

1 SB125  
2 216502-3  
3 By Senator Scofield (Constitutional Amendment)  
4 RFD: Fiscal Responsibility and Economic Development  
5 First Read: 01-FEB-22

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4 ENGROSSED

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7 A BILL  
8 TO BE ENTITLED  
9 AN ACT  
10

11 Proposing an amendment to the Constitution of  
12 Alabama of 1901; to authorize the state, a county, or a  
13 municipality to grant certain monies to public or private  
14 entities for broadband infrastructure.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. The following amendment to the  
17 Constitution of Alabama of 1901 is proposed and shall become  
18 valid as a part thereof when approved by a majority of the  
19 qualified electors voting thereon and in accordance with  
20 Sections 284, 285, and 287 of the Constitution of Alabama of  
21 1901, as amended:

22 PROPOSED AMENDMENT

23 The state, a county, or a municipality is authorized  
24 to grant federal award funds or any other source of funding  
25 designated for broadband infrastructure by state law to any  
26 public or private entity for the purpose of providing or  
27 expanding broadband infrastructure. The granting of funds by a

1 county or a municipality to a private entity pursuant to this  
2 section must be approved at a public meeting held by the  
3 appropriate county or municipality.

4           Upon ratification of this constitutional amendment  
5 and contingent upon the ratification of the Constitution of  
6 Alabama of 2022, the Code Commissioner shall number and place  
7 this amendment as appropriate in the constitution based upon a  
8 logical sequence and the particular subject or topic of the  
9 amendment. In this amendment, the Code Commissioner may change  
10 capitalization, spelling, and punctuation for the purpose of  
11 style and uniformity; correct manifest grammatical, clerical,  
12 and typographical errors; and correct incorrect  
13 cross-references. When publishing the Constitution of Alabama  
14 of 2022, as amended, the Code Commissioner may omit this  
15 instructional paragraph.

16           Section 2. An election upon the proposed amendment  
17 shall be held in accordance with Sections 284 and 285 of the  
18 Constitution of Alabama of 1901, now appearing as Sections 284  
19 and 285 of the Official Recompilation of the Constitution of  
20 Alabama of 1901, as amended, and the election laws of this  
21 state.

22           Section 3. The appropriate election official shall  
23 assign a ballot number for the proposed constitutional  
24 amendment on the election ballot and shall set forth the  
25 following description of the substance or subject matter of  
26 the proposed constitutional amendment:

1                   "Proposing an amendment to the Constitution of  
2 Alabama of 1901, to authorize the state, a county, or a  
3 municipality to grant federal award funds or any other source  
4 of funding designated for broadband infrastructure by state  
5 law to public or private entities for providing or expanding  
6 broadband infrastructure.

7                   "Proposed by Act \_\_\_\_\_."

8                   This description shall be followed by the following  
9 language:

10                  "Yes ( ) No ( )."

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Senate

Read for the first time and referred to the Senate  
committee on Fiscal Responsibility and Economic  
Development..... 01-FEB-22

Read for the second time and placed on the calen-  
dar 1 amendment..... 09-FEB-22

Read for the third time and passed as amended .... 10-FEB-22

Yeas 28  
Nays 0

Patrick Harris,  
Secretary.