

1 213102-1 : n : 04/12/2021 : JET / tgw LSA2021-22017

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3 BARFOOT AMENDMENT NO. 1 TO SB309

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8 On page 1, line 9, delete "SB214 of the 2020" and
9 insert in lieu thereof the following:

10 SB319 of the 2021

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12 On page 3, line 11, delete "SB214" and insert in
13 lieu thereof the following:

14 SB319

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16 On page 4, line 15, delete "this amendment" and
17 insert in lieu thereof the following:

18 the constitutional amendment proposed in SB319 of
19 the 2021 Regular Session

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21 On page 4, line 22, after "into" insert the
22 following:

23 , or proposes to enter into,

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25 On page 4, line 27, and continuing through page 5,
26 line 1, delete "one hundred thousand dollars (\$100,000)" and
27 insert in lieu thereof the following:

1 fifty thousand dollars (\$50,000)

2

3 On page 6, lines 14 through 16, delete subdivision
4 (2) in its entirety, and insert in lieu thereof the following
5 new subdivision (2):

6 (2) All members shall be subject to confirmation of
7 the Senate and may not participate in any function or
8 deliberation of the commission until they are confirmed by the
9 Senate.

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11 On page 6, line 23, after "convictions" insert the
12 following:

13 or convictions for property offenses, fraud, or
14 unlawful gambling, or offenses involving moral turpitude

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16 On page 7, lines 3 through 9, delete subsection (c)
17 in its entirety and insert in lieu thereof the following new
18 subsection (c):

19 (c) (1) Members shall serve terms of five years,
20 except that of the initial members appointed, they shall serve
21 as follows:

22 a. One member appointed by the Governor and the
23 member appointed by the Lieutenant Governor shall serve an
24 initial term of five years.

25 b. One member appointed by the Governor and the
26 member appointed by the President Pro Tempore of the Senate
27 shall serve an initial term of four years.

1 c. One member appointed by the Governor, the member
2 appointed by the Speaker of the House of Representatives, and
3 the member appointed by the Attorney General shall serve an
4 initial term of three years.

5 (2) Members may not serve more than two terms.

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7 On page 7, line 16, delete "chief executive officer"
8 and insert in lieu thereof the following:

9 "executive director"

10
11 On page 7, line 19, after "qualified" insert the
12 following:

13 , subject to the two-term limitation provided in
14 subdivision (c) (2)

15
16 On page 7, line 23, delete "A majority of members in
17 office" and insert in lieu thereof the following:

18 Four members

19
20 On page 8, after line 5, insert the following new
21 subsections (i) and (j):

22 (i) (1) Members of the board shall meet at least
23 quarterly and at other times called by the chair or a majority
24 of the members.

25 (2) Members of the board may participate in a
26 meeting of the board by means of video conference or similar
27 communications equipment by means of which all persons

1 participating in the meeting may hear and see each other at
2 the same time. Participation by such means shall constitute
3 presence in person at a meeting for all purposes. The
4 commission may allow members of the public to participate in
5 meetings by video conference or similar communications
6 equipment.

7 (j) If any member is absent from two meetings of the
8 four quarterly meetings during any calendar year, the member
9 shall be deemed to have forfeited his or her position on the
10 board, and a replacement shall be appointed by the respective
11 appointing authority as provided in this act.

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13 On page 8, delete lines 7 through 9, and insert in
14 lieu thereof the following:

15 (a) A Lottery Retailer Advisory Board is created, to
16 be composed of 10 members and appointed as follows: the chair
17 of the board of directors shall appoint three members; the
18 vice chair shall appoint two members; and the remaining
19 members of the board shall each appoint one member. Each
20 member of the board of directors shall ensure that

21
22 On page 8, lines 16 through 19, delete subsection
23 (b) in its entirety and insert in lieu thereof the following
24 new subsection (b):

25 (b) Members appointed to the Lottery Retailer
26 Advisory Board shall serve two-year terms, except that the
27 following five members shall serve an initial one-year term:

1 (1) One member appointed by the chair under
2 subsection (a).

3 (2) One member appointed by the vice chair under
4 subsection (a).

5 (3) Three of the members appointed by the remaining
6 members of the board of directors under subsection (a),
7 excluding the remaining members appointed by the chair or vice
8 chair not referenced in subdivisions (1) and (2).

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10 On page 12, line 20, delete "a sales facility" and
11 insert in lieu thereof the following:

12 one or more facilities as authorized by the
13 commission

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15 On page 14, line 2, delete "provided by the board"
16 and insert in lieu thereof the following:

17 , pursuant to rules of the commission,
18

19 On page 16, line 8, after "employee" insert the
20 following:

21 or director
22

23 On page 17, line 9, after "benefits" insert the
24 following:

25 to be paid by the corporation
26

1 On page 17, line 10, after "Employees" insert the
2 following:

3 and directors
4

5 On page 17, line 18, after "gambling" insert the
6 following:

7 , which shall not be less than one-half of one
8 percent of the lottery proceeds.
9

10 On page 18, line 12, delete "sections" and insert in
11 lieu thereof the following:

12 section
13

14 On page 18, line 13, delete "and 31"
15

16 On page 19, line 10, after "may" insert the
17 following:

18 not
19

20 On page 19, lines 15 and 17, after "board member,"
21 insert the following in both instances:

22 any advisory board member,
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24 On page 19, line 20, delete "(1)"
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26 On page 20, lines 4 through 8, delete subdivision
27 (2) in its entirety

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On page 21, line 1, delete "every" and insert in lieu thereof the following:
commercially reasonable

On page 22, line 17, after "assignable" insert the following:
, except as approved by the board

On page 23, line 26, delete "board" and insert in lieu thereof the following:
commission

On page 26, lines 10 and 11, delete "the provision of one-year's support for the person's family" and insert in lieu thereof the following:
as provided otherwise in Chapter 8 of Title 43, Code of Alabama 1975

On page 27, line 5, delete "or give"

On page 28, line 4, after "board" insert the following:
, subject to de novo review,

1 On page 31, line 11, after "directors;" insert the
2 following:

3 any member of the advisory board;

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5 On page 32, lines 1 and 2, delete "fifteen million
6 dollars (\$15,000,000)" and insert in lieu thereof the
7 following:

8 twenty million dollars (\$20,000,000)

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10 On page 32, line 2, after "money" insert the
11 following:

12 annually

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14 On page 32, line 11, delete "sections" and insert in
15 lieu thereof the following:

16 section

17
18 On page 32, line 11, delete "and 31"

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20 On page 32, line 22, after "disclosure" insert the
21 following:

22 , including bid information, which may be disclosed
23 five years after an award of a contract subject to the bid

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25 On page 33, line 18, after "expenses," insert the
26 following:

27 consumer complaints received by the corporation,

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On page 35, lines 5, 9, and 19, delete "D" and insert in lieu thereof the following:

C

On page 35, line delete lines 22 and 23 and insert in lieu thereof the following:

(a) Fifty percent of the proceeds in the Lottery Trust Fund shall be used to establish a postsecondary scholarship program to include a loan forgiveness component for scholarship participants who pursue a degree in in-demand fields and who work in this state for a specified time frame. For every six months of employment in an in-demand field, as determined by the Alabama Commission on Higher Education, in this state following graduation, tuition for each semester spent in pursuit of the degree shall be forgiven. The Alabama Commission on Higher Education shall adopt rules for the implementation and administration of this program.

On page 36, line 16, delete "214" and insert in lieu thereof the following:

319