

1 HB524  
2 117854-1  
3 By Representatives Rogers, Moore (M), Robinson (O), Coleman,  
4 Hilliard, Baker (L), Jackson, Kennedy, Gordon, Thomas (J),  
5 Boyd, Bandy, McClammy, Salaam and McCampbell  
6 RFD: Government Operations  
7 First Read: 09-FEB-10

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8 SYNOPSIS: Under existing law, various state boards,  
9 committees, commissions, and other bodies are  
10 required to reflect diversity in their membership  
11 and award contracts based upon certain diversity  
12 requirements.

13 This bill would require each multimember  
14 state entity subject to diversity requirements to  
15 annually report to the Legislature regarding  
16 compliance with the diversity requirement.

17 This bill would also require any state  
18 agency or entity required to expend funds or award  
19 contracts on a basis that reflects diversity to  
20 annually report to the Legislature regarding  
21 compliance with the diversity requirement.

22  
23 A BILL  
24 TO BE ENTITLED  
25 AN ACT  
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1           Relating to state agencies and entities; to provide  
2 legislative intent; to require any multimember entity subject  
3 to a diversity requirement to annually report to the  
4 Legislature regarding compliance with the requirement; and to  
5 require any entity required to expend funds or award contracts  
6 on a basis that reflects diversity to annually report to the  
7 Legislature regarding compliance with the requirement.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

9           Section 1. The Legislature finds and declares all of  
10 the following:

11           (1) Diversity language is routinely included in new  
12 and existing professional licensing boards, committees, and  
13 commissions, and in the award of public contracts.

14           (2) Such diversity language requires that the  
15 membership of an entity be inclusive and reflect the racial,  
16 gender, geographic, urban/rural, and economic diversity of the  
17 state.

18           (3) Often, the actual membership of an entity and  
19 the awarding of contracts does not reflect or comply with the  
20 diversity mandate.

21           (4) Diversity language inserted pursuant to  
22 legislative act or required by contract after the effective  
23 date of this act shall include the accountability requirements  
24 of Section 2.

25           Section 2. (a) On or before the fifth legislative  
26 day of each regular session of the Legislature, every state  
27 board, committee, commission, or other multimember body that

1 is specifically subject to a requirement of diversity in  
2 membership shall report to the Legislature the extent to which  
3 the membership of the entity complies with the diversity  
4 requirement.

5 (b) On or before the fifth legislative day of each  
6 regular session of the Legislature, every state agency or  
7 entity that receives state funds and is subject to a  
8 requirement that its funds be expended on contracts awarded on  
9 a basis that reflects the diversity of the state shall report  
10 to the Legislature the extent to which the expenditure of  
11 funds or the award of contracts complies with the diversity  
12 requirement.

13 Section 3. This act shall become effective  
14 immediately following its passage and approval by the  
15 Governor, or its otherwise becoming law.