

SB39 ENGROSSED



1 SB39
2 WMWF99E-2
3 By Senator Kelley
4 RFD: County and Municipal Government
5 First Read: 04-Feb-25



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A BILL
TO BE ENTITLED
AN ACT

Relating to occupational licensing boards; to require members of boards and commissions that are subject to the Alabama Sunset Law to complete a board governance course.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) For the purposes of this section, the term "board member" means any member of any department, council, board, commission, division, bureau, or other entity subject to the Alabama Sunset Law of 1981, Chapter 20 of Title 41, Code of Alabama 1975. The term does not include any cabinet member or statewide elected official.

(b) All board members serving on October 1, 2025, shall complete the board governance course provided for in subsection (c) on or before March 1, 2026. Any board member who begins a term of office after October 1, 2025, shall complete the board governance course provided for in subsection (c) within 150 days after beginning each term of office.

(c) The Department of Examiners of Public Accounts shall provide a board governance course of not less than five hours to all board members. The course's curriculum shall be



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29 determined by the Chief Examiner of Public Accounts in
30 consultation with the Attorney General and shall include, but
31 not be limited to, all of the following topics as they relate
32 to board membership:

33 (1) The Alabama Open Meetings Act.

34 (2) The role of the Contract Review Permanent
35 Legislative Oversight Committee.

36 (3) Travel, compensation, and per diem.

37 (4) Reoccurring significant issues determined by the
38 Department of Examiners of Public Accounts during audits and
39 reviews conducted pursuant to Section 41-20-9, Code of Alabama
40 1975.

41 (5) General operating procedures and best practices to
42 ensure the effective discharge of the duties of board members
43 in keeping with the highest standards of stewardship and
44 principles of public service.

45 (d) The board governance course shall be available
46 online and may be conducted online or in person. Evidence of
47 each board member's completion of the course shall be recorded
48 and maintained by the Department of Examiners of Public
49 Accounts.

50 (e) At the conclusion of the board governance course,
51 each participating board member shall sign a form developed
52 and provided by the Department of Examiners of Public Accounts
53 affirming all of the following principles:

54 (1) That each decision, action, and vote taken or made
55 as a board member shall be based solely on the needs and
56 interests served by the entity and the general welfare of the



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57 public.

58 (2) That no decision, action, or vote shall be taken or
59 made to serve or promote the personal, political, or pecuniary
60 interests of a board member.

61 (3) That the views of all board members of the entity
62 shall be considered before making a decision or taking an
63 action on any measure or proposal before the entity.

64 (4) That no individual or joint attempt to direct or
65 corrupt the operations of the entity in a manner that is
66 inconsistent with the discharge of the statutory functions and
67 responsibilities of the entity shall be made.

68 (5) That all meetings of the entity shall be attended
69 unless good cause is shown.

70 Section 2. This act shall become effective on October
71 1, 2025.



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74 Senate

75 Read for the first time and referred04-Feb-25
76 to the Senate committee on County
77 and Municipal Government
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79 Read for the second time and placed11-Feb-25
80 on the calendar:
81 0 amendments
82
83 Read for the third time and passed12-Feb-25
84 as amended
85 Yeas 31
86 Nays 0
87 Abstains 0
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Patrick Harris,
Secretary.

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