### HB89 ENROLLED



- 1 HB89
- 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

#### HB89 Enrolled



- 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.
- "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

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29	with the Judge of Probate of Shelby County. conduct 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
3 4	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
10	board with the judge of probate on or before July 15 preceding
11	the election. The person receiving the highest number of votes
12	for each place shall be the successful candidate. In the event
13	of a tie vote, the top two candidates will draw lots in the
14	presence of the judge of probate to determine the winning
15	candidate. In event that there is only one candidate who
16	qualifies to run for a place, the judge of probate shall
17	certify the election of that candidate to that place and no
18	election for that place shall be held. One member of the board
19	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,
55	Place No. 1 and Place No. 2 initially shall be elected for a

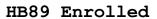
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a term of four years, in the first election held after an election providing for the formation of a district created pursuant to this act. The initial election shall be conducted on the second Tuesday of September of the first even year after organization.

- (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 provided 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."
- 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		House of Representatives	
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108		hereby certify that the within Act originated is	n and
109	was pass	sed by the House 02-Apr-24.	
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111		John Treadwell	
112		Clerk	
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117	<b>~</b> .	16 - 04	
118	Senate	16-Apr-24	Passed
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