of each of the following participating agencies:



- 253 a. The Alabama Department of Early Childhood Education.
- 254 b. The Alabama Institute for Deaf and Blind.
- 255 c. The ~~Alabama~~ State Department of Education.
- 256 d. The ~~Alabama~~ State Department of Human Resources.
- 257 e. The ~~Alabama~~ Department of Insurance.
- 258 f. The ~~Alabama~~ Department of Mental Health.
- 259 g. The ~~Alabama Department~~ State Committee of Public
- 260 Health.
- 261 h. The Alabama Department of Rehabilitation Services.
- 262 i. The Alabama Medicaid Agency.
- 263 j. The University of Alabama at Birmingham Center ~~of~~
- 264 for Excellence in Developmental Disabilities ~~Education,~~
- 265 ~~Research, and Service.~~
- 266 k. The Autism Society of Alabama.
- 267 l. The Alabama Council on Developmental Disabilities.
- 268 m. The Alabama Academy of Pediatrics.
- 269 (b) The chief executive officers of state agencies
- 270 serving on the council shall serve ex officio.
- 271 (c) Initial terms of appointed members of the council
- 272 shall be staggered. Subsequent terms shall be for three years.
- 273 (d) The council shall meet at least quarterly and the
- 274 meetings shall be open to the public.
- 275 (e) No member of the council shall cast a vote on any
- 276 matter which would provide direct financial benefit to that
- 277 member or otherwise give the appearance of a conflict of
- 278 interest under state law.
- 279 (f) The Governor shall appoint the chair of the council
- 280 from among the membership.



281 (g) The Governor shall designate the lead agency for
282 the council upon recommendation of the council."

283 "§25-15-3

284 (a) The Alabama Workforce Board shall consist of no
285 more than 40 members, or their designees, and meet the
286 membership criteria established by WIOA. All members, unless
287 otherwise provided in this subsection, shall be appointed by
288 the Governor, subject to confirmation by the Senate. A
289 majority of members shall be representatives of business and
290 industry, at least one of which shall represent small
291 business. Twenty percent of the members shall be
292 representatives of workforce, including two labor
293 representatives and one apprenticeship program representative.
294 The board shall also include one representative of the WIOA
295 Title I-b programs; the State Adult Education Director; one
296 representative of the Wagner-Peyser Program; the Commissioner
297 of the Alabama Department of Rehabilitation Services; the
298 Chancellor of the Alabama Community College System; the
299 Secretary of Workforce; one member of the Alabama Senate
300 appointed by the ~~presiding officer~~ President Pro Tempore of
301 the Senate; one member of the Alabama House of Representatives
302 appointed by the Speaker of the House of Representatives; one
303 county commissioner appointed by the Governor; one mayor
304 appointed by the Governor; and the Governor or his or her
305 designee. The overall membership of the board shall be
306 inclusive and reflect the racial, gender, geographic, urban⁺,
307 rural, and economic diversity of the state.

308 (b) The Governor shall appoint a chair from the



309 business representatives on the board as set forth in WIOA. In
310 addition, the Governor shall appoint a vice chair from the
311 business representatives on the board.

312 (c) The Governor shall establish bylaws governing the
313 membership and activities of the board as required by WIOA and
314 its implementing regulations, including 20 C.F.R. §
315 679.110(d).

316 (d) Members may serve no more than two four-year terms
317 as provided in the bylaws established pursuant to subsection
318 (c).

319 "§29-2-2

320 (a) There is created a continuing permanent joint
321 transportation committee of the Legislature to be known as the
322 Joint Transportation Committee. The committee shall consist of
323 13 members of the Senate appointed by the President Pro
324 Tempore of the Senate and 13 members of the House of
325 Representatives appointed by the Speaker of the House of
326 Representatives, one senator and one house member to be a
327 resident of each present United States congressional district
328 in the state, one senator and one house member to be a
329 resident of each ~~Alabama~~ State Department of Transportation
330 region, and one senator and one house member who shall be from
331 the minority party to serve ~~at-large~~ at-large.

332 (b) The members that reside in the ~~Alabama~~ State
333 Department of Transportation regions of the Joint
334 Transportation Committee shall be appointed by April 11, 2019;
335 in subsequent years, members of the Joint Transportation
336 Committee shall be appointed within five legislative days



337 after the convening of the first regular session after the
338 election of each Legislature. Members shall hold office during
339 their terms as legislators and until their successors are
340 appointed. Vacancies shall be filled by appointment by the
341 respective presiding officer. Appointments shall be made in
342 compliance with the residency requirements established by this
343 article.

344 (c) The appointing authorities shall coordinate their
345 appointments to assure the committee membership is inclusive
346 and reflects the racial, gender, geographic, urban, rural, and
347 economic diversity of the state."

348 "§29-2-40

349 (a) There is created the Contract Review Permanent
350 Legislative Oversight Committee. The committee shall be
351 composed of the Chairs of the Senate Finance and Taxation
352 General Fund Committee and the Senate Finance and Taxation
353 Education Committee and the Chairs of the House Ways and Means
354 General Fund Committee and the House Ways and Means Education
355 Committee, and four additional members of the Senate, to be
356 appointed by the President Pro Tempore of the Senate, and four
357 additional members of the House, to be appointed by the
358 Speaker of the House of Representatives.

359 (b) A member of the committee may serve on the
360 committee as long as the member retains the office that
361 qualified the member for service or during the term to which
362 the member was appointed and, if reelected to the same house
363 without a break in service to that house, during the
364 succeeding legislative term until a successor is appointed as



365 provided in subsection (a)."

366 "§29-2-272

367 (a) The committee shall be composed of the following
368 members:

369 (1) The Chair of the House Committee on Agriculture and
370 Forestry.

371 (2) The Chair of the House Committee on Transportation,
372 Utilities, and Infrastructure.

373 (3) The Chair of the Senate Committee on Agriculture,
374 Conservation, and Forestry.

375 (4) The Chair of the Senate Committee on Transportation
376 and Energy.

377 (5) The Chair of the Permanent Oil and Gas Study
378 Committee.

379 (6) Four members of the House of Representatives
380 appointed by the Speaker of the House of Representatives,
381 three of whom shall be appointees from the House of
382 Representatives to the Energy Council and one of whom shall be
383 a member of the minority party.

384 ~~(7) Two members of the Senate appointed by the~~
385 ~~Presiding Officer, both of whom shall be appointees from the~~
386 ~~Senate to the Energy Council and one of whom shall be a member~~
387 ~~of the minority party.~~

388 ~~(8) Two~~ Four members of the Senate appointed by the
389 President Pro Tempore of the Senate, ~~both~~ all of whom shall be
390 appointees from the Senate to the Energy Council and one of
391 whom shall be a member of the minority party.

392 (b) To the extent possible, members of the committee



393 shall reflect the racial, ethnic, gender, geographic, urban⁺,
394 rural, and economic diversity of the state.

395 (c) The committee shall meet at the call of the chair
396 or a majority of the members thereof, provided that the
397 committee shall meet at least once every six months.

398 (d) The committee may meet, act, and conduct its
399 business at any place within this state during the sessions of
400 the Legislature, or any recess thereof, and in the interim
401 period between sessions.

402 (e) Members of the committee may participate in a
403 meeting of the committee, or any advisory subcommittee of the
404 committee, by means of telephone conference, video conference,
405 or similar communications equipment by means of which all
406 persons participating in the meeting may hear each other at
407 the same time. Participation by such means shall constitute
408 presence in person at a meeting for all purposes. However, a
409 majority of a quorum of the members of the committee or
410 advisory subcommittee shall be physically present at the
411 location noticed and called for the meeting in order to
412 conduct any business or deliberation. Members of the committee
413 and any advisory subcommittees of the committee may not
414 utilize electronic communications except as in compliance with
415 the Alabama Open Meetings Act. Except for emergency meetings,
416 notice of committee meetings shall be provided in accordance
417 with the Alabama Open Meetings Act⁺, and telephone or video
418 conference or similar communications equipment shall also
419 allow members of the public the opportunity to simultaneously
420 listen to or observe ~~such~~ meetings.



421 (f) Terms of service on the committee shall coincide
422 with the elected terms of the serving members.

423 (g) Commencing with the first meeting of the committee
424 called after June 1, 2018, and each two years thereafter, the
425 committee shall elect from among its members a chair and a
426 vice chair."

427 "§31-9A-15

428 (a) The Joint Legislative Committee on Homeland
429 Security Oversight is created. The committee shall be composed
430 of three members of the Senate, ~~one appointed by the President~~
431 ~~of the Senate, one~~ two appointed by the President Pro Tempore
432 of the Senate, and one appointed by the Senate Committee on
433 Assignments; and three members of the House of Representatives
434 appointed by the Speaker of the House of Representatives. Each
435 member shall serve a term on the committee concurrent with the
436 legislative term of the member. Vacancies shall be filled by
437 the original appointing authority. Members shall serve at the
438 pleasure of the appointing authority.

439 (b) Each member of the committee shall be entitled to
440 regular legislative compensation, per diem, and travel
441 expenses for each day he or she attends a meeting of the
442 committee, which shall be paid out of the funds appropriated
443 to the use of the Legislature, on warrants drawn on the ~~state~~
444 Comptroller upon requisition signed by the committee's chair.
445 Members shall not receive additional compensation or per diem
446 when the Legislature is in session.

447 (c) The committee shall review the operations of the
448 department and shall report thereon annually to the



449 Legislature. The report shall include, but not be limited to,
450 suggestions for legislation.

451 (d) The department shall report quarterly to the
452 committee the receipt and disbursement of federal funds for
453 homeland security.

454 (e) The initial meeting of the committee shall jointly
455 be called by the Speaker of the House of Representatives and
456 the President of the Senate. The committee shall organize
457 itself at the first meeting and elect from among its
458 membership a chair and a vice chair. The committee shall hold
459 regular meetings at least quarterly."

460 "§32-3-1

461 (a) There is ~~hereby~~ established a committee to be
462 designated the State Safety Coordinating Committee which shall
463 be composed of the Governor as chair, the Director of Public
464 Safety, the Director of the State Department of
465 Transportation, two members of the Senate appointed by the
466 President Pro Tempore of the Senate, two members of the House
467 of Representatives appointed by the Speaker of the House of
468 Representatives, the Attorney General, the Administrator of
469 the ~~state~~ Alcoholic Beverage Control Board, the State
470 Toxicologist, the Chief Justice of the Alabama Supreme Court,
471 and a person appointed by the Governor for a term of four
472 years from the state at-large.

473 (b) The ex officio members shall serve until the
474 expiration of the terms for which they have been elected or
475 during their tenure in the office to which appointed. The
476 appointed legislative members shall serve for the term for



477 which they have been elected, or if reelected to the
478 Legislature for a succeeding term, until a successor is
479 appointed by the appointing officer during the succeeding
480 term.

481 (c) The Governor, ~~Director of Public Safety~~ Secretary
482 of the Alabama State Law Enforcement Agency, Director of
483 Transportation, Attorney General, Administrator of the
484 Alcoholic Beverage Control Board, State Toxicologist, and
485 Chief Justice of the Alabama Supreme Court may each designate
486 a person to serve on the committee in his or her place, which
487 person shall serve at the pleasure of the appointing official.

488 (d) Any person serving on the committee who is not
489 entitled to per diem allowances and travel expenses as a state
490 employee shall be entitled to the same per diem allowances and
491 travel expenses in the same manner as a state employee.

492 (e) The membership of the board shall be inclusive and
493 reflect the racial, gender, geographic, urban~~+~~, rural, and
494 economic diversity of the state, where possible."

495 "§32-6-67

496 (a) There is created a legislative committee to oversee
497 the implementation and administration of this Article 2,
498 except Subdivision 1 of Division 1. The committee shall be
499 composed of three members of the House of Representatives~~and~~;
500 a county license plate issuing official, who shall be
501 appointed by and serve at the pleasure of the Speaker of the
502 House~~and~~ of Representatives; three members of the Senate,
503 who shall be appointed by and serve at the pleasure of the
504 President Pro Tempore of the Senate; and a county license



505 plate issuing official, who shall be appointed by and serve at
506 the pleasure of the Presiding Officer of the Senate. The
507 committee shall also be composed of the Secretary of the
508 Alabama State Law Enforcement Agency or his or her designee, a
509 judge of probate who is a licensing plate official appointed
510 by the President of the Probate Judges Association, and a
511 county licensing plate official who shall be appointed by the
512 Alabama Association of Tax Administrators. The Department of
513 Revenue shall designate a representative, the Department of
514 Transportation shall designate a representative, and the
515 Department of Corrections shall designate a representative of
516 Alabama Correctional Industries as nonvoting and advisory
517 members to the committee. The chair, who shall be selected by
518 the members of the committee from the legislative members on
519 the committee, ~~shall have the authority to~~ may call meetings
520 of the committee when he or she deems it necessary or as
521 otherwise provided in this section.

522 (b) The committee shall:

523 (1) Meet not less than once every six months-i

524 (2) Require that a simple majority of committee voting
525 members be in attendance for conducting whatever business
526 requires committee action-i

527 (3) Establish guidelines for the qualification of
528 organizations which may sponsor a new or continued issuance of
529 a license plate category, or may benefit from that issuance-i
530 and

531 (4) Approve, disapprove, or indefinitely postpone, by a
532 vote of two-thirds of the members present at a committee



533 meeting, a request for a new license plate category.

534 (c) Decisions of the committee concerning approval,
535 disapproval, or indefinite postponement of further action on a
536 proposed distinctive license plate shall be interpreted to be
537 the intent of the entire body of the Legislature, and
538 separate, specific action by the Legislature concerning a
539 distinctive license plate proposal shall not be considered.

540 (d) The committee shall not consider for approval
541 applications from the following types of organizations:

542 (1) Out-of-state colleges and universities except as
543 provided in subsection (e).

544 (2) Private businesses, business organizations, or
545 commercial entities of any type.

546 (3) Public K-12 schools, private or proprietary
547 two-year colleges, and private or proprietary technical
548 schools, exclusive of the Helping Schools Tag as established
549 in Sections 32-6-300 and 32-6-301.

550 (4) Groups within high schools, ~~junior~~ community
551 colleges, universities, and technical schools, such as band
552 boosters, athletic boosters, and the like, without the express
553 written permission of the high school, ~~junior~~ community
554 college, university, or technical school.

555 (5) Unions.

556 (6) Political organizations.

557 (7) Religious organizations.

558 (8) Groups that promote racial or social disharmony.

559 (9) Public officials.

560 (e) The committee may consider and approve an



561 application for a distinctive license plate for an
562 out-of-state college or university, upon submission of an
563 application pursuant to Section 32-6-64.

564 (f) Upon the request of the chair, the Secretary of the
565 Senate, and the Clerk of the House of Representatives shall
566 provide clerical assistance necessary for the work of the
567 committee.

568 (g) The committee members who are members of the
569 Legislature shall be entitled to, and shall receive, the same
570 daily legislative compensation, expense allowances, per diem,
571 and other compensation ~~which~~ that they receive while in
572 legislative session for each weekday, Monday through Friday,
573 during any week in which the committee actually meets. The
574 ~~non-legislative~~ nonlegislative members of the committee shall
575 be entitled to, and shall receive, the same per diem and
576 expenses that are paid to state employees."

577 "§36-21-1

578 Any law enforcement officer of the State of Alabama who
579 is sued or prosecuted for any act committed or done within the
580 line and scope of his or her duties and authority will be
581 reimbursed by the state for legal counsel fees paid, the fees
582 of witnesses paid by him or her and costs of court he or she
583 paid out in defending the civil action or prosecution, ~~and~~
584 provided, that the total amount of such reimbursable expenses
585 shall not exceed ~~\$2,000.00~~ two thousand dollars (\$2,000) and
586 provided the committee established by this section approves
587 such claim. The committee shall consist of two members of the
588 House of Representatives named by the Speaker of the House of



589 Representatives, two members of the Senate named by the
590 President Pro Tempore of the Senate, and the Attorney General
591 of Alabama. The members of the committee shall serve during
592 their tenure in their respective offices without compensation.
593 The acts of any three members shall constitute action by the
594 committee. The committee shall elect a ~~chairman~~ chair from
595 among its number and shall meet on the call of the ~~chairman~~
596 chair.

597 As used in this section the term "law enforcement
598 officer" means any person employed in the classified civil
599 service of the state whose duties involve police work."

600 "§38-3-1

601 (a) There is ~~hereby~~ created the Department of Senior
602 Services of the State of Alabama, which shall be under the
603 direction and control of the Commissioner of the Department of
604 Senior Services.

605 (b) There is created an advisory board of directors
606 that shall consist of 17 members and shall advise the
607 commissioner in the administration of the department. The
608 advisory board shall be composed of two members of the Senate
609 to be appointed by the President Pro Tempore of the Senate;
610 two members of the House of Representatives to be appointed by
611 the Speaker of the House of Representatives; the Secretary of
612 ~~the State Department of Labor~~ Workforce or his or her
613 designee, the State Health Officer or his or her designee, and
614 the Commissioner of the State Department of Human Resources or
615 his or her designee, as ex officio members; and 10 members to
616 be appointed by the Governor for terms concurrent with the



617 term of the Governor. Of the members appointed by the
618 Governor, one shall be a representative of business, one shall
619 be a representative of labor, one shall be a representative of
620 the medical profession, three shall be representatives of
621 senior citizen organizations, one shall be a representative of
622 an organization serving individuals with disabilities, and the
623 remaining three shall be responsible residents of the state.
624 Upon reappointment, the membership of the board shall be
625 inclusive and reflect the racial, gender, geographic, urban⁺,
626 rural, and economic diversity of the state. The name of any
627 designee to the advisory board of directors authorized by this
628 chapter shall be submitted in writing to the Commissioner of
629 the Department of Senior Services."

630 "§41-9-370

631 The Commission on Uniform State Laws is continued in
632 existence as an advisory commission to the Legislature. The
633 commission consists of three members of the ~~bar~~ Alabama State
634 Bar Association appointed by the Governor for a term of four
635 years or until their successors are appointed, a member of the
636 Senate appointed by the President Pro Tempore of the Senate, a
637 member of the House of Representatives appointed by the
638 Speaker of the House of Representatives, the Director of the
639 Legislative Services Agency, and the Deputy Director of the
640 Legislative Services Agency, Law Revision Division."

641 "§41-9-371

642 Upon the death, resignation, failure, or refusal to
643 serve of any appointed commissioner, his or her office shall
644 become vacant, and the Governor, President Pro Tempore of the



645 Senate, or the Speaker of the House of Representatives, as the
646 case may be, shall make an appointment to fill the vacancy for
647 the unexpired term of the former appointee."

648 "§41-9-1060

649 (a) The Commission on Girls and Women in the Criminal
650 Justice System is created.

651 (b) The commission shall be composed of all of the
652 following members:

653 (1) Three members of each house, to be appointed by the
654 ~~presiding officer in each house~~ Speaker of the House of
655 Representatives and the President Pro Tempore of the Senate.

656 One member of each house shall be designated the
657 ~~co-chairperson~~ co-chair of the commission.

658 (2) The Director of the Board of Pardons and Paroles or
659 his or her designee.

660 (3) The Commissioner of the Department of Corrections
661 or his or her designee.

662 (4) The Executive Director of the Alabama Department of
663 Youth Services or his or her designee.

664 (5) The Commissioner of the Department of Human
665 Resources or his or her designee.

666 (6) The Commissioner of the Department of Mental Health
667 or his or her designee.

668 (7) The Executive Director of the Alabama Sentencing
669 Commission or his or her designee.

670 (8) The State Health Officer of the Alabama Department
671 of Public Health or his or her designee.

672 (9) The Chancellor of ~~Postsecondary Education~~ the



673 [Alabama Community College System](#) or his or her designee.

674 (10) The President of the Alabama Association of
675 Community Corrections or his or her designee.

676 (11) The Deputy Commissioner of the Substance Abuse
677 Division of the Department of Mental Health or his or her
678 designee.

679 (12) The Executive Director of the Association of
680 County Commissions of Alabama or his or her designee.

681 (13) A circuit court judge appointed by the Chief
682 Justice of the Supreme Court of Alabama.

683 (14) The Chief Justice of the Supreme Court of Alabama.

684 (15) A representative from the Alabama Coalition
685 Against Domestic Violence.

686 (16) A representative from Aid to Inmate Mothers.

687 (17) A ~~re-entry~~ [reentry](#) professional appointed by the
688 Governor.

689 (18) Two members of the Alabama State Bar Association
690 with experience relating to women's legal issues, juvenile
691 justice, or criminal justice appointed by the association
692 president.

693 (19) An attorney specializing in criminal defense,
694 appointed by the Alabama Association of Criminal Defense
695 Lawyers.

696 (20) A district attorney, appointed by the District
697 ~~Attorney's~~ [Attorneys](#) Association.

698 (21) A representative of the Alabama Women's Resource
699 Network.

700 (22) An adult recipient or family member of programs~~+~~



701 or services of the criminal or juvenile justice system
702 appointed by the chair.

703 (23) The Executive Director of the Alabama Sheriff's
704 Association or his or her designee.

705 (24) The Executive Director of the Fraternal Order of
706 Police or his or her designee.

707 (25) The Chair of the Alabama Juvenile Court Judges
708 Association or his or her designee.

709 (26) The President of the Chief Juvenile Probation
710 Officers Association or his or her designee.

711 (27) The State Superintendent of Education or his or
712 her designee.

713 (c) The membership of the commission shall be inclusive
714 and reflect the racial, gender, geographic, urban~~and~~, rural,
715 and economic diversity of the state.

716 (d) Citizen members of the commission shall serve at
717 the pleasure of the appointing authority.

718 (e) Initial legislative members of the commission shall
719 be appointed after July 1, 2010. Thereafter, legislative
720 members of the commission shall be appointed by the incoming
721 President Pro Tempore of the Senate and the incoming Speaker
722 of the House of Representatives after the election of such
723 officers for each legislative term. Legislative members shall
724 serve a term concurrent with the legislative term of office.

725 (f) Legislative members of the commission may serve on
726 the commission during the term for which appointed, and if
727 reelected to the same house without break in service to that
728 house, during the succeeding legislative term until a



729 successor on the commission is appointed.

730 (g) Legislative vacancies shall be filled by the
731 appointing authority who appointed the vacating member for the
732 remainder of the vacated term.

733 (h) The commission shall meet for the purpose of
734 organizing and electing such officers as it deems advisable,
735 determining a quorum, adopting procedures for operations, and
736 attending to such other matters as it deems appropriate by
737 August 15, 2010. The date, time, and place of the first
738 meeting shall be determined by the Speaker of the House of
739 Representatives."

740 "§41-15B-4

741 (a) There is created the Permanent Joint Interim
742 Legislative Oversight Committee of the Children First Trust
743 Fund. The committee shall be composed of three members of each
744 house, to be appointed by the ~~presiding officer of each house~~
745 Speaker of the House of Representatives and the President Pro
746 Tempore of the Senate. The chair and vice chair of the
747 oversight committee shall be elected at the first meeting by
748 the members of the oversight committee. The oversight
749 committee shall meet as it deems necessary and shall study and
750 oversee all facets of the Children First Trust Fund. The
751 committee shall review each monthly report provided by the
752 council, and may make recommendations as it deems appropriate.

753 (b) The oversight committee shall consider recommending
754 to the council a comprehensive plan to establish a grants
755 program to assist parents in placing their children in
756 accredited behavior modification programs.



757 (c) Upon the request of the chair, the Secretary of the
758 Senate and the Clerk of the House of Representatives shall
759 provide the clerical assistance necessary for the work of the
760 oversight committee.

761 (d) The oversight committee shall review each community
762 service grant awarded pursuant to this chapter to determine
763 compliance with this chapter and the guidelines established in
764 Chapter 24, the Community Service Grant Program Act of 1989.

765 (e) Each member of the oversight committee shall be
766 entitled to his or her regular legislative compensation, his
767 or her per diem, and travel expenses for each day he or she
768 attends a meeting of the oversight committee which shall be
769 paid out of any funds appropriated to the use of the
770 Legislature, upon warrants drawn on the ~~state~~ Comptroller upon
771 requisitions signed by the chair of the oversight committee.
772 Notwithstanding the foregoing, no member shall receive
773 additional legislative compensation or per diem when the
774 Legislature is in session or if a member is being paid any
775 other payments on the same dates for attendance of other state
776 business."

777 "§41-18-1

778 Article I. Findings and Purposes.

779 (a) The party states find that the South has a sense of
780 community based on common social, cultural, and economic needs
781 and fostered by a regional tradition. There are vast
782 potentialities for mutual improvement of each state in the
783 region by cooperative planning for the development,
784 conservation, and efficient utilization of human and natural



785 resources in a geographic area large enough to afford a high
786 degree of flexibility in identifying and taking maximum
787 advantage of opportunities for healthy and beneficial growth.
788 The independence of each state and the special needs of
789 subregions are recognized and are to be safeguarded.
790 Accordingly, the cooperation resulting from this agreement is
791 intended to assist the states in meeting their own problems by
792 enhancing their abilities to recognize and analyze regional
793 opportunities and take account of regional influences in
794 planning and implementing their public policies.

795 (b) The purposes of this agreement are to provide:

796 (1) Improved facilities and procedures for study,
797 analysis, and planning of governmental policies, programs, and
798 activities of regional significance;

799 (2) Assistance in the prevention of interstate
800 conflicts and the promotion of regional cooperation;

801 (3) Mechanisms for the coordination of state and local
802 interests on a regional basis; and

803 (4) An agency to assist the states in accomplishing the
804 foregoing.

805 Article II. The Board.

806 (a) There is hereby created the southern growth
807 policies board, hereinafter called "the board."

808 (b) The board shall consist of five members from each
809 party state, as follows:

810 (1) The governor r.

811 (2) Two members of the state legislature, one appointed
812 by the ~~presiding officer of each house of the legislature~~



813 Speaker of the House of Representatives, and one appointed by
814 the President Pro Tempore of the Senate, or in such other
815 manner as the legislature may provide, ~~and.~~

816 (3) Two residents of the state who shall be appointed
817 by the governor to serve at his or her pleasure.

818 (c) In making appointments pursuant to ~~paragraph~~
819 subdivision (b) (3), a governor shall, to the greatest extent
820 practicable, select persons who, along with the other members
821 serving pursuant to ~~paragraph~~ subsection (b), will make the
822 state's representation on the board broadly representative of
823 the several socioeconomic elements within his or her state.

824 (d) (1) A governor may be represented by an alternate
825 with power to act in his or her place and stead, if notice of
826 the designation of such alternate is given to the board in
827 such manner as its bylaws may provide.

828 (2) A legislative member of the board may be
829 represented by an alternate with power to act in his or her
830 place and stead, unless the laws of his or her state prohibit
831 such representation, and if notice of the designation of such
832 alternate is given to the board in such manner as its bylaws
833 may provide. An alternate for a legislative member of the
834 board shall be selected by the member from among the members
835 of the legislative house in which he or she serves.

836 (3) A member of the board serving pursuant to ~~paragraph~~
837 subdivision (b) (3), of this article may be represented by
838 another resident of his or her state who may participate in
839 his or her place and stead, except that he or she shall not
840 vote ~~+~~ + provided ~~+~~ that notice of the identity and designation



841 of the representative selected by the member is given to the
842 board in such manner as its bylaws may provide.

843 Article III. Powers.

844 (a) The board shall prepare and keep current a
845 statement of regional objectives, including recommended
846 approaches to regional problems. The statement may also
847 identify projects deemed by the board to be of regional
848 significance. The statement shall be available in its initial
849 form two years from the effective date of this agreement and
850 shall be amended or revised no less frequently than once every
851 six years. The statement shall be in such detail as the board
852 may prescribe. Amendments, revisions, supplements, or
853 evaluations may be transmitted at any time. An annual
854 commentary on the statement shall be submitted at a regular
855 time to be determined by the board.

856 (b) In addition to powers conferred on the board
857 elsewhere in this agreement, the board shall have the power to
858 make or commission studies, investigations, and
859 recommendations with respect to:

860 (1) The planning and programming of projects of
861 interstate or regional significance;

862 (2) Planning and scheduling of governmental services
863 and programs which would be of assistance to the orderly
864 growth and prosperity of the region and to the well-being of
865 its population;

866 (3) Effective utilization of such federal assistance as
867 may be available on a regional basis or as may have an
868 interstate or regional impact;



869 (4) Measures for influencing population distribution,
870 land use, development of new communities, and redevelopment of
871 existing ones;

872 (5) Transportation patterns and systems of interstate
873 and regional significance;

874 (6) Improved utilization of human and natural resources
875 for the advancement of the region as a whole; and

876 (7) Any other matters of a planning, data collection,
877 or informational character that the board may determine to be
878 of value to the party states.

879 Article IV. Avoidance of Duplication.

880 (a) To avoid duplication of effort and in the interest
881 of economy, the board shall make use of existing studies,
882 surveys, plans and data, and other materials in the possession
883 of the governmental agencies of the party states and their
884 respective subdivisions or in the possession of other
885 interstate agencies. Each such agency, within available
886 appropriations and if not expressly prevented or limited by
887 law, is hereby authorized to make such materials available to
888 the board and to otherwise assist it in the performance of its
889 functions. At the request of the board, each such agency is
890 further authorized to provide information regarding plans and
891 programs affecting the region, or any subarea thereof, so that
892 the board may have available to it current information with
893 respect thereto.

894 (b) The board shall use qualified public and private
895 agencies to make investigations and conduct research, but if
896 it is unable to secure the undertaking of such investigations



897 or original research by a qualified public or private agency,
898 it shall have the power to make its own investigations and
899 conduct its own research. The board may make contracts with
900 any public or private agencies or private persons or entities
901 for the undertaking of such investigations or original
902 research within its purview.

903 (c) In general, the policy of ~~paragraph~~ subsection (b)
904 of this article shall apply to the activities of the board
905 relating to its statement of regional objectives, but nothing
906 herein shall be construed to require the board to rely on the
907 services of other persons or agencies in developing the
908 statement of regional objectives or any amendment, supplement,
909 or revision thereof.

910 Article V. Advisory Committees.

911 The board shall establish a local governments advisory
912 committee. In addition, the board may establish advisory
913 committees representative of subregions of the South, civic
914 and community interests, industry, agriculture, labor, or
915 other categories or any combinations thereof. Unless the laws
916 of a party state contain a contrary requirement, any public
917 official of the party state or a subdivision thereof may serve
918 on an advisory committee established pursuant hereto, and such
919 service may be considered as a duty of his or her regular
920 office or employment.

921 Article VI. Internal Management of the Board.

922 (a) The members of the board shall be entitled to one
923 vote each. No action of the board shall be binding unless
924 taken at a meeting at which a majority of the total number of



925 votes on the board are cast in favor thereof. Action of the
926 board shall be only at a meeting at which a majority of the
927 members or their alternates are present. The board shall meet
928 at least once a year. In its bylaws, and subject to such
929 directions and limitations as may be contained therein, the
930 board may delegate the exercise of any of its powers relating
931 to internal administration and management to an executive
932 committee or the executive director. In no event shall any
933 such delegation include final approval of:

- 934 (1) A budget or appropriation request~~ri~~
- 935 (2) The statement of regional objectives or any
936 amendment, supplement~~l~~ or revision thereof~~ri~~
- 937 (3) Official comments on or recommendations with
938 respect to projects of interstate or regional significance~~ri~~
939 or
- 940 (4) The annual report.

941 (b) To assist in the expeditious conduct of its
942 business when the full board is not meeting, the board shall
943 elect an executive committee of not to exceed 17 members,
944 including at least one member from each party state. The
945 executive committee, subject to the provisions of this
946 agreement and consistent with the policies of the board, shall
947 be constituted and function as provided in the bylaws of the
948 board. ~~One-half~~ One-half of the membership of the executive
949 committee shall consist of governors, and the remainder shall
950 consist of other members of the board, except that at any time
951 when there is an odd number of members on the executive
952 committee the number of governors shall be one less than half



953 of the total membership. The members of the executive
954 committee shall serve for terms of two years, except that
955 members elected to the first executive committee shall be
956 elected as follows: one less than half of the membership for
957 two years and the remainder for one year. The chair,
958 chair-elect, ~~vice-chair~~ vice chair, and treasurer of the board
959 shall be members of the executive committee and, anything in
960 this ~~paragraph~~ subsection to the contrary notwithstanding,
961 shall serve during their continuance in these offices.
962 Vacancies in the executive committee shall not affect its
963 authority to act, but the board at its next regularly ensuing
964 meeting following the occurrence of any vacancy shall fill it
965 for the unexpired term.

966 (c) The board shall have a seal.

967 (d) The board shall elect from among its members a
968 chair, a chair-elect, a ~~vice-chair~~ vice chair, and a
969 treasurer. Elections shall be annual. The chair-elect shall
970 succeed to the office of chair for the year following his
971 service as chair-elect. For purposes of the election and
972 service of officers of the board, the year shall be deemed to
973 commence at the conclusion of the annual meeting of the board
974 and terminate at the conclusion of the next annual meeting
975 thereof. The board shall provide for the appointment of an
976 executive director. Such executive director shall serve at the
977 pleasure of the board and, together with the treasurer and
978 such other personnel as the board may deem appropriate, shall
979 be bonded in such amounts as the board shall determine. The
980 executive director shall be secretary.



981 (e) The executive director, subject to the policy set
982 forth in this agreement and any applicable directions given by
983 the board, may make contracts on behalf of the board.

984 (f) Irrespective of the civil service, personnel, or
985 other merit system laws of any of the party states, the
986 executive director, subject to the approval of the board,
987 shall appoint, remove, or discharge such personnel as may be
988 necessary for the performance of the functions of the board
989 and shall fix the duties and compensation of such personnel.
990 The board in its bylaws shall provide for the personnel
991 policies and programs of the board.

992 (g) The board may borrow, accept, or contract for the
993 services of personnel from any party jurisdiction, the United
994 States, or any subdivision or agency of the aforementioned
995 governments, or from any agency of two or more of the party
996 jurisdictions or their subdivisions.

997 (h) The board may accept for any of its purposes and
998 functions under this agreement any and all donations and
999 grants of money, equipment, supplies, materials, and services,
1000 conditional or otherwise, from any state, the United States,
1001 or any other governmental agency or from any person, firm,
1002 association, foundation, or corporation, and may receive,
1003 utilize, and dispose of the same. Any donation or grant
1004 accepted by the board pursuant to this ~~paragraph~~ subsection or
1005 services borrowed pursuant to ~~paragraph~~ subsection (g) of this
1006 article shall be reported in the annual report of the board.
1007 Such report shall include the nature, amount, and conditions
1008 if any, of the donation, grant, or services borrowed and the



1009 identity of the donor or lender.

1010 (i) The board may establish and maintain such
1011 facilities as may be necessary for the transacting of its
1012 business. The board may acquire, hold, and convey real and
1013 personal property and any interest therein.

1014 (j) The board shall adopt bylaws for the conduct of its
1015 business and shall have the power to amend and rescind these
1016 bylaws. The board shall publish its bylaws in convenient form
1017 and shall file a copy thereof and a copy of any amendment
1018 thereto with the appropriate agency or officer in each of the
1019 party states.

1020 (k) The board annually shall make to the governor and
1021 legislature of each party state a report covering the
1022 activities of the board for the preceding year. The board at
1023 any time may make such additional reports and transmit such
1024 studies as it may deem desirable.

1025 (l) The board may do any other or additional things
1026 appropriate to implement powers conferred upon it by this
1027 agreement.

1028 Article VII. Finance.

1029 (a) The board shall advise the governor or designated
1030 officer or officers of each party state of its budget of
1031 estimated expenditures for such period as may be required by
1032 the laws of that party state. Each of the board's budgets of
1033 estimated expenditures shall contain specific recommendations
1034 of the amount or amounts to be appropriated by each of the
1035 party states.

1036 (b) The total amount of appropriation requests under



1037 any budget shall be apportioned among the party states. Such
1038 apportionment shall be in accordance with the following
1039 formula:

1040 (1) ~~One-third~~ One-third in equal shares, ~~r.~~

1041 (2) ~~One-third~~ One-third in the proportion that the
1042 population of a party state bears to the population of all
1043 party states, ~~and.~~

1044 (3) ~~One-third~~ One-third in the proportion that the per
1045 capita income in a party state bears to the per capita income
1046 in all party states.

1047 In implementing this formula, the board shall employ
1048 the most recent authoritative sources of information and shall
1049 specify the sources used.

1050 (c) The board shall not pledge the credit of any party
1051 state. The board may meet any of its obligations in whole or
1052 in part with funds available to it pursuant to Article VI (h)
1053 of this agreement, provided that the board takes specific
1054 action setting aside such funds prior to incurring an
1055 obligation to be met in whole or in part in such manner.
1056 Except where the board makes use of funds available to it
1057 pursuant to Article VI (h), or borrows pursuant to this
1058 ~~paragraph~~ subsection, the board shall not incur any obligation
1059 prior to the allotment of funds by the party states adequate
1060 to meet the same. The board may borrow against anticipated
1061 revenues for terms not to exceed two years, but in any such
1062 event the credit pledged shall be that of the board and not of
1063 a party state.

1064 (d) The board shall keep accurate accounts of all



1065 receipts and disbursements. The receipts and disbursements of
1066 the board shall be subject to the audit and accounting
1067 procedures established by its bylaws. However, all receipts
1068 and disbursements of funds handled by the board shall be
1069 audited yearly by a certified or licensed public accountant,
1070 and the report of the audit shall be included in and become
1071 part of the annual report of the board.

1072 (e) The accounts of the board shall be open at any
1073 reasonable time for inspection by duly constituted officers of
1074 the party states and by any persons authorized by the board.

1075 (f) Nothing contained herein shall be construed to
1076 prevent board compliance with laws relating to audit or
1077 inspection of accounts by or on behalf of any government
1078 contributing to the support of the board.

1079 Article VIII. Cooperation With the Federal Government
1080 and Other Governmental Entities.

1081 Each party state is hereby authorized to participate in
1082 cooperative or joint planning undertakings with the federal
1083 government, and any appropriate agency or agencies thereof, or
1084 with any interstate agency or agencies. Such participation
1085 shall be at the instance of the governor or in such manner as
1086 state law may provide or authorize. The board may facilitate
1087 the work of state representatives in any joint interstate or
1088 cooperative federal-state undertaking authorized by this
1089 article, and each such state shall keep the board advised of
1090 its activities in respect of such undertakings, to the extent
1091 that they have interstate or regional significance.

1092 Article IX. Subregional Activities.



1093 The board may undertake studies or investigations
1094 centering on the problems of one or more selected subareas
1095 within the region~~7~~,4 provided~~7~~ that in its judgment such
1096 studies or investigations will have value as demonstrations
1097 for similar or other areas within the region. If a study or
1098 investigation that would be of primary benefit to a given
1099 state, unit of local government, or intrastate or interstate
1100 area is proposed, and if the board finds that it is not
1101 justified in undertaking the work for its regional value as a
1102 demonstration, the board may undertake the study or
1103 investigation as a special project. In any such event, it
1104 shall be a condition precedent that satisfactory financing and
1105 personnel arrangements be concluded to assure that the party
1106 or parties benefited bear all costs which the board determines
1107 that it would be inequitable for it to assume. Prior to
1108 undertaking any study or investigation pursuant to this
1109 article as a special project, the board shall make reasonable
1110 efforts to secure the undertaking of the work by another
1111 responsible public or private entity in accordance with the
1112 policy set forth in Article IV (b).

1113 Article X. Comprehensive Land Use Planning.

1114 If any two or more contiguous party states desire to
1115 prepare a single or consolidated comprehensive land use plan
1116 or a land use plan for any interstate area lying partly within
1117 each such state, the governors of the states involved may
1118 designate the board as their joint agency for the purpose. The
1119 board shall accept such designation and carry out such
1120 responsibility~~7~~,4 provided~~7~~ that the states involved make



1121 arrangements satisfactory to the board to reimburse it or
1122 otherwise provide the resources with which the land use plan
1123 is to be prepared. Nothing contained in this article shall be
1124 construed to deny the availability for use in the preparation
1125 of any such plan of data and information already in the
1126 possession of the board or to require payment on account of
1127 the use thereof in addition to payments otherwise required to
1128 be made pursuant to other provisions of this agreement.

1129 Article XI. Compacts and Agencies Unaffected.

1130 Nothing in this agreement shall be construed to:

1131 (1) Affect the powers or jurisdiction of any agency of
1132 a party state or any subdivision thereof;

1133 (2) Affect the rights or obligations of any
1134 governmental units, agencies, or officials, or of any private
1135 persons or entities conferred or imposed by any interstate or
1136 interstate-federal compacts to which any one or more states
1137 participating herein are parties; or

1138 (3) Impinge on the jurisdiction of any existing
1139 interstate-federal mechanism for regional planning or
1140 development.

1141 Article XII. Eligible Parties; Entry Into and
1142 Withdrawal.

1143 (a) This agreement shall have as eligible parties the
1144 states of Alabama, Arkansas, Delaware, Florida, Georgia,
1145 Kentucky, Louisiana, Maryland, Mississippi, Missouri, North
1146 Carolina, Oklahoma, South Carolina, Tennessee, Texas,
1147 Virginia, and West Virginia.

1148 (b) Any eligible state may enter into this agreement,



1149 and it shall become binding thereon when it has adopted the
1150 same~~7~~, provided~~7~~ that in order to enter into initial effect,
1151 adoption by at least five states shall be required.

1152 (c) Adoption of the agreement may be either by
1153 enactment thereof or by adherence thereto by the governor~~7~~,
1154 provided~~7~~ that in the absence of enactment, adherence by the
1155 governor shall be sufficient to make his or her state a party
1156 only until December 31, 1977. During any period when a state
1157 is participating in this agreement through gubernatorial
1158 action, the governor may provide to the board an equitable
1159 share of the financial support of the board from any source
1160 available to him or her. Nothing in this ~~paragraph~~ subsection
1161 shall be construed to require a governor to take action
1162 contrary to the constitution or laws of his or her state.

1163 (d) Except for a withdrawal effective on December 31,
1164 1977, in accordance with ~~paragraph~~ subsection (c) of this
1165 article, any party state may withdraw from this agreement by
1166 enacting a statute repealing the same, but no such withdrawal
1167 shall take effect until one year after the governor of the
1168 withdrawing state has given notice in writing of the
1169 withdrawal to the governors of all other party states. No
1170 withdrawal shall affect any liability already incurred by or
1171 chargeable to a party state prior to the time of such
1172 withdrawal.

1173 Article XIII. Construction and Severability.

1174 This agreement shall be liberally construed so as to
1175 effectuate the purposes thereof. The provisions of this
1176 agreement shall be severable, and if any phrase, clause,



1177 sentence, or provision of this agreement is declared to be
1178 contrary to the constitution of any state or of the United
1179 States, or the application thereof to any government, agency,
1180 person, or circumstance is held invalid, the validity of the
1181 remainder of this agreement and the applicability thereof to
1182 any government, agency, person, or circumstance shall not be
1183 affected thereby. If this agreement shall be held contrary to
1184 the constitution of any state participating therein, the
1185 agreement shall remain in full force and effect as to the
1186 state affected as to all severable matters."

1187 "§41-20-4

1188 (a) A select joint committee, known as the Sunset
1189 Committee, shall be constituted as follows:

1190 (b) Three members of the House of Representatives and
1191 three members of the Senate shall be elected in the same
1192 manner as the elected members of the Legislative Council by
1193 the respective houses: two from the ~~Alabama~~ Senate shall be
1194 appointed by the President Pro Tempore of the Senate, and two
1195 from the ~~Alabama~~ House of Representatives shall be appointed
1196 by the ~~presiding officer of said elected bodies~~ Speaker of the
1197 House of Representatives; and the President Pro Tempore of the
1198 Senate and the Speaker ~~Pro Tem~~ of the House of
1199 Representatives. The chair shall be elected from among the
1200 members of the committee, alternating annually between a House
1201 of Represenatives member and a Senate member. Any vacancy in
1202 the Sunset Committee shall be filled through appointment by
1203 the ~~presiding officer of~~ Speaker of the House of
1204 Representatives or the President Pro Tempore of the Senate,



1205 depending on the elected body having the vacancy.

1206 (c) ~~Said~~ The select joint committee shall be charged
1207 with the duty of assisting in the implementation of the
1208 procedures of this chapter and shall be charged with the duty
1209 of establishing administrative procedures which shall
1210 facilitate the review and the evaluation procedure as provided
1211 for in this chapter.

1212 (d) The committee shall submit its report and any
1213 accompanying legislation to the offices of the ~~speaker~~ Speaker
1214 of the House of Representatives and the president for
1215 distribution to legislators and the Governor on or before the
1216 first legislative day of the ensuing regular legislative
1217 session.

1218 (e) The committee members shall be entitled to their
1219 usual legislative per diem and expenses for attending meetings
1220 of the committee, which shall be paid from funds appropriated
1221 for the payment of the expenses of the Legislature. There
1222 shall be no limitation upon the number of days the committee
1223 or any subcommittee thereof shall meet⁷, provided, ~~however~~,
1224 the members shall be entitled to payment only for the days
1225 they are actually engaged in committee business."

1226 "§41-28-6

1227 There is created a Permanent Legislative Oversight
1228 Committee for Information Technology to review the operations
1229 and performance of the Secretary of Information Technology and
1230 to promote the effective use of information technology in
1231 state government. A chair and a vice chair shall be selected
1232 by the membership. The committee shall meet at least once



1233 annually and may meet more often as directed by the chair of
1234 the committee. The membership of the committee shall reflect
1235 the racial, ~~gender~~ geographic, urban ~~,~~ rural, and ~~ethnie~~
1236 economic diversity of the state. The committee shall consist
1237 of the following:

1238 (1) The chairs of the House of Representatives and
1239 Senate General and Education appropriations committees.

1240 (2) Two members of the House of Representatives
1241 appointed by the Speaker of the House of Representatives.

1242 (3) ~~One member of the Senate appointed by the President~~
1243 ~~of the Senate.~~

1244 ~~(4) One member~~ Two members of the Senate appointed by
1245 the President Pro Tempore of the Senate."

1246 "§44-1-51

1247 (a) The Governor shall be the ex officio Chair of the
1248 Youth Services Board.

1249 (b) The board shall be composed of 18 voting members,
1250 five of whom shall be the Commissioner of the State Department
1251 of Human Resources, the State Superintendent of Education, the
1252 Commissioner of Mental Health, the State Health Officer, and
1253 the Director of the Alabama Law Enforcement Planning Agency,
1254 each of whom may delegate his or her vote to an agent or
1255 employee by written notification 10 days prior to a meeting of
1256 the board.

1257 (c) The chair, vice chair, and secretary of the board
1258 shall be elected by the members thereof. The chair shall vote
1259 only in the case of a tie.

1260 (d) The Speaker of the ~~Alabama~~ House of Representatives



1261 shall appoint two members to be selected from the membership
1262 of the House of Representatives and the ~~Presiding Officer~~
1263 President Pro Tempore of the ~~Alabama~~ Senate shall appoint two
1264 members to be selected from the membership of the Senate. The
1265 President of the Alabama Council of Juvenile Court Judges
1266 shall appoint one member to be selected from the membership of
1267 the council. The Chair of the Alabama Chief Probation Officers
1268 Association shall appoint one member to be selected from the
1269 membership of the association. Commencing April 21, 2006, the
1270 Governor, as vacancies occur, shall appoint the remaining
1271 seven members of the board, as representatives of the public,
1272 one from each of the congressional districts of the state as
1273 such districts exist on January 1, 2006. The membership of the
1274 board shall be inclusive and reflect the racial, gender,
1275 geographic, urban~~,~~ rural, and economic diversity of the
1276 state.

1277 (e) The term of each member representative of the
1278 public appointed by the Governor shall be determined by lot at
1279 the first meeting of the board following September 3, 1973.
1280 Two of the public members shall serve five-year terms, two
1281 shall serve two-year terms, and one each shall serve three,
1282 four, and six-year terms, respectively. Thereafter, the terms
1283 of office of the public members shall be six years. The terms
1284 of office of the appointed legislative members shall be for
1285 the duration of their respective elected terms of office to
1286 the Senate or House of Representatives. The term of office of
1287 the member representative of the Alabama Council of Juvenile
1288 Court Judges and the member representative of the Chief



1289 Probation Officers Association shall be six years.

1290 (f) If any appointed legislative member should die,
1291 cease to be a member of the Legislature, or resign from the
1292 board, such vacancy shall be filled by the Speaker of the
1293 House of Representatives or ~~Presiding Officer~~ the President
1294 Pro Tempore of the Senate, with such member to be selected
1295 from the respective legislative body, as applicable. If the
1296 appointed juvenile court judge should die, cease to be a
1297 juvenile court judge, or resign from the board, the President
1298 of the Alabama Council of Juvenile Court Judges shall appoint
1299 a successor for the unexpired term of that member. If the
1300 appointed chief probation officer should die, cease to be a
1301 probation officer, or resign from the board, the Chair of the
1302 Alabama Chief Probation Officers Association shall appoint a
1303 successor for the unexpired term of that member. If a vacancy
1304 occurs in the appointed membership made by the Governor, upon
1305 certification thereof by the board, the Governor shall appoint
1306 a person to fill the vacancy for the unexpired term of the
1307 member. If any person holding any state office named in this
1308 section should cease to hold such office by reason of death,
1309 resignation, expiration of term of office, or for any other
1310 reason, then his or her successor in office shall take his or
1311 her place as a member of the board.

1312 (g) No member of the board shall draw any salary in
1313 addition to that now authorized by law for any service he or
1314 she may render or for any deed he or she may perform in
1315 connection with the board. If not otherwise reimbursed by
1316 public funds for services provided to this board, the member



1317 representative of the Alabama Council of Juvenile Court
1318 Judges, the member representative of the Alabama Chief
1319 Probation Officers Association, and each member representative
1320 of the public shall receive the same mileage and per diem
1321 allowance as paid to state employees while attending meetings
1322 of the board or while engaged in other official duties at the
1323 request of the board. The legislative members shall receive
1324 their regular legislative compensation and mileage when
1325 actively engaged in board business.

1326 (h) All proceedings of the board shall be reduced to
1327 writing by the secretary of the board, shall be signed by at
1328 least six members of the board, and shall be recorded in a
1329 substantially bound book and filed in the office of the
1330 secretary, who shall be the custodian of the records of the
1331 board. Copies of the proceedings, when certified by the
1332 secretary of the board, shall be received in all courts as
1333 prima facie evidence of the matters and things therein set
1334 forth."

1335 Section 2. This act shall become effective on October
1336 1, 2026.