

1 HB485
2 204782-3
3 By Representative Stadthagen (N & P)
4 RFD: Local Legislation
5 First Read: 04-MAY-20

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2 ENROLLED, An Act,

3 Relating to Cullman County; to create the
4 Battleground School Historical Board; to provide for immunity
5 from civil liability of the members of the board; to provide
6 for the transfer of the Battleground School property to the
7 historical board by the Cullman County Board of Education; and
8 to provide that the board may only transfer the property under
9 certain conditions.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11 Section 1. (a) In Cullman County, there is
12 established the Battleground School Historical Board to own,
13 operate, manage, and preserve the former Battleground School
14 property in the unincorporated community of Battleground,
15 including any ball fields and other historical structures,
16 owned by the Cullman County Board of Education. The
17 Battleground School Historical Board shall be composed of five
18 members appointed by the Cullman County legislative delegation
19 for terms of four years. Members of the board shall continue
20 to serve until a successor is appointed. Members of the board
21 are immune from civil liability for actions taken in the
22 conduct of their duties to the extent allowed under Section
23 36-1-12.

24 (b) (1) The Battleground School Historical Board may
25 accept title to the former Battleground School property owned

1 by the Cullman County Board of Education and may hold the
2 property for the benefit and use of the public, particularly
3 the unincorporated community of Battleground. The Battleground
4 School Historical Board may receive state, local, and other
5 governmental funding and may accept charitable donations.

6 (2) The board may not sell or transfer ownership of
7 the property unless approved by majority vote of the board and
8 then by a majority vote of the qualified electors in the
9 unincorporated community of Battleground at a referendum
10 called by the judge of probate and held during the following
11 general election.

12 (c) The Battleground School Historical Board may be
13 reorganized as an unincorporated nonprofit association or
14 other entity authorized by law by unanimous consent of the
15 board.

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

