

1 HB270
2 209919-2
3 By Representative Stadthagen (N & P)
4 RFD: Local Legislation
5 First Read: 03-FEB-22

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ENROLLED, An Act,

Relating to Cullman County; amending Section 1 of Act 2020-160 of the 2020 Regular Session, now appearing as Section 45-22-224, Code of Alabama 1975, to provide that the Battleground School Historical Board may transfer ownership of the Battleground School property by a vote of the board; and deleting the additional requirement of a referendum.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 1 of Act 2020-160, of the 2020 Regular Session, now appearing as Section 45-22-224, Code of Alabama 1975, is hereby amended to read as follows:

"§45-22-224.

"(a) In Cullman County, the Battleground School Historical Board is established to own, operate, manage, and preserve the former Battleground School property in the unincorporated community of Battleground, including any ball fields and other historical structures, owned by the Cullman County Board of Education. The Battleground School Historical Board shall be composed of five members appointed by the Cullman County Legislative Delegation for terms of four years. Members of the board shall continue to serve until a successor is appointed. Members of the board are immune from civil liability for actions taken in the conduct of their duties to the extent allowed under Section 36-1-12.

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

8 "(2) The board may ~~not~~ sell or transfer ownership of
9 the property ~~unless approved by~~ upon approval of a majority
10 ~~vote of the board and then by a majority vote of the qualified~~
11 ~~electors in the unincorporated community of Battleground at a~~
12 ~~referendum called by the judge of probate and held during the~~
13 ~~following general election.~~

14 "(c) The Battleground School Historical Board may be
15 reorganized as an unincorporated nonprofit association or
16 other entity authorized by law by unanimous consent of the
17 board."

18 Section 2. This act shall become effective
19 immediately following its passage and approval by the
20 Governor, or its otherwise becoming law.

