

1 HB273  
2 182139-1  
3 By Representatives Drake, Moore (B), Treadaway, Sessions,  
4 Carns and Hill  
5 RFD: Military and Veterans Affairs  
6 First Read: 21-FEB-17

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8 SYNOPSIS: Under existing law, the Alabama Job Creation  
9 and Military Stability Commission was created by  
10 joint resolution of the Legislature. This bill  
11 would establish the Alabama Job Creation and  
12 Military Stability Commission to study and evaluate  
13 all currently designated military forces, programs,  
14 infrastructure, civilian contractors that support  
15 them, and the re-stationing and or re-organization  
16 of these resources to, within, or outside the State  
17 of Alabama.

18  
19 A BILL  
20 TO BE ENTITLED  
21 AN ACT

22  
23 Relating to the military and military support  
24 personnel; to create the Alabama Job Creation and Military  
25 Stability Commission.

26 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1                   Section 1. (a) There is created the Alabama Job  
2                   Creation and Military Stability Commission. Members of the  
3                   commission shall include a chair and two vice chairs. The  
4                   chair shall be the Lieutenant Governor and the vice chairs  
5                   shall be the President Pro Tempore of the Senate, or his or  
6                   her designee, and the Speaker of the House of Representatives,  
7                   or his or her designee.

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

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

12                   (2) Two members of the Senate appointed by the  
13                   President Pro Tempore of the Senate.

14                   (3) The Adjutant General of the Alabama National  
15                   Guard.

16                   (4) The Secretary of the Alabama State Law  
17                   Enforcement Agency.

18                   (5) The Secretary of the Department of Commerce.

19                   (6) The Director of the Alabama Department of  
20                   Economic and Community Affairs.

21                   (7) One retired senior member of the Armed Forces  
22                   for each of the four major military facilities in Alabama,  
23                   Redstone Arsenal, Anniston Army Depot, Maxwell Air Force Base  
24                   including the Gunter Annex, and Fort Rucker, who shall be  
25                   appointed by the Governor, after consultation with the  
26                   individual designated in paragraph (b) (8) as the civic leader

1 from the community which the senior member of the military  
2 shall represent.

3 (8) One civic leader with significant experience in  
4 military relocations from each of the four communities  
5 currently impacted most significantly by the presence of  
6 military facilities and assigned personnel who shall be  
7 appointed by the Lieutenant Governor after consultation with  
8 the existing organizations described in subsection (g).

9 (c) Members of the commission shall serve for a term  
10 of four years with each appointment, may be reappointed for an  
11 unlimited number of terms, and shall serve on the commission  
12 until a replacement is appointed.

13 (d) The members of the Alabama Job Creation and  
14 Military Stability Commission created by Act 2011-350, as  
15 amended by Act 2013-156, shall be the initial members of the  
16 commission created under this act and shall continue to serve  
17 on the commission at the pleasure of the appointing authority  
18 until the quadrennium commencing in 2019. Persons appointed  
19 after the commencement of the quadrennium commencing in 2019,  
20 shall serve a term of four years.

21 (e) The commission shall hold its organizational  
22 meeting within 30 days after the effective date of this act.  
23 Thereafter, the commission shall meet at the call of the  
24 chair; provided, that the commission shall meet at least once  
25 annually.

26 (f) The commission shall adopt rules for its  
27 governance, including, but not limited to the filling of

1 vacancies, the election of officers, the creation of  
2 committees including an executive committee, and the execution  
3 of documents. Members of the commission, the executive  
4 committee of the commission, or any other committee  
5 established by the commission may participate in a meeting of  
6 the commission or committee by means of telephone conference,  
7 video conference, or using similar communications methods by  
8 means of which all individuals participating in the meeting  
9 may hear one another. Participation by such means shall  
10 constitute presence in person at a meeting for all purposes,  
11 including for purposes of establishing a quorum. Notice of  
12 meetings must be provided in accordance with the Alabama Open  
13 Meetings Act and similar means of communication be allowed to  
14 provide for members of the public to listen and observe  
15 meetings.

16 (g) The Secretary of the Senate, the Clerk of the  
17 House of Representatives, the Legislative Reference Service,  
18 the Legislative Fiscal Office, and the Examiners of Public  
19 Accounts shall provide assistance as requested by the  
20 commission. Each legislative member of the commission and  
21 supporting staff shall be entitled to his or her regular  
22 legislative compensation, his or her per diem and travel  
23 expenses for each day he or she attends a meeting of the  
24 commission which shall be paid out of any funds appropriated  
25 for the use of the Legislature, upon warrants drawn on the  
26 Comptroller upon requisition signed by the commission's chair;  
27 provided, however, that members shall not receive additional

1 legislative compensation or per diem when the Legislature is  
2 in session but shall receive his or her travel expenses for  
3 all meetings attended.

4 (h) The commission shall make proactive attempts to  
5 ensure the stability of Alabama assigned Department of Defense  
6 resources by the study and evaluation of military  
7 organizations, personnel, civilian support personnel,  
8 equipment, and infrastructure currently located in the state,  
9 and the re-stationing or reorganization of military resources  
10 located in, relocating to, or outside of the state using the  
11 following items of evaluation:

12 (1) All Department of Defense personnel, assets, and  
13 equipment, including that belonging to the Alabama National  
14 Guard and Reserve units or forces.

15 (2) The economic impact of these resources on  
16 surrounding communities.

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

19 (4) The impact these Department of Defense assets  
20 and resources have on state and local job creation.

21 (5) The impact of Department of Defense assets and  
22 resources on local businesses and industry.

23 (6) Funding available or required to promote the  
24 sustained presence of Department of Defense assets and  
25 resources appropriated to the state.

26 (i) The commission shall not alter the purpose,  
27 replace, or change the role of any existing organization, task

1 force, or committee within a military community with the  
2 purpose of promoting military growth including Base Closure  
3 and Realignment Commission associated actions.

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

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

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

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

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