

1 HB84
2 216097-1
3 By Representative Garrett
4 RFD: State Government
5 First Read: 11-JAN-22

SYNOPSIS: Existing law setting forth the Alabama Trust Fund makes no provision for meetings of the board of trustees by virtual means.

This bill would authorize the Board of Trustees of the Alabama Trust Fund to meet using virtual means, and would provide certain conditions on meetings held by virtual means.

This bill would also provide that the facilities of the State Treasurer be used in the administration of the Alabama Trust Fund, including the scheduling and notification of meetings.

A BILL
TO BE ENTITLED
AN ACT

Relating to the Alabama Trust Fund; to provide for meetings of the board of trustees by virtual means; and to further provide for the operation of the board of trustees.
BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. Section 36-17-21 is added to the Code of
2 Alabama 1975, to read as follows:

3 §36-17-21.

4 (a) For purposes of this section, the following
5 terms shall have the following meanings:

6 (1) ALABAMA TRUST FUND. The fund established by
7 Amendment 450.

8 (2) AMENDMENT 450. Amendment 450 to the Constitution
9 of Alabama of 1901, as amended, now appearing as Section
10 219.02, Official Recompilation of the Constitution of Alabama
11 of 1901, as amended.

12 (3) BOARD. The Board of Trustees of the Alabama
13 Trust Fund.

14 (b) Except as otherwise provided by Amendment 450,
15 members of the board or any committee established by the board
16 may participate in a meeting of the board or committee by
17 means of telephone conference, video conference, or similar
18 communications equipment by means of which all persons
19 participating in the meeting may hear each other at the same
20 time.

21 (c) Participation by means authorized in this
22 section shall constitute presence in person at a meeting for
23 all purposes, including the establishment of a quorum, to
24 deliberate and take action.

25 (d) The telephone or video conference or other
26 similar communications equipment shall also allow members of
27 the public the opportunity to simultaneously listen to or

1 observe meetings held pursuant to this section, to the same
2 extent required by Amendment 450 for public participation at
3 meetings.

4 (e) (1) The facilities of the State Treasurer shall
5 be used in the administration of the Alabama Trust Fund,
6 including the scheduling and notification of meetings.

7 (2) The State Treasurer shall give notice of any
8 meeting held pursuant to this section in the same manner
9 required by Amendment 450 for meetings, and otherwise in
10 accordance with the Open Meetings Act.

11 Section 2. This act shall become effective
12 immediately following its passage and approval by the
13 Governor, or its otherwise becoming law.