

Legislative Update for May 4 – May 7, 2021

House Bill 281 (Extends the Rehabilitation Tax Credit through 2029)

Sponsor: Representative Gaston & Others

Committee: Ways and Means Education

This bill would extend the tax credits for qualified rehabilitation expenditures for certified historic structures through 2029.

Bill was heard in Committee on 2/24. It was amended to reduce the extension from 2029 to 2027. The amendment also states that the credit “shall only be reserved for rehabilitation projects that will be used for commercial or business purpose.” This removes the residential component. It also clarifies that the tax credit would be refundable to a transferee of the credit. It was voted out of committee by favorable vote. HB 281 had a 3rd reading on the floor of the house on 2/25 and passed. It has been engrossed in the House and now heads for the Senate Committee Finance and Taxation Education.

This bill was heard in committee on 4/15 and voted out favorable with an amendment. The amendment revises the audit requirements and deletes the AHC review of expense certifications and appraisals. Bill awaits 3rd reading in the Senate.

This bill was on the floor of the Senate for 3rd reading and it has been held over at the call of the chair.

This bill passed 3rd reading in the Senate on 5/4 with an amendment added and has been returned to the House to either concur or go to conference committee.

Update: Both Houses concurred on 5/6, the bill is enrolled and will be sent to the Governor.

Senate Bill 189 (Education Trust Fund Budget)

Sponsor: Senator Orr

Committee: Finance and Taxation Education

This bill is the companion to HB 297. The AHC is included in the Education Trust Fund Budget with an appropriation of \$2,442,038. \$1,300,000 is for grants to other entities.

SB 189 was in Committee on Tuesday, March 16 at 1:30 pm in room 825. The bill was substituted in Committee. The AHC's appropriation was increased to \$2,592,038. The bill had its 3rd reading in the Senate on 3/18 and passed with a favorable vote. It has been sent to the House Ways and Means Education committee.

SB 189 was heard in House committee on 4/21. The bill was substituted in Committee. The AHC's appropriation was increased from \$2,592,038 to \$2,942,038. The bill passed out of committee with a favorable vote and now awaits 3rd reading on the House floor.

Bill passed 3rd reading in the 2nd House on 4/27. On 4/29 the Senate concurred with changes made by the House. The bill has been forward to the Governor for her signature.

Senate Bill 190 (Education Trust Fund 2021 Supplemental)

Sponsor: Senator Orr

Committee: Finance and Taxation Education

A supplemental appropriation was added to this bill on March 18 for Fort Toulouse/Fort Jackson. The bill includes a 2021 supplemental appropriation for Fort Toulouse in the amount of \$275,000. If this bill passes AHC will receive these funds this fiscal year.

SB 190 was heard in House committee on 4/21 and passed with a favorable vote. The bill now awaits 3rd reading on the House floor.

Update: This bill passed a 3rd reading on 4/27. On 4/29 the Senate concurred with changes made by the House. The bill has been forward to the Governor for her signature.

House Bill 309 (General Fund)

Sponsors: Representatives *Clouse*

Committee: Ways and Means General Fund

The AHC's General Fund appropriation is \$2,759,993, included in this amount is line item appropriations of \$50,000 for each of the following historical sites: Alabama Veterans Museum & Archives, Brierfield, Museum of East Alabama, Blakeley, Fendall Hall, St. Stephens, Tannehill, Historic Holman House, Fort Morgan, and the National Monument Park-Calhoun County.

This bill was heard in Committee on 3/3 and was substituted. AHC's appropriation increased \$560,000 and had some additional line items added. The substitute passed out of committee with a favorable vote.

HB 309 as substituted passed favorable out of the House and has been sent to the Senate and assigned to Finance and Taxation General Fund.

This bill was in Committee on 4/27 in Room 825 at 10:00 a.m. Additional line items totaling \$106,410 was added to the AHC. The bill passed 3rd reading favorably and has been sent back to the House for concurrence. The House voted to non-concur and go to conference committee. This bill will be in conference committee next week.

Update: The conference committee met on 5/4 and offered a substitute bill. AHC was in the budget for \$3,544,993 before the Conference Committee and after the Committee we are in the budget for \$3,543,583 a difference of \$1,410.00. The AHC remained virtually unchanged but did have some shuffling around of money for line items. Eufaula Heritage Association was added for \$30,000. This bill should be sent to the Governor on May 17, the last day of the session.

House Bill 573 (Authorizing the issuance and selling of bonds)

Sponsors: Representatives *Ledbetter and Kitchens*

Committee: Ways and Means General Fund

This bill is the authorization of HB 565 for the State to become indebted and to sell and to issue \$85 Million in bonds. The AHC was added to this bill in Committee for the costs of improvement, renovation, acquisition, provision, construction, equipping, and maintenance of public historical sites under the jurisdiction of the AHC. These funds cannot be used at the Confederate Memorial Park.

This bill has been engrossed in the House and has been sent to the Senate Finance and Taxation General Fund committee.

This bill was heard in committee on 4/21, an amendment was added to the bill that removes the language concerning Confederate Memorial Park. The bill now awaits 3rd reading on the Senate floor.

The bill passed 3rd reading on 4/29. It has now been forwarded to the Governor for her signature.

Update: Bill was delivered to the Governor on May 4, 2021.

Bills and Resolutions signed by the Governor

Senate Joint Resolution 10 (Creates a Semi quincentennial Commission)

Sponsors: Senator *Orr and others*

Committee: Rules

This SJR creates the Alabama USA semi quincentennial Commission. The purpose of the Commission is to plan, promote and implement public celebrations and commemorations of the 250th anniversary of the Declaration of Independence on July 4, 2026. The AHC may be asked to serve on an advisory committee.

Update: This SJR was signed by the Governor and is assigned Act No. 2021-14.

House Bill 565 (Bond Issuance)

Sponsors: Representatives *Ledbetter and Kitchens*

Committee: Ways and Means General Fund

This bill is a constitutional amendment for the issuance of \$85 Million in bonds. The AHC was added to this bill in Committee for \$5 Million to be used for the costs of improvement, renovation, acquisition, provision, construction, equipping, and maintenance of public historical sites under the jurisdiction of the AHC. These funds cannot be used at the Confederate Memorial Park.

This bill has been engrossed in the House and has been sent to the Senate Finance and Taxation General Fund committee.

This bill was heard in committee on 4/21 and was voted out favorable and awaits 3rd reading, but we can expect an amendment on the Senate floor to remove the language concerning Confederate Memorial Park.

This bill passed 3rd reading on the Senate Floor on 4/29. The above-mentioned amendment was added to the bill. The House concurred with the changes and the bill has been sent to the Governor for her signature.

Update: This bill was signed on 5/4 and assigned Act Number 2021-326 and has been delivered to the Secretary of State.

[Bills dead for the Session](#)

House Bill 8 (Repeals the Alabama Preservation Act of 2017)

Sponsor: Representatives *Givan and Daniels*

Committee: Judiciary

This bill repeals the monuments bill and will also require the Department of Archives and History or the Alabama Historical Commission to accept the transfer of ownership of monuments, maintain the monuments and provide for the appropriate display of the monuments from counties or municipalities. The counties and municipalities will pay all associated cost for the removal and relocation of the monuments. However, there is no mention of funds for the upkeep of these monuments.

This bill was in Committee on 3/3 but did not get a favorable vote in the Committee.

House Bill 297 (Education Trust Fund Budget) **The Legislature is working with SBI 89**

Sponsor: Representative *Poole*

Committee: House Ways and Means Education

The AHC is included in the Education Trust Fund Budget with an appropriation of \$2,442,038. \$1,300,000 is for grants to other entities

House Bill 44 (Revises membership of the Alabama Historical Records Advisory Board)

Sponsor: Representative *Hall*

Committee: State Government

This bill would revise the membership of the Alabama Historical Records Advisory Board. This bill would revise the list of entities that are authorized to name members to the Board of Advisors to the Alabama Historical Commission. It removes the Alabama Division, United Daughters of the Confederacy and the Alabama Department of the Sons of Confederate Veterans.

House Bill 242 (Renames the Alabama Memorial Preservation Act of 2017)

Sponsors: Representative *Holmes and others*

Committee: State Government

This bill would rename the act as the Alabama Memorial Preservation Act of 2021 and revise the definitions and prohibitions against the disturbances of certain historically significant buildings, memorial buildings, memorial schools, memorial streets, and monuments. It Also adds term limits for the membership of the Committee of Alabama Monument Protection and authorizes the committee to review and grant or deny applications for petitions for the waiver of certain prohibitions and petitions to raze certain historically significant buildings. The bill imposes fines for some violations and provides for the collection and deposit of those fines into the Alabama State Historic Preservation Fund.

This bill had a public hearing in the State Government Committee meeting on April 14 at 3:00p.m. No vote taken on the bill.

House Bill 512 (Significantly revises the Alabama Preservation Act of 2017)

Sponsor: Representatives *Givan and Others*

Committee: Judiciary

This bill authorizes a county or municipality to remove or relocate any monument on public property for less than 50 years; requires the county or municipality to request a waiver from the Committee to remove or relocate any monument on public property over 50 years. This bill removes architecturally significant buildings, memorial buildings, memorial schools and memorial streets from application of this Act.

Bill was filed on 3/9 and has been assigned to the State Government Committee.