HB89

BXD744J-2

By Representatives Mooney, Carns, DuBose (N & P)

RFD: Shelby County Legislation

First Read: 06-Feb-24

PFD: 05-Feb-24
HB89 Enrolled

Enrolled, An Act,

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:


"Section 9. (a) The affairs and business of the district shall be managed by a library board consisting of five members who shall be elected by the qualified electors residing in the district. The current board members on the effective date of this amendatory act elected at the general election in November 1996, shall serve until October 1, 2000, and the current board members elected at the general election in November 1998, shall serve until October 1, 2002, at which time the new board members elected pursuant to this act section shall take office. The members of the library board shall be elected by the members of the Shelby County legislative delegation representing the geographic area of the library district or any portion thereof. The election of the members of the library board shall be certified in writing by the Shelby County Legislative Delegation in a document filed
with the Judge of Probate of Shelby County, conduct the elections for board membership on the second Tuesday of September of every even year, to take office on October 1, of that year and every four years thereafter. The new board members shall take office immediately upon election and qualification as provided in this section.

(b) No person shall be elected to the board unless he or she is a person who is a registered voter residing within the boundaries of the district. A person who desires to run for the board shall file a notice of candidacy for a place on the board with the judge of probate on or before July 15 preceding the election. The person receiving the highest number of votes for each place shall be the successful candidate. In the event of a tie vote, the top two candidates will draw lots in the presence of the judge of probate to determine the winning candidate. In event that there is only one candidate who qualifies to run for a place, the judge of probate shall certify the election of that candidate to that place and no election for that place shall be held. One member of the board shall be an owner of commercial property in the district.

(c) The initial board members elected by the Shelby County Legislative Delegation shall serve until December 31, 2026, or until their successors are elected. Thereafter, the term of each board member shall be for a term of four years. Provided, however, that to stagger the terms, Place No. 1 and Place No. 2 initially shall be elected for a term of two years, and Places 3, 4, and 5 shall be elected for
a term of four years, in the first election held after an
election providing for the formation of a district created
pursuant to this act. The initial election shall be conducted
on the second Tuesday of September of the first even year
after organization.

(d) In the event of a vacancy on a library board, the
place vacant shall be filled by the majority vote of
the remaining membership of the board for the unexpired term
of the vacant position. A vacancy shall also be deemed to
occur in the event there is a place for which no candidate has
been nominated, and the vacancy for the new term shall be
filled as provided for herein, except that the office holder
whose term has expired shall continue to hold office until the
vacancy is filled in the same manner as the original
appointment for the unexpired term of the vacant position.

(e) The library board shall elect annually from its own
number a president, a vice president, and a
secretary/treasurer. The members of the board shall not be
entitled to any compensation for their services, but they
shall be entitled to reimbursement for all reasonable expenses
incurred by them in the performance of their duties. A quorum
of the board shall consist of three members and a quorum shall
be present in order for the board to transact business. The
board may adopt rules, regulations, and by-laws to further
provide for the operation of the district.

(f) The board shall maintain a complete record of the
proceedings of its meetings and shall require the director of
the library to maintain a detailed record of the receipts and
Section 2. This act shall become effective June 1, 2024.
Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and was passed by the House 02-Apr-24.

John Treadwell
Clerk

Senate 16-Apr-24 Passed