

1 SB329  
2 204756-2  
3 By Senator Burkette (N & P)  
4 RFD: Local Legislation  
5 First Read: 04-MAY-20

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Montgomery County; to establish procedures for the duties and responsibilities of the Montgomery County Legislative Delegation; to provide for the election of a chair and vice chair; to provide for notice of meetings; to establish quorum requirements; and to provide for other procedures.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act shall apply only in Montgomery County.

Section 2. (a) For purposes of this section, Montgomery County Legislative Delegation includes each member of the Senate and each member of the House of Representatives representing a portion of Montgomery County.

(b) Not later than July 1, 2020, all members of the Montgomery County Legislative Delegation shall convene and

1 elect a chair and a vice chair by a concurrent majority vote  
2 of the membership, with the votes of the members of the Senate  
3 being weighted so that the votes of the members of the House  
4 of Representatives and the members of the Senate are equal as  
5 provided in subsection (d). The initial meeting shall be  
6 called and presided over by the longest serving member of the  
7 delegation until a chair is elected pursuant to this  
8 subsection. At the initial meeting, the individual elected  
9 chair shall be a senator and the individual elected vice chair  
10 shall be a representative. Beginning on January 1, 2021, the  
11 individual elected chair shall be a representative and the  
12 individual elected vice chair shall be a senator. The chair  
13 and vice chair shall alternate annually between  
14 representatives and senators thereafter. To qualify as chair  
15 or vice chair, the senator or representative must have a  
16 majority of his or her legislative district in Montgomery  
17 County.

18 (c)(1) Meetings of the delegation may be called at  
19 any time by the chair or by a majority of the members of the  
20 delegation. Notice of all meetings shall be provided  
21 electronically by the chair to each member of the delegation  
22 at least 24 hours prior to the meeting. The notice shall  
23 provide the time and location of the meeting, as well as a  
24 description of all matters to be discussed at the meeting.

25 (2) Four members of the delegation shall constitute  
26 a quorum, with at least one senator present for the meeting.

1           (3) Members of the legislative delegation may  
2 participate in a meeting of the delegation by telephone  
3 conference, video conference, or other similar communications  
4 equipment which allows all individuals participating in the  
5 meeting to hear each other at the same time. Participation by  
6 such means shall constitute presence in person at the meeting  
7 for all purposes, except for the establishment of a quorum.

8           (d) (1) Unless expressly provided otherwise by law,  
9 all official action required by law of the legislative  
10 delegation, including the requirement to recommend, nominate,  
11 or elect individuals to any public position or office, shall  
12 be approved by a majority vote of the delegation membership.

13           (2) The vote of each member of the Senate shall  
14 constitute two and one-half votes and the vote of each member  
15 of the House of Representatives shall be one vote, so that the  
16 votes of the members of the House of Representatives and the  
17 votes of the members of the Senate are equal. If  
18 reapportionment of legislative districts changes the number of  
19 members of the delegation as it exists on June 1, 2020, the  
20 vote of the members of the House and Senate shall continue to  
21 be weighted so that the votes of the members of the House of  
22 Representatives and the votes of the members of the Senate are  
23 equal.

24           (e) Any action of the legislative delegation in  
25 violation of this section is void.

26           Section 3. The notice requirements and procedures  
27 for meetings and the voting requirements provided for in

1 subsections (c) and (d) shall become operative upon the  
2 election of a chair and vice chair at the initial meeting of  
3 the delegation as provided in subsection (b).

4 Section 4. This act shall become effective on June  
5 1, 2020, following its passage and approval by the Governor,  
6 or its otherwise becoming law.