

1 SB317  
2 199271-2  
3 By Senator Chambliss  
4 RFD: Governmental Affairs  
5 First Read: 18-APR-19

1 SB317

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4 ENROLLED, An Act,

5 To amend sections 41-9-541, 41-9-542, 41-9-544, and  
6 41-9-545, Code of Alabama 1975, relating to the Governor's  
7 Mansion Authority.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

9 Section 1. Sections 41-9-541, 41-9-542, 41-9-544,  
10 and 41-9-545, Code of Alabama 1975, are amended to read as  
11 follows:

12 "§41-9-541.

13 (a) There is created the Governor's Mansion  
14 Authority to preserve, operate, and maintain the Alabama  
15 Governor's Mansion, also known as the Ligon House, located on  
16 South Perry Street in Montgomery, Alabama, the adjacent  
17 historic property known as the John Blue-Hill House ("Hill  
18 House") on South Perry Street, and such adjacent properties as  
19 ~~shall~~ may be acquired from time to time, hereinafter  
20 designated the Governor's Mansion Complex. The Governor's  
21 Mansion Complex means the state-owned property within the area  
22 bounded on the north by Cromwell Street, bounded on the east  
23 by South Perry Street, bounded on the south by Finley Avenue,  
24 and bounded on the west by South Court Street.

1           (b) The purposes of the authority shall be to  
2 preserve and maintain the Governor's Mansion and to protect  
3 the historical and architectural integrity of the mansion  
4 exterior, interior, contents, and grounds; to develop,  
5 maintain, and operate the Governor's Mansion Complex as an  
6 appropriate setting for carrying on the official and  
7 ceremonial functions of the state, including, but not limited  
8 to, the recruitment of industry; and to provide a suitable  
9 housing for the Governor and the family of the Governor in  
10 comfortable, private, and physically secure quarters within  
11 the Governor's Mansion Complex, including the Hill House.

12           "§41-9-542.

13           (a) The authority shall be composed of the following  
14 members or their designees:

15           (1) The Director of the Alabama Department of  
16 Archives and History.

17           (2) The Director of the Division of Construction  
18 Management of the Department of Finance ~~Technical Staff of the~~  
19 ~~Alabama Building Commission.~~

20           (3) The Director of Finance of the State of Alabama.

21           (4) The Executive Director of the Alabama Historical  
22 Commission.

23           (5) The senior collections curator of the Alabama  
24 Department of Archives and History.

1           (6) The chief architectural historian of the Alabama  
2 Historical Commission.

3           (7) The President of the Alabama Trust for Historic  
4 Preservation.

5           (8) The President of the Friends of the Alabama  
6 Governor's Mansion.

7           (9) The President of the Business Council of  
8 Alabama.

9           (10) The Chairman of the Black Heritage Council.

10          (11) The Executive Director of the Landmarks  
11 Foundation of Montgomery.

12          (12) A history teacher to be appointed by the State  
13 Superintendent of Education, having demonstrated proficiency  
14 and interest in preservation of state history.

15          (13) The Director of the State Black Archives  
16 Research Center and Museum.

17          (14) The Director of the Historic Mobile  
18 Preservation Society.

19          (15) The President of the Alabama Historical  
20 Association.

21          (16) The Governor of Alabama or the Governor's  
22 spouse upon appointment by the Governor ~~of the Governor of~~  
23 ~~Alabama.~~

24          (17) The Executive Director of the Eufaula Heritage  
25 Association.

1                   (18) Two members appointed by the Governor.

2                   (b) At its first meeting each year, the members of  
3 the authority shall elect a chair, a vice chair, and a  
4 secretary, each of whom shall serve two-year terms. The vice  
5 chair shall act in the place of the chair in the chair's  
6 absence or disability. The vice chair and secretary shall not  
7 serve more than two consecutive terms. The authority shall  
8 meet at such times as designated by the authority at a place  
9 as is deemed necessary or convenient, but the chair shall call  
10 a meeting once a year. The chair may also call a special  
11 meeting at any time the chair deems it advisable or necessary.  
12 A quorum shall be a simple majority of the authority  
13 membership or their designees. Members of the authority or any  
14 committee thereof may participate in meetings of the authority  
15 or such committees by telephone conference or similar  
16 communications equipment through which all persons  
17 participating in the meeting can hear each other at the same  
18 time, and such participation by the members shall constitute  
19 presence at a meeting for all purposes. Members and their  
20 designees shall serve without compensation.

21                   (c) Except as specified by subsection (a), the  
22 authority shall strive, when applicable, to select designees  
23 that reflect the racial, geographic, and economic diversity of  
24 the state.

1           (d) There is created an executive committee of the  
2 authority, which shall have authority to exercise any and all  
3 powers of the authority on the authority's behalf, except as  
4 expressly limited by an administrative rule promulgated by the  
5 authority. The executive committee shall be composed of three  
6 members of the authority, each appointed to the executive  
7 committee by the Governor, and who shall serve on the  
8 executive committee at the pleasure of the Governor. The  
9 executive committee shall submit an annual report of its  
10 activities to the authority no later than October 1 of each  
11 year.

12           "§41-9-544.

13           In addition to any other power established pursuant  
14 to this article, the authority may exercise the following  
15 powers:

16           (1) To solicit and receive appropriations, gifts,  
17 contributions of money, and property consistent with the  
18 purpose for which the authority is created. Title to all  
19 gifts, articles, and money received by the authority shall be  
20 vested in the authority. The authority shall use gifts,  
21 articles, and money received for the purpose specified by the  
22 grantor, to the extent consistent with this article and the  
23 rules of the authority.

24           (2) To solicit and accept loans of furniture and  
25 other objects as it deems suitable and appropriate. The

1 authority shall use loaned furniture and objects for the  
2 purpose specified by the grantor to the extent consistent with  
3 this article and the rules of the authority.

4 (3) To make, enter into, and execute such contracts,  
5 agreements, and other instruments as may be necessary or  
6 desirable to accomplish any purpose for which it is created,  
7 including entering into agreements with any civic  
8 organization, nonprofit group or organization, or professional  
9 or government organization relative to the day-to-day  
10 operation of the Governor's Mansion Complex.

11 (4) To accept gratuitous services from individuals  
12 and organizations and to appoint, employ, and contract with  
13 such employees, agents, advisors, and consultants, including,  
14 but not limited to, architectural historians, landscape  
15 architects with experience in landscape architectural  
16 preservation, conservators, historians, engineers, and  
17 craftsmen as may in its judgment be necessary or desirable,  
18 and to fix their compensation.

19 (5) To expend any funds it may receive under this  
20 article as it deems appropriate and consistent with the  
21 purposes of this article or for any of the purposes set out in  
22 Section 36-13-6 for which expenditures from the Mansion Fund  
23 are authorized.

24 (6) To participate with other public and private  
25 authorities in providing for the transportation of visitors

1 between the complex and other historic and cultural sites. The  
2 authority may set and collect a fee for such transportation.

3 (7) To construct and operate a visitor's center and  
4 parking lot for the benefit of visitors to the complex, and to  
5 set and collect a fee for parking.

6 (8) To purchase, produce, sell, and distribute  
7 historical souvenir items.

8 (9) To publish or contract for the publication of  
9 brochures, books, and periodicals intended for the general  
10 public that are promotional, informational, or educational  
11 about the buildings, contents, and grounds of the complex, and  
12 to sell same at prices set by the authority.

13 (10) To apply for and accept from any federal,  
14 state, county, or municipal government or agency or any other  
15 public or private source, grants, or other assistance in  
16 furtherance of the authority's purposes under such conditions  
17 as may be provided by the source.

18 "§41-9-545.

19 (a) The authority shall keep an account of all  
20 receipts and expenditures. Books of the authority shall be  
21 open to regular inspection and audit by the Department of  
22 Examiners of Public Accounts.

23 (b) The authority shall operate or provide for the  
24 operation of the Governor's Mansion Complex in such a manner  
25 as to effectuate the purposes enumerated in this article.



1           (c) No furniture, equipment, art work, or other  
2 items related to the function and operation of the complex may  
3 be disposed of by sale or donation except where allowed by law  
4 relating to the disposal of broken or damaged state property.  
5 The authority shall maintain an inventory of every item  
6 associated with the complex, its functions and operations made  
7 available to the Department of Examiners of Public Accounts.

8           (d) There is established in the State Treasury a  
9 fund to be known as the Governor's Mansion Preservation Fund  
10 into which shall be deposited all moneys received by the  
11 authority from fees, gifts, donations, grants, bequests,  
12 loans, governmental appropriations, or any other sources,  
13 either public or private. The funds shall be used for any  
14 purposes for which the authority is created, including the  
15 purposes set out in Section 36-13-6 for which expenditures  
16 from the Mansion Fund are authorized. Money deposited in this  
17 fund from any source other than state appropriations for  
18 operations shall not revert to the State General Fund, but  
19 shall remain in the preservation fund until expended by the  
20 authority.

21           Section 2. This act shall become effective on the  
22 first day of the third month following its passage and  
23 approval by the Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB317

Senate 21-MAY-19

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris,  
Secretary.

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House of Representatives  
Passed: 29-MAY-19

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By: Senator Chambliss