

1 HB600
2 200953-2
3 By Representative Clouse
4 RFD: Military and Veterans Affairs
5 First Read: 09-MAY-19

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ENROLLED, An Act,

Relating to the Alabama Job Creation and Military Stability Commission; to amend Section 31-14-3, Code of Alabama 1975, to increase the membership of the commission board from 19 to 20 members and to include the Commissioner of the Alabama Department of Veterans Affairs as a member of the commission.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 31-14-3, Code of Alabama 1975, is amended to read as follows:

"§31-14-3.

"(a) There is created the Alabama Job Creation and Military Stability Commission. Members of the commission shall include a chair and two vice chairs. The chair shall be the Lieutenant Governor, or in the absence of a Lieutenant Governor, the chair shall be the Governor, or his or her designee. The vice chairs shall be the President Pro Tempore of the Senate, or his or her designee, and the Speaker of the House of Representatives, or his or her designee.

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

"(1) Two members of the House of Representatives appointed by the Speaker of the House of Representatives.

1 "(2) Two members of the Senate appointed by the
2 President Pro Tempore of the Senate.

3 "(3) The Adjutant General of the Alabama National
4 Guard.

5 "(4) The Secretary of the Alabama State Law
6 Enforcement Agency.

7 "(5) The Secretary of the Department of Commerce.

8 "(6) The Director of the Alabama Department of
9 Economic and Community Affairs.

10 "(7) The Commissioner of the Alabama Department of
11 Veterans Affairs.

12 "(8) One retired senior member of the Armed Forces
13 for each of the four major military facilities in Alabama,
14 Redstone Arsenal, Anniston Army Depot, Maxwell Air Force Base
15 including the Gunter Annex, and Fort Rucker, who shall be
16 appointed by the Governor, after consultation with the
17 individual designated in subdivision ~~(8)~~ (9) as the civic
18 leader from the community which the senior member of the
19 military shall represent.

20 "~~(8)~~ (9) One civic leader with significant
21 experience in military relocations from each of the four
22 communities currently impacted most significantly by the
23 presence of military facilities and assigned personnel who
24 shall be appointed by the chair after consultation with the
25 existing organizations described in subsection (h).

1 "(c) Members of the commission shall serve for a
2 term of four years with each appointment, may be reappointed
3 for an unlimited number of terms, and shall serve on the
4 commission until a replacement is appointed.

5 "(d) The members of the Alabama Job Creation and
6 Military Stability Commission created by Act 2011-350, as
7 amended by Act 2013-156, shall be the initial members of the
8 commission created under this section and shall continue to
9 serve on the commission at the pleasure of the appointing
10 authority until the quadrennium commencing in 2019. Persons
11 appointed after the commencement of the quadrennium commencing
12 in 2019~~7~~ shall serve a term of four years.

13 "(e) The commission shall hold its organizational
14 meeting by August 31, 2017. Thereafter, the commission shall
15 meet at the call of the chair; provided, that the commission
16 shall meet at least once annually.

17 "(f) The commission shall adopt rules for its
18 governance, including, but not limited to, the filling of
19 vacancies, the election of officers, the creation of
20 committees including an executive committee, and the execution
21 of documents. Members of the commission, the executive
22 committee of the commission, or any other committee
23 established by the commission may participate in a meeting of
24 the commission or committee by means of telephone conference,
25 video conference, or using similar communications methods by

1 means of which all individuals participating in the meeting
2 may hear one another. Participation by such means shall
3 constitute presence in person at a meeting for all purposes,
4 including for purposes of establishing a quorum. Notice of
5 meetings must be provided in accordance with the Alabama Open
6 Meetings Act and similar means of communication be allowed to
7 provide for members of the public to listen and observe
8 meetings.

9 "(g) The Secretary of the Senate, the Clerk of the
10 House of Representatives, the Legislative Services Agency,
11 Legal Division, the Legislative Services Agency, Fiscal
12 Division, and the Examiners of Public Accounts shall provide
13 assistance as requested by the commission. Each legislative
14 member of the commission and supporting staff shall be
15 entitled to his or her regular legislative compensation, his
16 or her per diem and travel expenses for each day he or she
17 attends a meeting of the commission which shall be paid out of
18 any funds appropriated for the use of the Legislature, upon
19 warrants drawn on the Comptroller upon requisition signed by
20 the commission's chair; provided, however, that members shall
21 not receive additional legislative compensation or per diem
22 when the Legislature is in session but shall receive his or
23 her travel expenses for all meetings attended.

24 "(h) The commission shall make proactive attempts to
25 ensure the stability of Alabama assigned Department of Defense

1 resources by the study and evaluation of military
2 organizations, personnel, civilian support personnel,
3 equipment, and infrastructure currently located in the state,
4 and the re-stationing or reorganization of military resources
5 located in, relocating to, or outside of the state using the
6 following items of evaluation:

7 "(1) All Department of Defense personnel, assets,
8 and equipment, including that belonging to the Alabama
9 National Guard and Reserve units or forces.

10 "(2) The economic impact of these resources on
11 surrounding communities.

12 "(3) Current policies, programs, and services that
13 impact Department of Defense resources located in the state.

14 "(4) The impact these Department of Defense assets
15 and resources have on state and local job creation.

16 "(5) The impact of Department of Defense assets and
17 resources on local businesses and industry.

18 "(6) Funding available or required to promote the
19 sustained presence of Department of Defense assets and
20 resources appropriated to the state.

21 "(i) The commission shall not alter the purpose,
22 replace, or change the role of any existing organization, task
23 force, or committee within a military community with the
24 purpose of promoting military growth including Base Closure
25 and Realignment Commission associated actions.

1 "(j) The appointing authorities of the commission
2 shall coordinate their appointments to assure the membership
3 of the Alabama Job Creation and Military Stability Commission
4 is inclusive and reflects the racial, gender, geographic,
5 urban, rural, and economic diversity of the state.

6 "(k) The commission shall make an annual report to
7 members of the Legislature no later than the seventh
8 legislative day of each regular session beginning in 2018
9 detailing all commission activities and recommendations.

10 "(l) The commission may accept gifts, contributions,
11 bequests, grants, and other donations, whether public or
12 private, of money, real property, or personal property and
13 shall expend the same in furtherance of the work of the
14 commission.

15 "(m) The work of the commission shall be supported
16 by the Military Stability Foundation, an Alabama nonprofit
17 corporation incorporated on September 8, 2011, which shall not
18 be considered a government body. Documents produced by or for
19 such foundation shall not be considered public writings, even
20 if viewed by or delivered to the commission, as the disclosure
21 of the documents would be detrimental to the best interest of
22 the public."

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

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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 21-MAY-19.

Jeff Woodard
Clerk

Senate

29-MAY-19

Passed