



ACT #2025 - 373

1 HB25

2 VHCEVPL-2

3 By Representative Oliver

4 RFD: Boards, Agencies and Commissions

5 First Read: 04-Feb-25

6 PFD: 19-Aug-24



HB25 Enrolled



1 Enrolled, An Act,

2 Relating to emergency telephone services; to amend
3 Section 11-98-4, Code of Alabama 1975, to further provide for
4 local 911 districts by permitting two or more districts to
5 enter contracts to jointly provide services; and to delete
6 duplicative language and make nonsubstantive, technical
7 revisions to update the existing code language to current
8 style.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. Section 11-98-4, Code of Alabama 1975, is
11 amended to read as follows:

12 "§11-98-4

13 (a) When any district is created, the creating
14 authority may appoint a board of commissioners composed of
15 seven members to govern its affairs, and shall fix the
16 domicile of the board of commissioners at any point within the
17 district. In the case of county districts, after the
18 expiration of the terms of the members of the board of
19 commissioners holding office on May 23, 2000, there may be at
20 least one member of the board of commissioners from each
21 county commission district if the number of the county
22 commission does not exceed seven, unless a resolution dated
23 before January 1, 2000, was passed by a county commission
24 establishing an appointment process different from this
25 section or as otherwise provided by the enactment of a local
26 act after May 23, 2000. The members of the board of
27 commissioners shall be qualified electors of the district, two
28 of whom shall be appointed for terms of two years, three for



terms of three years, and two for terms of four years, dating from the date of the adoption of the resolution or ordinance creating the district. Thereafter, all appointments of the members shall be for terms of four years.

(b) The board of commissioners shall have ~~complete and~~ sole authority to appoint a ~~chairman~~chair and any other officers it may deem necessary from among the membership of the board of commissioners.

(c) A majority of the board of commissioners membership shall constitute a quorum and all official action of the board of commissioners shall require a quorum.

(d) The board of commissioners may employ ~~such~~ employees, experts, and consultants as it deems necessary to assist the board of commissioners in the discharge of its responsibilities to the extent that funds are made available.

(e) In lieu of appointing a board of commissioners, the governing body of the creating authority may serve as the board of commissioners of the district, in which case it shall assume all the powers and duties of the board of commissioners as provided in this chapter.

(f) In addition to other authority and powers necessary to establish, operate, maintain, and replace an emergency communication system, the board of commissioners ~~shall have~~ they may do any of the following authority:

(1) ~~To sue~~Sue and be sued, ~~to prosecute~~, and defend civil actions in any court having jurisdiction of the subject matter and of the parties.

(2) ~~To acquire~~Acquire or dispose of, whether by



57 purchase, sale, gift, lease, devise, or otherwise, property of
58 every description that the board may deem necessary,
59 -consistent with this section, and to hold title thereto.

60 (3) ~~To construct~~Construct, enlarge, equip, improve,
61 maintain, and operate all aspects of an emergency
62 communication system consistent with ~~subsection (a) of~~ Section
63 11-98-6(a).

64 (4) ~~To borrow~~Borrow money for any of its purposes.

65 (5) ~~To provide for such~~Provide liability and hazard
66 insurance as the board of commissioners may deem advisable to
67 include inclusion and continuation, or both, of district
68 employees in state, county, municipal, or self-funded
69 liability insurance programs.

70 (6) ~~To enter~~Enter into contracts or agreements with
71 public or private safety agencies for dispatch services when
72 ~~such~~the terms, conditions, and charges are mutually agreed
73 upon, unless otherwise provided by local law.

74 (7) ~~To make~~Make grants to municipalities for
75 dispatching equipment and services.

76 (g) The board of commissioners may elect to form a
77 nonprofit, public corporation with all of the powers and
78 authority vested in ~~such~~the political and legal entities. The
79 certificate of incorporation shall recite, in part:

80 (1) That ~~this is a~~the nonprofit, public corporation ~~and~~
81 is a political and legal subdivision of the State of Alabama
82 as defined in this chapter.

83 (2) The location of its principal office.

84 (3) The name of the corporation.



(4) That the governing body is the board of commissioners.

(h) Any other provisions of this chapter notwithstanding, the board of commissioners shall present to the creating authority for approval the acquisition, disposition, or improvements to real property.

(i) In addition to the ~~provisions~~requirement of subdivision ~~(5) of subsection (f) (5)~~, each member of the board of commissioners and each director of an emergency communication district shall be bonded in an amount equal to one-half of one percent of the total funds received by the district in the prior fiscal year except the amount of the bond for any persons required to be bonded, shall not be less than ten thousand dollars (\$10,000) nor exceed fifty thousand dollars (\$50,000). The board of commissioners may require other employees to be bonded in an amount set by the board and made payable to the district. The bonds shall be paid for by the district, and a copy shall be on file at the offices of the district and at the office of the judge of probate of the county in which the district is incorporated. In the event the governing body of the creating authority serves as the board of commissioners of the district, each member of the board may combine the bond required ~~herein~~by this section with the bond required for service on the creating authority provided both the creating authority and the emergency communication district are adequately protected in the event of forfeiture and the portion of the bond payment required pursuant to this section is paid by the district.



113 (j) Two or more boards of commissioners of districts
114 that exist on October 1, 2025, by adopting identical
115 resolutions, may contract for the districts they govern to
116 jointly exercise any power or service that each of the
117 districts is authorized to exercise individually.

118 (1)a. It is sufficient that each of the contracting
119 districts is lawfully authorized to exercise the power or
120 service that is the subject of the contract regardless of the
121 manner in which the power or service shall be exercised if at
122 least one of the districts is authorized to exercise the power
123 or service in the agreed upon manner.

124 b. The power or service that is the subject of the
125 contract may be exercised by each contracting district or may
126 be exercised by one or more districts on behalf of all of the
127 contracting districts.

128 (2) Before adopting the resolution under this
129 subsection, each district board of commissioners must give
130 notice pursuant to Section 36-25A-3 of a hearing on the
131 proposed contract at which the public may request information
132 concerning, or present arguments for or against, the same.

133 (3)a. The contract must: (i) state the intent of each
134 district to cooperate with the joint exercise of the power or
135 service; (ii) describe the power or service that the districts
136 will jointly exercise; and (iii) provide a termination date
137 for the contract no later than three years from the date of
138 the contract.

139 b. Notwithstanding a termination date for the contract,
140 any district may terminate the contract by giving at least 180



141 days' notice to the other district or districts.

142 (4)a. The existence of a district as an individual
143 political and legal subdivision of the state under this
144 chapter is not modified or impaired when the district enters a
145 contract provided under this subsection, neither are the
146 lawful powers of the district in any way modified or impaired
147 except to the extent necessary for the district to jointly
148 exercise the power or service that is the subject of the
149 contract.

150 b. Nothing in this subsection shall restrict the powers
151 of a district nor modify or impair the legal rights and duties
152 under a contract that is in existence on October 1, 2025
153 between or among districts.

154 (5) 911 services may not be jointly provided pursuant
155 to this subsection until the Statewide 911 Board certifies to
156 the contracting districts that, pursuant to Section
157 11-98-4.1(e)(8), joint operations are ready to occur without
158 service interruption."

159 Section 2. This act shall become effective on October
160 1, 2025.

HB25 Enrolled



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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and
was passed by the House 06-Feb-25.

John Treadwell
Clerk

Senate

06-May-25

Passed

APPROVED

5.14.2025

TIME

10:50 AM

GOVERNOR

Alabama Secretary Of State

Act Num....: 2025-373
Bill Num....: H-25

Recv'd 05/14/25 12:56pmKCW

ORIGINAL
House Bill No. 25

SPONSOR Oliver DIST. NO. 81
CO-SPONSORS

28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53
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HOUSE ACTION

DATE: 7-4 2025
RD 1 RFD BAC

REPORT OF STANDING COMMITTEE

This bill having been referred by the House to its standing committee on BAC was acted upon by such committee in session, and returned therefrom to the House with the recommendation that it be Passed, w/amend(s) 0 w/sub 0 this 5th day of February, 2025.
Patricia Harris Chair

DATE: 2-5 2025
RD 2 CAL

DATE: 20
RE-REFERRED ☐ RE-COMMITTED ☐

Committee _____

DATE: 20
RE-REFERRED ☐ RE-COMMITTED ☐

Committee _____

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill,
HB 25
YEAS _____ NAYS _____

JOHN TREADWELL,
Clerk

FURTHER HOUSE ACTION (OVER)

SENATE ACTION

DATE: 2-20 2025
RD 1 RFD CFM

This Bill was referred to the Standing Committee of the Senate on CFM

and was acted upon by such Committee in session and is by order of the Committee returned therefrom with a favorable report w/amd(s) 0 w/sub 0 w/eng sub 0 by a vote of 8 yeas 0 nays 0 abstain 0 this 25th day of February, 2025.
Patricia Harris Chair

DATE: 2-25 2025
RD 2 CAL

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill,
HB _____
YEAS _____ NAYS _____

PATRICK HARRIS,
Secretary

DATE: 5-6-25 RD 3 at length
PASSED ☒ PASSED AS AMENDED ☐

YEAS 32 NAYS 0
And was ordered returned forthwith to the House
PATRICK HARRIS,
Secretary

DATE: 20
INDEFINITELY POSTPONED YEARS _____ NAYS _____

DATE: 20
RECONSIDERED YEARS _____ NAYS _____

FURTHER SENATE ACTION (OVER)