### HB89 ENROLLED



# 1 HB89 ACT #2024 - 126

2 BXD744J-2

3 By Representatives Mooney, Carns, DuBose (N & P)

4 RFD: Shelby County Legislation

5 First Read: 06-Feb-24

6 PFD: 05-Feb-24





- 1 Enrolled, An Act,
- 2 Relating to Shelby County; to amend Section 9 of Act
- 3 88-258 of the 1988 Regular Session (Acts 1988, p. 393), as
- 4 last amended by Act 2000-358 of the 2000 Regular Session (Acts
- 5 2000, p. 557), authorizing public library districts, to
- 6 further provide for the election of the library board.
- 7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
- 8 Section 1. Relating to Shelby County; to amend Section
- 9 9 of Act 88-258 of the 1988 Regular Session (Acts 1988, p.
- 10 393), as last amended by Act 2000-358 of the 2000 Regular
- 11 Session (Acts 2000, p. 557), authorizing public library
- 12 districts, to further provide for the election of the library
- 13 board.
- 14 "Section 9. (a) The affairs and business of the
- district shall be managed by a library board consisting of
- 16 five members who shall be elected by the qualified electors
- 17 residing in the district. The current board members on the
- 18 effective date of this amendatory act—elected at—the—general
- 19 election in November 1996, shall serve until October 1, 2000,
- 20 and the current board members elected at the general election
- 21 in November 1998, shall serve until October 1, 2002, at which
- 22 time the new board members elected pursuant to this act
- 23 section—shall take office. The members of the library board
- 24 shall be elected by the members of the Shelby County
- 25 legislative delegation representing the geographic area of the
- library district or any portion thereof. The election of the
- 27 members of the library board shall be certified in writing by
- 28 the Shelby County Legislative Delegation in a document filed



29	with the Judge of Probate of Shelby Countycenduct the
30	elections for board membership on the second Tuesday of
31	September of every even year, to take office on October 1, of
32	that year and every four years thereafter. The new board
33	members shall take office immediately upon election and
34	qualification as provided in this section.
35	(b) No person shall be elected to Each member of the
36	board unless he or she is a person who is shall be a
37	registered voter residing and shall reside within the
38	boundaries of the district. A person who desires to run-for
39	the board shall file a notice of candidacy-for a place on the
40	board with the judge of probate on or before July 15 preceding
41	the election. The person-receiving the highest number of-vetes
42	for each place shall be the successful candidate. In the event
43	of a tie vote, the top two candidates will draw lots in the
44	presence of the judge of probate to-determine the winning
45	candidate. In event that there is only one candidate who
46	qualifies to run for a place, the judge of probate shall
47	certify the election of that candidate to that place and no
48	election—for that place shall be held. One member of the board
49	shall be an owner of commercial property in the district.
50	(c) Each The initial board members elected by the
51	Shelby County Legislative Delegation shall serve until
52	December 31, 2026, or until their successors are elected.
53	Thereafter, the term of each board member shall be for a term
54	of four years. Provided, however, that to stagger the terms,

term of two years, and Places 3, 4, and 5 shall be elected for

Place No. 1 and Place No. 2 initially shall be elected for a

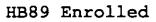
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57 a term of four years, in the first election held after an
58 election providing for the formation of a district created
59 pursuant to this act. The initial election shall be conducted
60 on the second Tuesday of September of the first even year
61 after organization.

- (d) In the event of a vacancy on a library board, the place vacant vacancy shall be filled by the majority vote of the remaining membership of the board for the unexpired term of the vacant position. A vacancy shall also be deemed to occur in the event there is a place for which no candidate has been nominated, and the vacancy for the new term shall be filled as previded for herein, except that the office holder whose term has expired shall continue to hold office until the vacancy is filled. in the same manner as the original appointment for the unexpired term of the vacant position.
- number a president, a vice president, and a secretary/treasurer. The members of the board shall not be entitled to any compensation for their services, but they shall be entitled to reimbursement for all reasonable expenses incurred by them in the performance of their duties. A quorum of the board shall consist of three members and a quorum shall be present in order for the board to transact business. The board may adopt rules, regulations, and by-laws to further provide for the operation of the district.
- (f) The board shall maintain a complete record of the proceedings of its meetings and shall require the director of the library to maintain a detailed record of the receipts and





- 85 disbursements of all library funds."
- 86 Section 2. This act shall become effective June 1,
- 87 2024.



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98	_	Speaker of the House of Representatives	
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103		President and Presiding Officer of the Senate	
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106 107		House of Representatives	
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109		hereby certify that the within Act originated ised by the House 02-Apr-24.	ii aiiu
110	was pass	sed by the house of Apr 24.	
111		John Treadwell	
112		Clerk	
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118	Senate	16-Apr-24	Passed
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APPROVED

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TIME\_

GOVERNOR

Alabama Secretary Of State

Act Num...: 2024-122 Bill Num...: H-89

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RECONSIDERED YEAS NAYS		
	Clerk	
	JOHN TREADWELL,	26 52
NITELY POSTPONED YEAS NA		25 51
DATE:	YEAS SO NAVS	24 50
Secretary	was adopted and is attached to the Bill,	23 49
And was progred returned to traveling to the House  PATRICK HARRIS.		22 48
YEAS O NAYS	I hereby certify that the Resolution as	21 47
	Commico	20 46
DATE: CANGED AS AMENDED	. [	19 45
secretary ,	RE-REFERRED RE-COMMITTED	18 44
PATRICK HARRIS,		17 43
	Committee	16 42
YEAS OF CY NAYS	RE-REFERRED   RE-COMMITTED	15 41
was adopted and is attached to the Bill,		14 40
required in Section C of Act No. 81-889		13 39
I hereby certify that the Resolution as	RF RD 2 CAL	1/2 38
TAC RDZ LCA		1) 37
DATE: Y-A 20-JU	Shair Chair	10 36
	day of Mach	9 35
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session and is by order of the Committee	Shelpy County Lapslation as	5 31
and was acted upon by such Committee in	House to its standing committee on	30
of the Senate on	REPORT OF STANDING COMMITTEE  This bill having been referred by the	ź
This Bill was referred to the Standing Committee		2 CHROS 48 28
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FURTHER SENATE ACTION (OVER)

FURTHER HOUSE ACTION (OVER)