

1 HB73
2 197218-2
3 By Representative Sells
4 RFD: Boards, Agencies and Commissions
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ENROLLED, An Act,

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

"§24-9-5.

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

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

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

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

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

1 "(4) The Speaker of the House of Representatives or
2 his or her designee.

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

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

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

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

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

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

15 "(11) The State Finance Director or his or her
16 designee.

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

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

21 "(c) The members of the board shall serve four year
22 terms. In appointing the initial members of the board under
23 subdivision (1) of subsection (b), the Governor shall
24 designate two to serve four years, one to serve three years,
25 and one to serve two years.

1 "(d) Members of the board shall receive
2 reimbursement for expenses incurred in the performance of
3 their duties but no other compensation.

4 "(e) The board may employ the necessary personnel
5 for the performance of its functions and fix their
6 compensation.

7 "(f) The board shall elect from its membership a
8 chair, vice chair, and secretary-treasurer. The board shall
9 adopt rules to govern its proceedings. A majority of the
10 membership of the board shall constitute a quorum for all
11 meetings. Approval by a majority of the membership shall be
12 necessary for any action to be taken by the authority. All
13 meetings shall be open to the public, except as otherwise
14 permitted by the Alabama Open Meetings Act, and a written
15 record shall be maintained of all meetings.

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

19 "(h) The board, when acting in its official
20 capacity, its members, and the authority shall be immune from
21 civil liability against the claims of any individual or other
22 entity of any nature whatsoever arising out of its ownership
23 or administration of properties or related to its decisions or
24 actions, which decisions or actions were made in good faith,

1 without malice, and predicated upon information which was then
2 available to the board.

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

10 "(j) In addition to the tax-delinquent property
11 acquired by the authority as provided herein, the authority
12 may acquire, by purchase, donation, or exchange, other
13 publicly owned property from local governments, including that
14 which was acquired years earlier as a result of foreclosure
15 proceedings of that property, or property that has become
16 surplus. The authority may also acquire property through
17 voluntary donations and transfers from private owners and may
18 acquire by purchase or lease on the open market property from
19 a private owner to complete an assemblage of property for
20 redevelopment.

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

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

