

1 HB485  
2 204782-1  
3 By Representative Stadthagen (N & P)  
4 RFD: Local Legislation  
5 First Read: 04-MAY-20

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to Cullman County; to create the  
14 Battleground School Historical Board; to provide for immunity  
15 from civil liability of the members of the board; to provide  
16 for the transfer of the Battleground School property to the  
17 historical board by the Cullman County Board of Education; and  
18 to provide that the board may only transfer the property under  
19 certain conditions.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. (a) In Cullman County, there is  
22 established the Battleground School Historical Board to own,  
23 operate, manage, and preserve the former Battleground School  
24 property in the unincorporated community of Battleground,  
25 including any ball fields and other historical structures,  
26 owned by the Cullman County Board of Education. The  
27 Battleground School Historical Board shall be composed of five

1 members appointed by the Cullman County legislative delegation  
2 for terms of four years. Members of the board shall continue  
3 to serve until a successor is appointed. Members of the board  
4 are immune from civil liability for actions taken in the  
5 conduct of their duties.

6 (b) (1) The Battleground School Historical Board may  
7 accept title to the former Battleground School property owned  
8 by the Cullman County Board of Education and may hold the  
9 property for the benefit and use of the public, particularly  
10 the unincorporated community of Battleground. The Battleground  
11 School Historical Board may receive state, local, and other  
12 governmental funding and may accept charitable donations.

13 (2) The board may not sell or transfer ownership of  
14 the property unless approved by majority vote of the board and  
15 then by a majority vote of the qualified electors in the  
16 unincorporated community of Battleground at a referendum  
17 called by the judge of probate and held during the following  
18 general election.

19 (c) The Battleground School Historical Board may be  
20 reorganized as an unincorporated nonprofit association or  
21 other entity authorized by law by unanimous consent of the  
22 board.

23 Section 2. This act shall become effective  
24 immediately following its passage and approval by the  
25 Governor, or its otherwise becoming law.