

1 SB9  
2 215367-2  
3 By Senator Elliott  
4 RFD: Finance and Taxation General Fund  
5 First Read: 11-JAN-22  
6 PFD: 10/19/2021

1 SB9

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4 ENROLLED, An Act,

5 To provide for the expenditure of funds received by  
6 the Alabama Department of Conservation and Natural Resources  
7 for coastal conservation, restoration and protection, pursuant  
8 to Public Law 109-432, Division C, Title I, §§105, 120 Stat.  
9 3000 (43 U.S.C. 1331 note), known as the "Gulf of Mexico  
10 Energy Security Act of 2006."

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. The Legislature finds and declares that  
13 the following facts are true and correct:

14 (a) The 109th Congress of the United States of  
15 America enacted into law Public Law 109-432, Division C, Title  
16 I, §§105, 120 Stat. 3000 (43 U.S.C. 1331 note), commonly known  
17 as the "Gulf of Mexico Energy Security Act of 2006."

18 (b) Congress, in the federal act, created revenue  
19 sharing provisions for the four Gulf oil and gas producing  
20 States of Alabama, Louisiana, Mississippi, and Texas and their  
21 coastal political subdivisions.

22 (c) The federal act requires that each Gulf oil and  
23 gas producing state receive a minimum of 10 percent of the  
24 amount available from federal qualified Outer Continental  
25 Shelf revenues receive each fiscal year.

1           (d) The federal act requires that 20 percent of the  
2 amount allocated to each state shall be distributed directly  
3 to the coastal political subdivisions in the states in  
4 accordance with subparagraphs (B), (C), and (E) of Section  
5 31(b)(4) of the Outer Continental Shelf Lands Act (43 U.S.C.  
6 1356a(b)(4)).

7           (e) The federal act further requires that all  
8 amounts received by the Gulf oil and gas producing states and  
9 their coastal political subdivisions be used only for one or  
10 more of the following purposes:

11           (1) Projects and activities for the purposes of  
12 coastal protection, including conservation, coastal  
13 restoration, hurricane protections, and infrastructure  
14 directly affected by coastal wetland losses;

15           (2) Mitigation of damage to fish, wildlife or  
16 natural resources;

17           (3) Implementation of a federally approved marine,  
18 coastal or comprehensive conservation management plan;

19           (4) Mitigation of the impact of Outer Continental  
20 Shelf activities through funding of onshore infrastructure  
21 projects; and

22           (5) Planning assistance and administrative costs  
23 necessary to comply with the provisions of the Act.

24           Section 2. It is the intent of the Legislature, by  
25 the passage of this act, to require that all federal funds

1 made available to the state through Public Law 109-432,  
2 Division C, Title I, §§105, 120 Stat. 3000 (43 U.S.C. 1331  
3 note), and administered by the Alabama Department of  
4 Conservation and Natural Resources pursuant to the purposes  
5 authorized by the federal act, be expended only within the  
6 coastal political subdivisions of the state.

7 Section 3. This act shall become effective  
8 immediately following its passage and approval by the  
9 Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB9  
Senate 08-FEB-22  
I hereby certify that the within Act originated in and passed  
the Senate.

Patrick Harris,  
Secretary.

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House of Representatives  
Passed: 24-FEB-22

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By: Senator Elliott