

1 HB73
2 197218-1
3 By Representative Sells
4 RFD: Boards, Agencies and Commissions
5 First Read: 05-MAR-19
6 PFD: 03/04/2019

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8 SYNOPSIS: Existing law does not allow the
9 Administrator of the Alabama Credit Union
10 Administration to appoint a designee to serve on
11 the Alabama Land Bank Authority Board.

12 This bill would provide that the
13 Administrator of the Alabama Credit Union
14 Administration may appoint a designee to serve on
15 the Alabama Land Bank Authority Board.

16
17 A BILL
18 TO BE ENTITLED
19 AN ACT

20
21 Relating to the Alabama Land Bank Authority Board;
22 to amend Section 24-9-5 of the Code of Alabama 1975, as
23 amended by Act 2018-92, 2018 Regular Session; to provide that
24 the Administrator of the Alabama Credit Union Administration
25 may appoint a designee to serve on the Alabama Land Bank
26 Authority Board.

27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. Section 24-9-5 of the Code of Alabama
2 1975, as amended by Act 2018-92, 2018 Regular Session, is
3 amended to read as follows:

4 "§24-9-5.

5 "(a) There is created the Alabama Land Bank
6 Authority Board which shall govern the authority to administer
7 and enforce this chapter.

8 "(b) The board shall consist of the following
9 members:

10 "(1) Four residents of the state appointed by the
11 Governor.

12 "(2) Two representatives from nonprofit
13 organizations engaged in low-income housing appointed by the
14 Governor.

15 "(3) The Presiding Officer of the Senate or his or
16 her designee.

17 "(4) The Speaker of the House of Representatives or
18 his or her designee.

19 "(5) The Chair of the Senate Finance and Taxation
20 General Fund Committee or his or her designee.

21 "(6) The Chair of the House Ways and Means General
22 Fund Committee or his or her designee.

23 "(7) The State Revenue Commissioner or his or her
24 designee.

25 "(8) The Superintendent of the State Banking
26 Department or his or her designee.

1 "(9) The Director of the Alabama Department of
2 Economic and Community Affairs or his or her designee.

3 "(10) The Secretary of the Alabama Department of
4 Commerce or his or her designee.

5 "(11) The State Finance Director or his or her
6 designee.

7 "(12) The Chair of the Alabama Housing Finance
8 Authority or his or her designee.

9 "(13) The Administrator of the Alabama Credit Union
10 Administration or his or her designee.

11 "(c) The members of the board shall serve four year
12 terms. In appointing the initial members of the board under
13 subdivision (1) of subsection (b), the Governor shall
14 designate two to serve four years, one to serve three years,
15 and one to serve two years.

16 "(d) Members of the board shall receive
17 reimbursement for expenses incurred in the performance of
18 their duties but no other compensation.

19 "(e) The board may employ the necessary personnel
20 for the performance of its functions and fix their
21 compensation.

22 "(f) The board shall elect from its membership a
23 chair, vice chair, and secretary-treasurer. The board shall
24 adopt rules to govern its proceedings. A majority of the
25 membership of the board shall constitute a quorum for all
26 meetings. Approval by a majority of the membership shall be
27 necessary for any action to be taken by the authority. All

1 meetings shall be open to the public, except as otherwise
2 permitted by the Alabama Open Meetings Act, and a written
3 record shall be maintained of all meetings.

4 "(g) The membership of the board shall be inclusive
5 and reflect the racial, gender, geographic, urban/rural, and
6 economic diversity of the state.

7 "(h) The board, when acting in its official
8 capacity, its members, and the authority shall be immune from
9 civil liability against the claims of any individual or other
10 entity of any nature whatsoever arising out of its ownership
11 or administration of properties or related to its decisions or
12 actions, which decisions or actions were made in good faith,
13 without malice, and predicated upon information which was then
14 available to the board.

15 "(i) The authority shall be a public body corporate
16 and politic with the power to accept and issue deeds in its
17 name, including, without limitation, the acceptance of real
18 property in accordance with this chapter, and to institute
19 quiet title actions as provided in Section 24-9-8, and shall
20 have any other powers necessary and incidental to carry out
21 the powers and the purpose granted by this chapter.

22 "(j) In addition to the tax-delinquent property
23 acquired by the authority as provided herein, the authority
24 may acquire, by purchase, donation, or exchange, other
25 publicly owned property from local governments, including that
26 which was acquired years earlier as a result of foreclosure
27 proceedings of that property, or property that has become

1 surplus. The authority may also acquire property through
2 voluntary donations and transfers from private owners and may
3 acquire by purchase or lease on the open market property from
4 a private owner to complete an assemblage of property for
5 redevelopment.

6 "(k) No later than October 1, 2018, the State
7 Revenue Commissioner or his or her designee shall convene the
8 first meeting of the authority."

9 Section 2. This act shall become effective
10 immediately following its passage and approval by the
11 Governor, or its otherwise becoming law.