

SB6 INTRODUCED



1 SB6
2 LKR7YYY-1
3 By Senator Elliott
4 RFD: County and Municipal Government
5 First Read: 04-Feb-25
6 PFD: 24-Jul-24



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SYNOPSIS:

Under existing law, county and municipal library boards are appointed by the respective governing body of the county or municipality.

This bill would provide that library board members serve at the pleasure of their respective appointing authority, and by two-thirds vote may be removed by their respective appointing authority.

This bill would also make nonsubstantive, technical revisions to update the existing code language to current style.

A BILL
TO BE ENTITLED
AN ACT

Relating to libraries; to amend Sections 11-90-2 and 11-90-4, Code of Alabama 1975; to further provide for the appointment of county and municipal library boards; to provide reporting requirements; and to make nonsubstantive, technical revisions to update the existing code language to current style.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 11-90-2 and 11-90-4, Code of



SB6 INTRODUCED

29 Alabama 1975, are amended to read as follows:

30 "§11-90-2

31 (a) The government and supervision of such All
32 libraries shall be vested in created pursuant to this section
33 shall be supervised by a local library board consisting of
34 five members who shall be appointed by the county commission
35 or the governing body of the municipality.

36 (b) Each library board member shall be appointed by the
37 governing body of the county or municipality that established
38 the library.

39 (c) Each library board member shall be appointed to a
40 four-year term and shall serve at the pleasure of their
41 respective appointing authority and may be removed at any time
42 by a two-thirds vote of the appointing authority. The terms of
43 membership on the library board, as first appointed, for one
44 member shall be for one year, for the second member shall be
45 for two years, for the third member shall be for three years,
46 and for the remaining two members the terms shall be for four
47 years. After the first term, all appointments shall be for
48 four years.

49 (d) The county commission or respective governing body
50 shall fill all vacancies, including expired and unexpired
51 terms.

52 (e) Each library board created pursuant to this
53 section, no later than December 31 of each year, shall provide
54 to the Governor, Speaker of the House of Representatives, and
55 President Pro Tempore of the Senate a report detailing the
56 membership of the board and any actions the board has taken



SB6 INTRODUCED

57 regarding the review or removal of items in their collection
58 during the previous 12 months.

59 (f) Members of the library board shall serve without
60 compensation.

61 (g) Each appointing authority shall coordinate its
62 appointments to assure the membership of the local library
63 board is inclusive and reflects the racial, gender,
64 geographic, urban, rural, and economic diversity of the
65 state."

66 "§11-90-4

67 (a) In lieu of establishing or maintaining free public
68 libraries exclusively for a single county or municipality in
69 the manner provided in ~~this chapter~~ Section 11-90-2, the
70 library board of any county or municipality free public
71 library may contract, ~~in behalf of the political unit~~
72 ~~represented by such local library board, to and~~ with the
73 library board of another political unit ~~or governmental agency~~
74 ~~or instrumentality with respect to the establishment or~~
75 ~~maintenance of~~ establish and maintain a joint library service
76 ~~upon such~~ on the terms ~~as may be~~ agreed upon by the ~~several~~
77 contracting parties.

78 (b) Where there is no existing public library, ~~the~~
79 ~~power thus to contract shall vest in the~~ a county commission
80 ~~of the county~~ or the governing body of ~~the~~ a municipality may
81 contract with the governing body of another political unit to
82 establish and maintain a joint library. ~~Included in the power~~
83 ~~conferred is the determination of the basis and personnel of~~
84 ~~representation of the local political units on the joint~~



SB6 INTRODUCED

85 ~~library board administering the joint library service~~
86 ~~established under this section.~~

87 (c) In establishing a joint library, the contracting
88 parties may determine the size and appointing authorities of
89 the joint library board.

90 (d) ~~Such~~ A joint library board, ~~when appointed,~~
91 appointed pursuant to this section shall have the powers and
92 duties granted by this chapter to county or municipal library
93 boards. Each joint library board member shall serve at the
94 pleasure of their respective appointing authority and may be
95 removed at any time by a two-thirds vote of the appointing
96 authority. ~~County and municipal library boards or joint library~~
97 ~~boards shall have the power to cooperate with all state and~~
98 ~~federal agencies and institutions in furtherance of the~~
99 ~~purpose of this chapter, and all municipal, county and joint~~
100 ~~library boards shall from time to time submit such records and~~
101 ~~reports as may be required by the public library service;~~
102 ~~provided, that nothing~~

103 (e) Nothing in this section shall be ~~so~~ construed ~~as~~ to
104 infringe upon any municipal charter provisions governing the
105 administration of existing free public libraries."

106 Section 2. This act shall become effective on October
107 1, 2025.