

Alabama Association of Fire Chief's 2017 Summer Conference

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Executive Board Meeting

August 13, 2017

Call to Order: Arthur Willis

Roll call – Executive Board Members

Executive Board Members:

President Arthur Willis, 1st Vice President Stephen Carroll, 2nd Vice President Gene Necklaus, Sec/Treasurer Jon Lord, Past President Gary Sparks, SEAFCA Director A. J. Martin, Executive Director Harlon Hutchenson, CAFCA Tim Shotts, NAFCA Wade Buckner, SWAFCA Keith Martin, SEAFCA Michael Whaley

Executive Director – Reading of Minutes: Review and corrections, approval vote at Business Meeting

Financial Report: Jon Lord

- Review, approval vote at Business Meeting

Reports:

- Executive Director
- President: Arthur Willis
- 1st Vice President: Stephen Carroll
- 2nd Vice President: Gene Necklaus
- SEAFCA State Director: A. J. Martin
- Turn Your Attention to Fire Prevention: A. J. Martin
- CAFCA: Tim Shotts
- NAFCA: Wade Buckner
- SWAFCA: Keith Martin
- SEAFCA: Michael Whaley
- Joint Fire Council: Donnie West

Old Business:

New Business:

- Representative Tommy Haynes
- Executive Director Annual Contract

Motion to Adjourn:

AGENDA

August 16, 2017

Call to Order: Chief Steve Carroll

Roll Call – Executive Board

Executive Board Members:

President Stephen Carroll, 1st Vice President Gene Necklaus, 2nd Vice President Sean Kendrick, Sec/Treasurer Jon Lord, Past President Arthur Willis, SEAFCA State Director A. J. Martin, Executive Director Harlon Hutcheson.

Regional Board Members:

CAFCA – Tim Shotts, NAFCA – Wade Buckner, SWAFCA – Keith Martin, SEAFCA – Michael Whaley

Executive Director – Reading of the Minutes

Financial – Revenue/Expenditure Report – Jon Lord

- Account & Balances
- Revenue (Membership & Conferences)

President's Report – Stephen Carroll

Executive Director Report – Harlon Hutcheson

1st Vice President Report – Gene Necklaus

2nd Vice President Report – Sean Kendrick

Past President Report – Arthur Willis

SEAFCA State Director Report – A. J. Martin

Turn Your Attention to Fire Prevention Report – A. J. Martin

SEAFCA President Remarks – Larry Williams

Joint Fire Council Report – Donnie West

CAFCA Report – Tim Shotts

NAFCA Report – Wade Buckner

SWAFCA Report – Keith Martin

SEAFCA Report – Michael Whaley

Special Committee Reports:

- Legislative Committee – Wayne Shirley, Chairman
- State Emergency Medical Control Committee – Michael Bartlett
- Southeast Alabama EMS Council – Matt Jordan
- Alabama Personnel Standards Commission – Joey Darby
- Coalition against Bigger Trucks – Joey Darby
- Alabama Firefighter Annuity & Benefit Fund – Chris Mullins
- Fire Rescue – Group Purchasing – Gene Coleman
- State Advocate for Fire Exploring – Gene Coleman
- Turn Your Attention to Fire Prevention – A. J. Martin
- Alabama First Responders Wireless Communications – Jon Lord

Old Business:

New Business:

Comments:

Motion to Adjourn



ONEONTA FIRE AND RESCUE SERVICE
308 2nd Street North
Oneonta, Alabama 35121
Chief Arthur Willis

August 1, 2017

To: Alabama Association of Fire Chiefs Board of Directors

It has been a pleasure to serve as president of this great organization, the Alabama Association of Fire Chiefs, for the past year. We have had a busy past six months; we are close to starting work on the new fire app, and the home sprinkler bill was signed into law. Listed below is a list of many of my activities since the Mid Winter Conference in February of this year:

- Participated in numerous conference calls on planning for the AAFC 2017 Summer Conference.
- Participated in numerous conference calls on planning for the AAFC 2018 Mid-Winter Conference.
- Participated in numerous conference calls with the Joint Fire Council concerning fire service legislation.
- Attended the Central Alabama Fire Chief's monthly meetings.
- Attended a number of meetings with members of the AAFC Legislative Committee, Alabama Fire Marshal staff, representatives from the Associated Builders and Contractors Association (ABC), representatives of the Alabama Sprinkler Association, and others to draft legislation for Single Family Dwelling Sprinklers.
- The week of April 4, 2017 attended the Congressional Fire Service Institute (CFSI) in Washington DC.
- Attended a luncheon with Congressman Gary Palmer in Montgomery representing AAFC on April 2017.
- March 28, 2017 participated in the judging Safe School Awards with the Alabama Attorney General's Office.
- June 8, 2017 attended a dinner roasting former Chancellor of the University of Alabama Dr. Robert Witt for the Alabama Fire College Foundation to raise money for volunteer firefighters and high school career tech students to attend FF I/II training.
- Attended the ceremonial bill signing of the Home Sprinkler Bill by Governor Kay Ivey on June 29, 2017.
- On July 13, 2017 met with members of Montgomery Fire Department, Southeastern Association of Fire Chiefs, and Executive Committee of AAFC to start the planning process for the 2018 Joint AAFC/SEAFCA Conference to be held in Montgomery, Alabama.

It has been an honor and privilege to serve the members of the Alabama Association of Fire Chiefs as President.

Sincerely

Arthur Willis
Fire Chief
Oneonta Fire and Rescue Service

**Alabama Association of Fire Chiefs
Executive Board Meeting
January 31, 2017**

The Executive Board of the Alabama Association of Fire Chiefs met on January 31, 2017, at the Conference Center in Tuscaloosa, AL, with the following members present: Arthur Willis, Stephen Carroll, Gene Nicklaus, Jon Lord, Gary Sparks, A.J. Martin, Wade Buckner, Kenneth Booth, Paul Syx. Guest: Billy Hayes, Gene Coleman, Wayne Shirley, Michael Bartlett,

The meeting was called to order by Chief Arthur Willis. Minutes from the Sept. 18, 2016 and Sept. 21, 2016 meetings were read and approved.

The financial report was given as follows:

Account balances as of December 31, 2016

Regions Bank – Checking	\$125,926.22
TYATFP Checking	\$ 2,372.35
APCO Credit Union	\$70,706.02
Total of all Accounts	<u>\$199,004.59</u>

Motion made and seconded to approve and adopt the financial report. Motion carried.

Executive Director Report: Reported work done on 2016-17 Budget and new website.

REPORTS:

Finance Committee Report: See Attached

President Report: See Attached

1st Vice- President Report: See Attached

2nd Vice-President Report: See Attached

SEAFC Report: See Attached

CAFCA : See Attached

NAFCA: See Attached

SWAFC: See Attached

ALABAMA ASSOCIATION OF FIRE CHIEFS
EXECUTIVE BOARD MEETING

January 31, 2017

PAGE 2

SEAFC See Attached

Heard report from Zorrina Harmon from South Carolina Firefighter Association concerning insurance benefits for association members.

Joint Fire Council: See Attached

Legislative Committee: See Attached

Old Business: None

New Business:

A motion and Second to purchase up to half the cost of 150 books of Dr. Burton Clark that will be given to state legislators, association cost not to exceed \$ 1,250.00 for the books. Motion carried.

Motion and second to remove from Article IV Section II – General Duties of the Executive Committee:

F. "Individual seeking to hold an elected office in this Association shall provide a statement of commitment to the Nominating Committee from their respective Mayor, Board, ect. Prior to the selection".

Section IX- Nomination/Election Procedures:

"All members that are nominated shall provide supporting documentation from their respective Mayor, Board, ect, to committee on Nomination and Election. Motion carried.

Motion and second to Add:

Article IV Section III- complimentary conference attendees:

"All Past- Presidents of the Alabama Association of Fire Chiefs registration fee will be waived at the Mid-Winter Conference and Annual Conference".

Fire Chief of year Committee: The committee recommend that Chief Terry Brown from Prattville Fire as Fire Chief of Year. Motion and second to accept recommendation. Motion carried.

Motion and second to make corrections to the 2016-17 Budget and second to board members. Motion carried.

Motion to adjourn.

Pre-Conference Meeting:

Meeting called to order by Chief Willis

Roll call of Executive Board: Present Arthur Willis, Stephen Carroll, Gene Nicklaus, Jon Lord, Gary Sparks, A.J. Martin, Wade Buckner, Michael Whalley, Paul Sxy, Kenneth Booth.

Motion and second to approve minutes from Sept. 18, 2016 and Sept. 21, 2016 meetings.
Motion Carried.

Financial Report: See Attached Motion and Second to approve. Motion carried.

Old Business:

New Business:

Heard a report form Billy Hayes about the future of the National Fire & Life Safety Council.

Announcement before vote on change to the Constitution and By-Laws to remove Section IX page 16 "Individuals seeking nominated shall provide supporting documentation from their respective Mayor, Board, ect. To the Committee on Nomination and Election, also remove same language from Article IV Section II. Also add to Section III Page 11. " All Past-Presidents of the Alabama Association of Fire Chiefs registration fee will be waived at the Mid-Winter Conference and Annual Conference.

Motion to Adjourn.

**ALABAMA ASSOCIATION OF FIRE CHEFS
MID-WINTER CONFERENCE
February 03, 2017**

The meeting was called to order by President Chief Arthur Willis. Roll call was made for Executive Board members all members were present.

Chief Jon Lord gave the financial report.

Accounts Balances – December 31, 2016

Regions Balance 12/31/2014	\$ 125,926.22
TYATFP Checking 12/31/2014	\$ 2,372.35
APCO Credit Union	\$ 70,706.02
 Total	 \$ 199,004.59

Finance Committee Report: See Attached. Motion and Second to approve recommendations from the Finance Committee Report. Motion carried.

President Report: See Attached

Executive Director Report- Update on Website and 2016-17 Budget.

1st Vice-President- See Attached

2nd Vice-President Report: See Attached

Past President-See attached.

State Director Report: See attached.

Joint Fire Council See Attached

CAFCA- See Attached

NAFCA: See Attached

SWAFC: See Attached

SEAFC: See Attached

Special Committee Report:

Constitution and By-Laws Committee: See attached.

Legislative Committee: See attached

FCOY Committee: Committee nominated Chief Terry Brown from Prattville Fire.

Alabama State EMS Control Committee: See attached

Southeast Alabama EMS Council: See attached.

Coalition and Bigger Trucks: See Attached.

Alabama Firefighters Annuity & Benefit Fund: See attached.

Fire Rescue-Purchasing Group: See attached

State Advocate for Fire Exploring: See attached.

Unmanned Aerial systems: See attached.

ALABAMA ASSOCIATION OF FIRE CHIEFS
MID-WINTER CONFERENCE
FEBRUARY 03, 2017
PAGE 2

Alabama Fire Response Wireless: See attached

Motion and second for President to send a letter to Desoto Caverns for support given for placement of banner in support of TYAPFP on Interstate 65. Motion carried.

New Business:

A motion and second to remove language from Constitution and By-laws from Article IV Section II- General Duties of the Executive Committee:

“Individuals seeking to hold an elected office in this Association shall provide a statement of commitment to the Nomination Committee from their respective Mayor, Board, etc. Prior to the election. Also remove language from Section IX Nomination/Election Procedure: “ All members that are nominated shall provide supporting documentation from respective Mayor, Board, etc. To the Committee on Nomination and Elections”. Also add to the Constitution and By-laws Article IV Section III- Complimentary Conference Attendees: “ All Past-Presidents of the Alabama Association of Fire Chiefs registration fee will be waived at the Mid-Winter Conference and Annual Conference.” Motion Carried

CFSI Table: Motion and second to support the purchase of table at the CFSI Conference that is not paid by CAFCA, NAFCA and donations up to \$ 5,000.00. Motion carried.

Challenge Coins: Motion and Second to purchase 200 coins at the cost of \$6.00 each. Motion carried.

Nomination Committee: Nomination committee recommended President: Chief Stephen Carroll, with no nomination from floor Chief Bartlett cast the vote for Chief Carroll.

Nomination Committee recommended Vice-President: Chief Gene Nicklaus. No nomination from the floor. Chief Bartlett cast the vote for Chief Nicklaus.

Nomination Committee recommended 2nd Vice-President Chief Gene Nicklaus. No nomination from the floor. Chief Bartlett cast the vote for Chief Nicklaus

Nomination Committee recommended Sec/Treasure Chief Jon Lord. No nomination from the floor. Chief Bartlett cast the vote for chief Lord.

Motion and second to approve onetime bonus for Executive Director for \$ 5,000.00 Motion carried.

Motion and second to pay up to \$ 1,250.00 toward Dr. Clarks books for state legislators. Motion withdrawn.

ALABAMA ASSOCIATION OF FIRE CHIEFS
MID-WINTER CONFERENCE
FEBRUARY 03, 2017
PAGE 3

Motion and second to earmark in the amount of \$ 25,000.00 for TYATFP from the BP settlement money. Motion carried.

Motion and second to create a Lifetime Service Award. Motion carried

Motion to Adjourn.

Gadsden Fire Department
322 Walnut Street
Gadsden, AL 35901



Fire Chief Stephen C. Carroll

FIRE ADMINISTRATION
CENTRAL OFFICE
256-549-4566

FAX
256-549-4728

TRAINING OFFICE
256-442-1741

EMS SUPERVISOR
256-549-4815

FIRE PREVENTION
OFFICE
256-549-4572

July 20, 2017

Arthur Willis
President
Alabama Association of Fire Chiefs

To: President Willis

As First Vice President of the Alabama Association of Fire Chiefs, I have been actively involved in the following areas of service:

1. Participated in numerous conference calls concerning the 2017 Summer conference and 2018 Mid-Winter conference
2. Attended Sprinkler legislation meeting in Montgomery
3. Attended the signing of the sprinkler legislation in Montgomery
4. Participated in meeting and conference call for the AlaFire App
5. As chair of the Finance Committee, we reviewed recent quarterly statements and found them to be in-line with past practices.
6. Established a list of Committee members for the year 2018
7. Attended the Southeastern Association of Fire Chiefs Conference in North Charleston


Stephen C. Carroll
1st Vice President
Alabama Association Fire Chiefs



Scottsboro Fire Department

Gene Necklaus, Fire Chief
202 West Appletree Street • Scottsboro, Alabama 35768
(256) 574-2617 • sfd1@scottsboro.org



August 1, 2017

Chief Arthur Willis
President
Alabama Association of Fire Chiefs

Chief Willis,

Please accept this report as a sampling of my activities as 2nd Vice President since the AAFC Mid-Winter meeting in February 2017.

- Participated in conference calls of the Joint Fire Council and attended the March 10th JFC meeting.
- Made multiple trips to Montgomery during the legislative session working to support the Sprinkler Bill and attended the bill signing by Gov. Ivey on June 29.
- Appointed to the NFPA 1971/1851 Technical Committee in April and participated in multiple votes since that appointment.
- Along with Chief Willis, represented the AAFC in Montgomery at U.S. Congressman Gary Palmer's luncheon on April 11.
- Presented on-air interviews with the North Alabama CBS affiliate regarding home fire sprinklers, the Sprinkler Bill, and fire prevention. Also recorded fire safety and prevention interview for local radio broadcasts.
- Attended Personnel Standards Commission meetings, including the Special Called Meetings to conduct interviews and hire replacement Fire College Director and the July quarterly meeting.
- Met with Executive Director Hutcheson, representatives of the Alabama Broadcasters Association, and contractors to explore funding opportunities for a Turn Your Attention media campaign.
- Participated in meeting and calls with UA-Center for Advanced Public Safety staff concerning the development and contract for TYATFP/incident reporting phone app.
- Participated in multiple conference calls regarding the planning of this 2017 Summer Conference and the 2018 mid-winter conference.
- Attended Joint SEAFCA/AAFC 2018 planning meeting on July 13 in Montgomery, with SEAFCA reps, Montgomery Fire reps, and Montgomery Visitors Bureau reps, along with other AAFC officers.
- Worked to expand the social media presence and engagement of the AAFC.

PROFESSIONALISM, INTEGRITY, ACCOUNTABILITY, HONOR, PRIDE

- Attended the 2nd Annual Fire Safety Summit in March, a portion of the Fire Marshals Association of Alabama spring conference in April, the SEAFCA 2017 Conference in Charleston this June, Fire-Rescue International in Charlotte in July, and NAFCA meetings (excepting July due to conflict with the SEAFCA/AAFC meeting in Montgomery)

It is an honor to be a part of the Alabama Association of Fire Chiefs and it has been a privilege to serve as Second Vice-President during your term. I am anxiously looking forward to serving as First VP and continuing the good work you have led during the past year.

Please let me know of any way that I can further assist you, the association, or our membership.

Respectfully submitted,



Gene Necklaus

Second Vice President

Alabama Association of Fire Chiefs

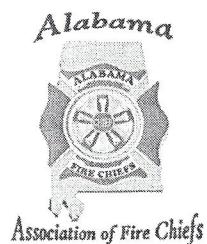
Alabama Association of Fire Chiefs

Financial Statements

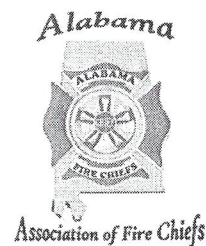
Account balance for July 31, 2017

Bank	As of	Balance
Regions Bank - Checking	7/31/2017	\$103,494.43
TYATFP - Checking	6/30/2017	\$7,342.35
APCO C.U.	6/30/2017	\$121,227.06
Total of all accounts		\$232,063.84

*BP memo's
10/15/24.00
10-12-2016*



Alabama Association of Fire Chiefs
151 Hutcheson Drive
Phil Campbell, AL 35581



August 1, 2017

AAFC Members,

As I come to the close of my 4 years serving the Alabama Association of Fire Chiefs, I want to thank each of you for the opportunity to serve this great organization. It has been very rewarding to work with the finest Fire Chief's in the country. Many of you have offered advice and have been very helpful.

This past year I have served as the Immediate Past President. I have served on the Joint Fire Council and the Conference committees. I have really enjoyed my time and have gained much more than I gave.

Sincerely,

Gary Sparks
Past President

FIRE & RESCUE SERVICE

Alan J. Martin, Fire Chief

DEPUTY CHIEF ADMINISTRATION
John Brook

TRAINING CHIEF
James Ray

TELEPHONE: (205) 248-5420
FAX: (205) 349-0314

CITY OF TUSCALOOSA



2201 University Boulevard (35401)
P.O. Box 2089
Tuscaloosa, Al. 35403

7/13/2017

DEPUTY CHIEF OPERATIONS
Chris Williamson

EMS CHIEF
Chris Holloway

FIRE MARSHAL
Gene Holcomb

SEAFRC Report to Alabama Fire Chiefs Summer Meeting

I have participated in monthly conference call board meetings since our Feb meeting in Tuscaloosa. In March, President Larry Williams and others attended the Divisional Work Group Session in Reno Nevada.

The Most controversial item was the conflict resolution policy rather than go into the full discussion. I have included a summary from President Williams that explains the discussion as well as other policies taken up at the meeting.

In April Lisa Moatts resigned as Executive Director. President Williams, Len Needham from N.C stepped up and took over the conference planning and details as well as the business of the Association Special recognition for Gene Coleman, and Chris Etheridge.

The Conference in Charleston was one of the best we have had in a long time. Chief Ron Fowler from N.C was sworn in as president, Kingman Schudt as 1st vice president, Doug Eggiman as 2nd vice president. New directors to the board are Michael Morgan from Kentucky, and Butch Womack from South Carolina.

Bill Lacy gave notice of his intention to step down as Georgia director and Pat Wilson to take his seat. IAFC President John Sinclair asked each of us to contact out US Senators and House member and ask them to vote to re-authorize AFG.

Budget for next year \$87,000.00 was adopted.

Insurance policy renewed VFSI FRI in Charlotte Division Lunch room for 230 people. Scott Safety \$2,500 scholarship.



Turn Your Attention to Fire Prevention

Summary of Events at Divisional Governance Work Group Session in Reno, NV
March 19 & 20, 2017

Southeastern Association of Fire Chiefs BOD

All, before I begin with the details, let me start by stressing my sincere appreciation to everyone that has played a part in the teleconferences and meetings of Divisional Governance for the past year and half. A lot of work from our Board and Executive Director has lead discussions of Divisional/IAFC amendments, dues, governance, relevance, memorandums of understandings and policy development. Many of you have worked tirelessly to represent this Association at the highest levels possible. As I have battled eye issues, many have stepped up to assist me with carrying out my sworn duties as President of this great Association. For your dedication and commitment I am forever thankful! Now lets talk some business!

Chief's Kingman Schuldt, Keith Brown and myself arrived in Reno on March 18 excited of the possibilities that could be achieved at this meeting. The Divisional Governance Work Group consisted of every IAFC Board Member, every Divisional President, many of the Divisional Secretaries, and a ton of IAFC staff. On March 19 a facilitator (hired by the IAFC) began basic discussion of the issues and concerns of both the IAFC and Divisions that have plagued us over the past year and a half. The number one objective of everyone present was to leave with a final set of policies that addressed everyone's issues and concerns. I must say that I was very impressed with the willingness of all present to discuss these delicate issues and find a compromise that would be in the best interest of a unified federation, while respecting the autonomy of the Divisions.

The first item up for discussion was the most controversial: the newly created Conflict Resolution Policy. In order to create transparency and demonstrate a willingness of the IAFC and Divisions to work together, a recommendation was made (introduced by Chief Kingman Schuldt and his table) and supported by ALL to create a new process in the resolution flowchart. This new step would consist of the IAFC Executive Director and the 9 Presidents of the IAFC Divisions. When an issue arises that is considered a conflict by either the IAFC or any Division, this group will be charged with evaluating the issue to determine if an actual conflict exists. If it is determined that the issue does not conflict with the policies of either the IAFC and/or Divisions, the conflict will be determined resolved/dismissed. If the group cannot resolve the conflict, the issue will move to the next step of the chart. The item/contract/agreement is sent to Mark Light (IAFC ED) to determine if there is a conflict, if it is determined that there is, as mentioned above, Mark will call a meeting of the IAFC president and all 8 division presidents to hear the case and provide Mark a consensus recommendation as to the conflicts legitimacy and resolve. At this point if this group cannot solve the conflict, it is sent to the full IAFC board at this time for a vote. If it is an item that a division feels that the IAFC is operating with an agreement/proposal that is in conflict then the division would

Summary of Events at Divisional Governance Work Group, Continued

notify Mark of the concern and he will automatically convene the IAFC president and 8 Division Presidents to investigate the item for conflict. These issues were unanimous approved by everyone present and the IAFC BOD approved the final document at their meeting on March 20, 2017.

Additional policies discussed where:

1. Conflict of Corporate Interest – we made huge recommendations on cleaning this item up...instead of predetermined (current) conflicts as listed in a table, we are starting fresh with our newly approved Conflict Resolution Policy.
2. Contracts and Agreements – We have a right to enter into agreements/contracts as we see fit. If at anytime we enter into an agreement that the IAFC feels is a conflict...the Conflict Resolution Policy will be used to determine the path forward. Likewise, if the IAFC enters into any contract or agreement the Divisions feel is a conflict, the same process will apply.
3. Communications Policy – this was a heavily discussed item. If a true federation is to exist, there must be open lines of communications and trust of all involved. The work group determined that once a year, the Presidents and Secretaries of the Divisions must meet for a full day meeting to discuss policy and governance issues together. These meetings are called “Federation” meetings and the IAFC Board has tentatively set the 2018 meeting for March in Leesburg, Virginia.

The other policies that have been in place since 2009 will remain active as they are written. This includes the Dues Policy that was responsible for much of the discussion over the past 18 months.

In conclusion, this was a very productive meeting that put final closure on the issues that have been at the forefront of much controversy over the past year. The 3 of us will provide the remainder of the expanded Executive Committee with specific content over the next couple of weeks and our March meeting may go a little long (I would plan for around 2 hours). All of us will be working to get a formal response out to the entire Board and during the April BOD meeting we will be presenting the entire Policy Manual for adoption. As all of us know, the SEAFAC is a corporate entity of our own rights, with our own governing documents (articles of incorporation, by-laws, policies, etc.), with directors and officers. Likewise, we know that our activities must be consistent with the programs and policies of the IAFC. What we must continue to be able to do is exercise our abilities to stay sovereign and create financial opportunities that ensures our Association remains financial strong while providing relevance to the members of our great Association. I for one believe we have achieved this goal and also believe the entire IAFC will be better off in the years to come by what was achieved this week. Thank you for supporting the SEAFAC.

2017 CAFCA Report

CAFCA Membership

Currently for 2017, CAFCA has 248 members

57 agencies

42 fire/EMS agencies

2 private EMS agencies

13 vendors

CAFCA Training Consortium

Agencies with the CAFCA Training Consortium will have conducted over 60 certification classes in the CAFCA region by the end of 2017.

Ongoing Projects

CAFCA is currently in the process of acquiring its 501C3 status. We expect that process to be complete this year.

Programs Supported in 2016-2017

Congressional Fire Services Institute

Turn Your Attention to Fire Prevention

Gatlinburg Public Safety Employees Relief Fund

Fairfield Fire Department Equipment Purchase



JACKSONVILLE FIRE DEPARTMENT

To: Fire Chief Arthur Willis
From: Fire Chief Wade Buckner
Date: 8/9/2017
RE: NAFCA Report

The North Alabama Fire Chiefs Association has continued to meet monthly at various locations throughout North Alabama. The meetings have been well attended and several vendors have been very supportive by providing lunches and sponsoring programs.

March 9 – Decatur Fire Training Center Presentation from 1800BoardUp. Discussions held on upcoming residential sprinkler legislation and the recent state fire code adoption.

April 13 – Muscle Shoals: Heard from Lt. OJ Kolodziej (BFRS) with Magic City Truck Academy about several courses his company offers related to truck company work. Discussed the summer conferences, AAFC and SEAFC. Matt Russell discussed the changes for the Lead Instructor requirements.

May 11 – Albertville Big Spring Lake Golf Course: Discussions held by Huntsville Fire Marshal Dan Wilkerson on recent changes to the State Fire Codes and about several upcoming training opportunities in the region. Also had discussions on how the various departments conducted their promotions. David Thornburg and Rick Gregg were present from the AFC. They discussed some of the changes in personnel and responsibilities at the AFC. They also discussed the upcoming rate increase for tuition.

June 8 – Huntsville Fire Training Center: Heard a presentation from Leslie Easter, (HFD) on RFP's, bidding and other purchasing options. Matt Russel, Director AFC discussed attending a roast honoring Dr. Robert Whitt USFA. Director Russel also advised the group of a grant program funded through the Terry Ferrel Foundation that will provide up to 6 SCBA for departments in need.

July 13 – Guntersville State Park: Heard discussion from Mike Turner of the Marshall County Drug Task Force about the opioid crisis. Discussed FireRescue GPO. Nominations Committee was formed for the upcoming elections.

**SOUTHWEST ALABAMA ASSOCIATION OF FIRE CHIEFS
(SWAAFC)**

**A DIVISION OF ALABAMA ASSOCIATION OF FIRE CHIEFS
BALDWIN-CHOCTAW-CLARKE-CONECUH-ESCAMBIA
MOBILE-MONROE-WASHINGTON-WILCOX**

6-month report

President

Keith Martin

Deputy Fire Chief

Gulf Shores Fire Rescue

Vice-President

Joey Darby

Fire Chief

Foley Fire Department

Sec/Treas

April Sells

Tribal Fire/EMA Director

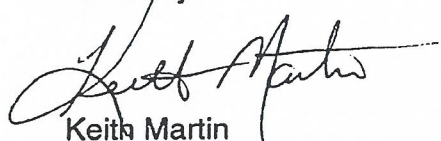
Poarch Band of Creek Indians

Our region continues to have high participation at our quarterly meetings.

Our Alabama Fire College representative and the EMS Gulf Region director continues to participate and keep our members updated.

November 16th, 2017 we hold elections for Officers.

Sincerely



Keith Martin
President

2/11/2017

SUMMER CONFERENCE REPORT

**Southeast Alabama Fire Chiefs' Association
March – August 2017**

“To provide Chiefs and Senior Fire Officers of Fire Service Organizations throughout the community with information, education, services, and representation to enhance the professionalism and service delivery capabilities of the affected Fire Service providers.”

OFFICERS

The Southeast Alabama Fire Chief's Association held an election of general officers at its meeting on February 1, 2017. The elected officers are listed below:

President	Vice-President	Secretary/Treasurer
Michael Whaley Assistant Chief Prattville Fire Department	Chris Etheridge Battalion Chief Dothan Fire Department	Matthew Jordan Deputy Chief Auburn Fire Division

MEETINGS

The association holds bi-monthly meetings on the third Thursday of the month as scheduled below:

Meeting Date	Location
April 20, 2017	Prattville Fire Department
June 15, 2017*	Dothan Fire Department
August 2017	Summer Conference
October 19, 2017	Montgomery Fire Rescue
December 14, 2017	Auburn Fire Division

*Not on a third Thursday due to IAFC/SE Conference in Charleston, SC.

TRAINING

The Association is still considering how to best assist with training opportunities within the division for this year.

MEMBERSHIP

Our association believes that when issues and legislation arise, that directly affect the fire service in Alabama, our collective voice is only strengthened when our individual regions are involved and working together. The Southeast association is diligently working on membership recruitment. We voted to concentrate our membership efforts in the Southeast by concentrating on the departments located in the Alabama Fire College Regions 6, 7, 9, and 10. Our membership is currently comprised of 21 departments, the Alabama Fire College, and several vendors.

Respectfully Submitted,

Michael Whaley
President
Southeast Alabama Fire Chief's Association



CENTER POINT FIRE DISTRICT



FIRE CHIEF
DONNIE P. WEST, JR.

AUGUST 1, 2017

TO: Alabama Association Fire Chiefs Members

FROM: AAFC Representatives- Alabama Joint Fire Council
Fire Chief Jon Lord, Fire Chief Gary Sparks, Fire Chief Donnie West

It has been our pleasure serving on the Alabama Joint Fire Council representing the Alabama Association of Fire Chiefs and our association's interest. For your review, I have attached the minutes from quarterly meetings of the 2016 -17 calendar year.

Alabama Joint Fire Council Minutes of the 9 September 2016 Meeting

The AJFC met on Friday, 9 September 2016 at the Alabama Fire College.

The following members were present: Allen Marks PFFA, Jon Lord AAFC, Donnie West AAFC, Gary Sparks AAFC, Donnie West AAFC, Scott Pilgreen AFMO, Dan Jackson AL Forestry, Billy Doss AAVFD, Steve Pegues PFFA, Allan Rice AFC, Reid Vaughan AFA, Matt Russell AFC.

Chairman Lord called the meeting to order.

All members were given a copy of the previous meeting's minutes prior to the start of the meeting. **A motion to approve the minutes as amended was made by S. Kittrell and seconded by G. Wood. The motion carried unanimously.**

All members were given a copy of the current financial statement prior to the start of the meeting. **A motion to approve the report as read was made by G. Sparks and seconded by A. Marks. The motion carried unanimously.**

Member Agency Reports

AAVFD – R. Vaughan reported that the AAVFD conference was good and well attended. Vaughan reported that there were roughly 400 people there on Saturday night. Vaughan added that the AAVFD conference will be on the Fire College Campus the summer of 2017.

AFA – R. Vaughan reported that the AFA conference will be in Orange Beach in 2017. AFA is still working on some training opportunities.

AAFC – G. Sparks stated that the summer conference was coming up next week and the conference was looking great. Sparks reported on a meeting with Dr. Meyers (University of Alabama) to discuss an application to collect critical data regarding the fires and casualties in this state. Sparks stated that we wanted to make it as simple as possible and that the critical data points were being identified.

PFFA – S. Kittrell stated that President Glover had no report. A. Marks reported that if you are a member of RSA you need to be aware of the efforts to harm the program.

AFMO – S. Pilgreen stated that we are at 63 fatalities this year to date. Pilgreen stated that we had 97 this past year and it is not out of the question that we will be close to those numbers again.

AFC – M. Russell gave a report on the recruit school discussions that would be coming before the Commission at the next meeting. Russell stated that AFC recruit school starts next week and we have 7 more starting around the state.

Forestry – G. Wood introduced Dan Jackson as the Assistant State Forestry. Wood reported that he was officially passing the torch to Dan after the meeting today. D. Jackson reported that the search was underway to find Greg Pate's replacement and that he was designated as the acting state forester. Jackson stated that an interim forester would be appointed in the coming months to fill the role.

Standing Committee Reports

EMS – A. Rice reported that the first meeting of the SEMCC was held this past week in Montgomery. Rice stated that all of the four fire service representatives were present along with the new paramedic representatives from the EMS sector. Rice stated that it appears to be off to a good start.

Fire Caucus – A. Rice reported that we needed to get everyone active and concentrate on the House. Rice stated that Representative Haynes had been discussed as a possible head for the House Caucus.

Legislative – R. Vaughan reported that AJFC would be able to utilize the Engage software to assist us with tracking legislation this year and mobilizing resources. Vaughan stated that our efforts in the past years had been successful, but it was largely based on the massive efforts of individuals doing things by hand. This would remove much of the frantic work to make sure the message got to targeted individuals. A. Rice discussed working with the Police Chief's Association as well as the Sheriff's Association with legislative efforts in the future that help us.

Old Business

No Old Business

New Business

R. Vaughan stated that he needed a motion to authorize the transfer of the funds that were held by the Joint Fire Council for the purposes of maintaining the memorial at 2501 Phoenix Drive. **A motion was made by G. Sparks**

and a second was made by S. Kittrell to transfer the account from Regions to Bryant Bank. The motion carried unanimously.

The next meeting was set for December 9th at Rocky Ridge Fire Department.

There being no further business the meeting was adjourned.

Alabama Joint Fire Council

Minutes of the 9 December 2016 Meeting

The AJFC met on Friday, 9 December 2016 at the Rocky Ridge Fire Station.

The following members were present: Allen Marks PFFA, Jon Lord AAFC, Donnie West AAFC, Justin Baker AFA, Greg Pate AL Forestry, Billy Doss AAVFD, Roy Mott AAVFD, Tim Shotts AFA, Steve Pegues PFFA, Allan Rice AFC, Reid Vaughan AFA.

Chairman Lord called the meeting to order.

All members were given a copy of the previous meeting's minutes prior to the start of the meeting. **A motion to approve the minutes as amended was made by B. Doss and seconded by S. Pilgreen. The motion carried unanimously.**

All members were given a copy of the current financial statement prior to the start of the meeting. **A motion to approve the report as read was made by G. Sparks and seconded by D. West. The motion carried unanimously.**

Member Agency Reports

AAVFD – B. Doss reported that the AAVFD annual conference for 2017 will be held in Tuscaloosa at the Alabama Fire College on July 28th and 29th.

AFA – R. Vaughan reported that the conference for 2017 will be held in Orange Beach. Plans are still underway to put some training together in different areas of the state.

AAFC – A. Willis reported that the Midwinter Conference was coming up the end of the month of January. Willis also report on the ISO class that would be held at the National Water Center on campus and that the fire college was handling registration. Willis stated that registration for the conference as a whole was filling up quickly. D. West stated that the number of attendees was already at 80 and there were 78 vendors already registered.

PFFA – A. Glover reported that the Legislative Conference will be held in Montgomery on February 21st – 23rd. Glover reported that the state convention was set for June in Anniston.

AFMO – S. Pilgreen reported that as of this morning we have 95 fire fatalities on the year. Pilgreen report that a code adoption hearing had been held and that January 1st the 2013 codes would be effective.

AFC – B. Zaragoza asked M. Russell make the report. M. Russell reported on the report to the Commission regarding the firefighter realignment and what had been done with this project. Russell reported

that the AFACT program was moving forward. R. Vaughan reported that state State of Georgia has given us permission to use the program they created and we should be ready to go this spring according to our internal deadlines. Vaughan reported that Hunt Refining had already provided \$5,000.00 to AFC to cover the printing of manuals. B. Zaragoza reminded everyone that the proposed code changes are on the AFC website and that there would be a public hearing in January at the Commission meeting.

Forestry – Forestry was not present at the meeting.

Standing Committee Report

EMS – J. Lord stated that the SEMCC had met and had adopted the REPLICA program and was asking that it be pushed forward in the legislature. Lord reported that the committee was asking for our assistance in moving this forward. Lord stated that this would make an Alabama license good in any state that recognizes national registry and has adopted this agreement. D. West stated that he thought that this was only for times of emergency and through mutual aid agreements. R. Vaughan stated that Russell Ledbetter (representing AFA) sits on the committee reported that it would cover the possibility of working in this state as well.

Fire Caucus – No Report. R. Vaughan reported that we currently have no chair of the committee since Allan Rice as left the Alabama Fire College.

Memorial – No Report

Legislative Report

G. Sparks made a motion to support the REPLICA Bill that is being pushed by SMECC. This motion was seconded by S. Pilgreen and the motion carried unanimously.

Lord stated that old HB106 “Exhaust Bill” would be coming back up. Lord reported that the bill allowed for exhaust fans to be used in existing buildings, but that all new construction would require filtration that is either made into the building or mounted on the truck. Lord stated that this would only impact the paid fire departments where staff was quartered. D. West asked if it removed the separation for the turnout gear. G. Sparks said that he thought that this only applied to new construction. A. Glover stated that he thought that the bill was already filed and was labeled HB 1.

J. Lord asked if the way we handled the conference calls in the legislative session help everyone. Several members stated that it helped move the process along. Lord stated that we would like do this again this year.

D. West reported that there was a meeting set for the sprinkler bill meeting that was going to be held on December 28th and Hoover PSTC. B. Zaragoza stated that he had a chance to talk to Jay Reed with ABC to get him involved if needed.

A. Glover stated that PFFA was going to push the Tier I and Tier II legislation back out again. Glover stated that last years efforts did not go very far, but inroads had been made with RSA. The legislation proposed would give municipalities the option to go Tier I or Tier II. B. Zaragoza asked if it would apply to all the employees or just fire. Glover stated that he didn’t know, but that he would ask. Glover also stated that the assault bill would likely be put back in again. Glover reported that it cleared the House last year, but did not make it through the Senate.

R. Vaughan reported on the Engage software and what it would do. Vaughan stated that associations would need to provide a list of members and locations in order for the software to work correctly.

New Business

R. Vaughan reported on the current positions and that the nominating committee needed to have recommendations for the next meeting. J. Lord called for any nominations or thoughts for the next year.

R. Vaughan made a motion to nominate Scott Pilgreen and chair and it was seconded by J. Lord.

The next meeting was set for January 20, 2017. It was also reported that the Legislature goes into session February 7, 2017.

There being no further business the meeting was adjourned.

Alabama Joint Fire Council

Minutes of the January 2017 Meeting

The AJFC met on Friday, 27 January 2017 at the Rocky Ridge Fire District.

The following members were present: Allen Marks PFFA, Jon Lord AAFC, Donnie West AAFC, Justin Baker AFA, Greg Pate AL Forestry, Billy Doss AAVFD, Roy Mott AAVFD, Tim Shotts AFA, Steve Pegues PFFA, Allan Rice AFC, Reid Vaughan AFA.

Chairman Lord called the meeting to order.

All members were given a copy of the previous meeting's minutes prior to the start of the meeting. **A motion to approve the minutes as amended was made by B. Zaragoza and seconded by S. Pilgreen. The motion carried unanimously.**

All members were given a copy of the current financial statement prior to the start of the meeting. **A motion to approve the report as read was made by B. Doss and seconded by B. Zaragoza. The motion carried unanimously.**

Election of Officers

Chair – Jon Lord was nominated for Chair by a motion from R. Vaughan and a second from B. Zaragoza. Three calls were made for additional nominations. None being heard B. Doss made a motion to elect by Acclimation and the motion was seconded by B. Zaragoza. Motion carried unanimously.

Vice-Chair – Scot Pilgreen was nominated by a reference from the nominating committee. No further nominations were heard and B. Doss made a motion to elect Scot Pilgreen by acclimation and the motion was seconded by B. Zaragoza. Motion carried unanimously.

Secretary/Treasurer – Reid Vaughan was nominated for Secretary-Treasurer by B. Zaragoza and a second from Xan Glover. No further nominations were heard and S. Pilgreen made a motion to elect Reid Vaughan by acclamation and the motion was seconded by Xan Glover. Motion carried unanimously.

Member Agency Reports

AAVFD – B. Doss stated that the conference held in Tuscaloosa this summer but no other information.

AFA – R. Vaughan reported that he had nothing to report other than conference being held at Orange Beach.

AAFC – J. Lord reported that the Mid-winter conference had record numbers signed up to be there and that the ISO class that was scheduled was over full.

PFFA – A. Glover reported that the PFFA Legislative Conference was to be held in February. Glover stated that he had worked with the Alabama Fire College in order to have the burn trailer set up for the event. Glover reported that the state convention for PFFA was set for May 18th through 19th.

AFMO – S. Pilgreen stated that we ended 2016 with 109 fire fatalities and we are at 13 for 2017 already. Pilgreen reminded everyone of HB66 that was pre-filed for the fire sprinkler initiative. Pilgreen stated that there had been three meetings with all parties involved and it appeared that everyone is pulled in the same direction. Pilgreen reported that a reporter from WSFA came to the office to discuss how to survive home fires and this had been broadcast during the news.

AFC – B. Zaragoza reported on the Fire Chief's Conference and that staff would be working to make sure everything went smoothly. Zaragoza reported on the proposed administrative code changes and that the changes were postponed until staff completed some further studies. Zaragoza reported on the efforts to place a three-year requirements on those serving as fire instructors. Zaragoza stated that the commission elected not to do this and instead placed a resolution in place that stated that the lead instructor had to have three years of experience at the specific level of certification being instructed and that all assistant instructors were exempt. Zaragoza reported that AFC had been working with the AFMO regarding testing for the sprinkler install. Zaragoza reported that Phoenix Publishing had been renamed to Titan Publishing going forward. Lastly, Zaragoza reported that there were over 30 applicants for the executive director position.

Forestry Commission – No Report

Committee Reports

EMS Committee – No Report

Fire Caucus – R. Vaughan stated that we don't currently have anyone chairing the committee at the moment. Vaughan stated that we needed to put someone in that position. B. Zaragoza stated that any time we can stay before the legislators we are in good shape. He stated that we should speak to those that were in place and see if they would continue to serve. J. Lord asked if this was something that Mike Green would be good at. B. Doss stated that he would check with him and see if he had time to work on this.

Memorial Committee – No Report

Old Business

Legislation Update

Xan Glover reported that PFFA has hired Daryl Perkins to serve as their lobbyist this year. Glover stated that PFFA would re-introduce RSA Tier I/II legislation against this year. The proposed legislation will allow local governments the ability to make the determination to move their public safety employees back into the Tier I status.

Glover reported that the assault bill would be re-introduced. Glover stated that this would remove the ability to plea down an assault on a public safety officer from a felony.

Glover also reported on the efforts to add PTSD/Cancer into the worker's compensation laws that are currently on the books.

B. Zaragoza stated that he had to go but he wanted everyone to know that Beth Chapman would be working on behalf of AFC and that if there were bills that she needed to work to please let him know.

Glover stated that he was working to get a Joint Resolution to get a flag flown over the capital for one day during fire prevention week in honor of firefighters. Glover stated that he didn't want to upset any groups by doing this and asked members for feedback. J. Lord stated that he didn't know why anyone would have an issue with that. No other members of the council had any issues either.

Glover stated that Dale Wyatt had asked PFFA to put a bill in place that would levy a \$5.00 tax on all PFFA tags and the revenue would be placed into the Annuity and Benefits Fund.

R. Vaughan stated that he just needed the numbers as soon as people had them so we could track them.

New Business

R. Vaughan reported on the current tax numbers and the tax-exempt status of the organization. Vaughan stated that the current tax number has expired due to the fact that a form 990 was likely never filed. Vaughan stated that we should refile for the AJFC for a 501 (c) (4) and have the Memorial Foundation file as a 501 (c)(3). **A motion to complete this process was made by B. Doss and seconded by A. Glover. The motion carried unanimously.**

Closing Remarks

Next meeting will be on March 10th at the Rocky Ridge Fire District.

R. Vaughan referenced the weekly conference call that would begin after the start of the legislative session. Vaughan asked if everyone was still in favor of 0900 on Friday's. No one voiced any opposition.

There being no further business or objections the meeting was adjourned.

Alabama Joint Fire Council

Minutes of the 10 March 2017 Meeting

The AJFC met on Friday, 10 March 2017 at the Rocky Ridge Fire Station.

Vice Chairman Pilgreen called the meeting to order.

All members were given a copy of the previous meeting's minutes prior to the start of the meeting. **A motion to approve the minutes as amended was made by B. Zaragoza and seconded by X. Glover. The motion carried unanimously.**

All members were given a copy of the current financial statement prior to the start of the meeting. **A motion to approve the report as read was made by S. Kittrell and seconded by G. Sparks. The motion carried unanimously.**

Member Agency Reports

AAVFD – R. Vaughan stated that M. Green apologized for not being present. Vaughan reminded everyone of the Annual Meeting the last weekend of July in Tuscaloosa.

AFA – R. Vaughan reported that the AFA Conference is being held at Orange Beach in June. Announcements coming soon.

AAFC – G. Sparks announced the AFCA Conference in Orange Beach in August.

PFFA – X. Glover reported that the PFFA convention would be in Anniston in May.

AFMO – S. Pilgreen introduced Jimmy Finn who is the Assistant State Fire Marshal for the Insurance Fraud Division. Pilgreen reported that we are at 25 fire deaths this morning for the current year.

AFC – B. Zaragoza reported that the Commission will have a special called meeting next week to select a permanent Executive Director.

Forestry –

Standing Committee Report

EMS – No Report

Fire Caucus – No Report

Memorial – R. Vaughan reported that the June meeting would be used to cover this topic. Vaughan stated that this would be one of the years that we had to have the State Memorial on the same date that National Memorial is set due to the Alabama Football Schedule.

Old Business

Legislative Updates

Xan Glover reported that at the moment we are still watching the Assault bills. HB237 is the one that we are watching and it has had some movement the past several days.

Glover reported that the Teir I/Tier II bill is still at LRS and we were hoping that it would be out by now. Glover stated that Ledbetter would be carrying the bill for us.

Glover reported that HB366 was dropped yesterday for a change in the Workers Comp. The changes would add PTSD and Cancer to the workers compensation structure for firefighters.

Glover reported that Roger D. Wyatt was being reappointment to the Personnel Standards Commission and his Senate hearing could be within the next week or so.

S. Pilgreen reported that HB66 passed the House and has been moved to the Senate. Pilgreen reported that Steve Pegues was working with several members of the Senate in order to move the bill forward. Pilgreen reported that HB59 likewise has passed the House and moved on to the Senate.

B. Zaragoza reported that Representative Haynes had requested additional information regarding HB1. Zaragoza stated that AFC conducted a survey and only 48 had been returned of the 174 departments that would be impacted. Many of those departments do not have exhaust systems.

Zaragoza reported on HB310 that concerned Alzheimers training and the requirement to get it. R. Vaughan stated that the training could be accomplished online and that we were already entering into discussions to get this in place before the bill was acted upon. Zaragoza stated that we would likely stay neutral on this item as it was not something that we felt we should oppose.

R. Vaughan reported that a few new bills have been dropped and they are being tracked. Vaughan stated that HB340 deals with changes in marital status with regard workers compensation and death. HB378 deals with the tax deduction for Alabama Volunteer Firefighters.

New Business

No new business was reported.

Closing Remarks

The next meeting will be in June with a firm date to be announced.

A motion was made by G. Sparks and seconded by X. Glover to adjourn the meeting. There were no objections.



JACKSONVILLE FIRE DEPARTMENT

To: Fire Chief Arthur Willis
From: Fire Chief Wade Buckner
Date: 8/9/2017
RE: Legislative Committee Report

As you are aware, the Legislative Committee was very active this past legislative session. The Residential Sprinkler Bill (HB66) was successfully passed this session after being introduced by Rep. Tommy Hanes. We held several meetings with the affected parties and had some very good discussions and feel that several issues were resolved from previous years. Representatives from the Alabama Sprinkler Association, Alabama State Fire Marshal's Office, Alabama Home Builders and the AAFC met on several occasions to work on this bill. Steve Pegues assisted in drafting the legislation. We met on one occasion with Shane Ray, President of the National Fire Sprinkler Association, to gain further input and direction. On June 29, several members of the AAFC attended the signing of the bill by Governor Kay Ivey.

The Diesel Exhaust Bill (HB1) was also introduced this year. It never made it out of committee after facing stiff opposition from several cities and the League of Municipalities. A replacement bill (HB7) will be introduced in the upcoming session which contains several changes from the previous bill. Representative Hanes is also proposing a retiree cancer bill. He is currently working on the text and should have it filed soon as well.

Rep. Hanes has also pre-filed a bill to reauthorize DROP for Tier I/II employees. Tier I employees would be eligible with 25 years of credible service exclusive of sick leave, are 55 years of age, and are eligible for service retirement. Tier II employees would be eligible if they have 25 years of credible service exclusive of sick leave, are 62 years of age, and are eligible for service retirement. Copies of HB1 and HB7 are included as attachments to this report.

Other Bills of Interest:

HB23 - Defined Benefit/Certain ports tax exempt - Failed
HB59 - Sky Lanterns/Novelty Lighters - Act 2017-0387
HB66 - Sprinkler Bill - Act 2017-0240
HB157 - Forestry Supplemental Appropriation - Act 2014-0318
HB216 Mandatory Reporting of Child Abuse or Neglect: Indefinitely Postponed
HB173 - Assault Bill - Postponed/Failed
HB237 - Assault Bill (second) - Postponed/Failed
HB250 - EMS Personnel Licensure Interstate Compact - Act 2017-0372
SB138 - Volunteer Fire Tax Credit - Bill Failed
HB340 - Workers Comp. Regarding LODD - Postponed
HB310 - Alzheimer's Disease Training Requirement - Postponed (AFC has the ability to offer the training in place and use. Law enforcement opposed the passage of this item.)
HB293 - State Fire Marshal permit fees for destructive/biological weapons - Postponed

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Rocky Ridge Fire District

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Turn Your Attention to Fire Prevention!

July 25, 2017

President Arthur Willis
Alabama Association of Fire Chiefs
Via Email: awillis@oneontafire.org

Re: Summary Brief (Michael A. Bartlett, Nominations Committee Chairman)

Chief Willis:

The Nominations Committee prepared the slate of officer's that were elected at our Mid-Winter conference. The incoming officers are due to be sworn in at our summer conference in Orange Beach.

As per the Fire Chief of the Year Policy (FCOY), the nominating committee presented the name of Chief Brown for the 2016 Fire Chief of the Year. He was confirmed at the Mid-winter conference and is due to be awarded at the summer conference in Orange Beach.

Kindest regards,

Michael A. Bartlett
Assistant Fire Chief



Rocky Ridge Fire District

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Turn Your Attention to Fire Prevention!

July 25, 2017

President Arthur Willis
Alabama Association of Fire Chiefs
Via Email: awillis@oneontafire.org

Re: Summary Brief (Michael A. Bartlett, Association Representative to the Alabama State Emergency Medical Control Committee {SEMCC})

Chief Willis:

We have accomplished a great deal as our first year of being a voting member to SEMCC will come to a close on August 7th. Some accomplishments are as follows:

- SEMCC has approved Epi auto-injector pen for BLS services.
- SEMCC has approved TXA as an optional drug and can be used if the Trauma Surgeons association in the region support its use in the field.
- XStat hemostatic agent remains as a field trial study.
- SEMCC approved Ketamine to replace Haldol. Changes coming as soon as protocols can be revised.
- SEMCC approved Heparin as an optional drug.
- Stephen Wilson remains as acting director.
- The OEMS is converting to EMISIS version 3. All of 2017 will be a transfer period. On January 1st, 2018 version 3 will become mandatory. In 2017 OEMS will only test in version 3; Version 2 testing will no longer be conducted.
- REPLICA – Recognition of Emergency Medical Services Personnel Licensure Interstate Compact passed. All states touching Alabama have also passed REPLICA covering the licensure issue of our medics working in neighboring states.

Summary Brief

Michael A. Bartlett, Representative to SEMCC

July 25, 2017

Page 2

- SEMCC approved racemic epi in its April 4th meeting as an optional drug.
- In our August 7th meeting we will discuss the field use of cardizem

The next meeting of SEMCC will be in Perdido Beach on August 7, 2017.

Kindest regards,

Michael A. Bartlett
Assistant Fire Chief



ALABAMA FIRE COLLEGE AND PERSONNEL STANDARDS COMMISSION

July 28, 2017

Arthur Willis, President
Alabama Association of Fire Chiefs

Re: Report to AAFC E-Board from Commissioner Darby

Artie,

I am writing to report on the activity of the Alabama Fire College and Personnel Standards Commission since my mid-winter conference update in February. The Commission met for a special called meeting on March 14 and 15, 2017 to interview candidates for the Executive Director position and make final hiring decisions as well as discuss other AFC business. Three well-qualified candidates were interviewed on the 14th by the full Commission. The Commission voted unanimously to hire Matt Russell on 3/15 for the position with an immediate effective starting date. We are excited about the future of AFC with Matt's vision and experience leading us. In that meeting, we also approved some needed repairs to the main building, burn building, and training tower along with a new SCBA fill station in order to keep our training facility fully functional. We ended the meeting with a reception for Butch Zaragoza to honor his exceptional service as our interim Executive Director.

The Commission met for the scheduled quarterly meeting on April 18th. During this meeting, the Commission was given an update on the National Center for Fire and Life Safety by Russell Jackson. We continue to closely monitor this project as we have made financial commitments to assist with its formation. We approved the purchase of a 75' used quint for the AFC to replace the 1993 75' Ladder Truck. We were given information regarding the need to stabilize our financial situation through a proposed tuition increase. The Commission had not approved a comprehensive increase in tuition since 2003. After thorough discussion, we approved a 10 percent tuition increase per course, per year for the next two fiscal years beginning Oct. 1, 2017. This meeting also included consideration of several changes to the Administrative Code. First, due to a multitude of issues discovered while researching the previously proposed realignment of the Firefighter certifications, the Commission voted to rescind the original motion for consideration and abandon the proposed realignment. However, we chose to move forward with a proposed requirement that all candidates entering the Certified Volunteer Firefighter course must have a Physical Statement on file. Finally, Mary Beth Finn and David Thornburg were recognized as Employees of the Quarter for their help with the transition phase of the Executive Director.

The Commission met on May 23rd for a special called meeting to consider some time-sensitive business. During this meeting, the Commission approved the purchase of equipment in order to develop a mobile



ALABAMA FIRE COLLEGE AND PERSONNEL STANDARDS COMMISSION

laboratory for our expanding EMS distance delivery program. This meeting was also used to formally approve the trade-in and purchase of the 2000 E-One 75' quint for the AFC campus.

The Commission met on July 19th for the scheduled quarterly meeting. During this meeting the previously proposed Administrative Code changes for Certified Volunteer Firefighter were officially adopted. Some new changes were also considered in order to clarify and clean up existing language in the Code. A new change was also introduced to repeal the Bridge Program as a separate certification program since it is essentially only a delivery method within the Fire Fighter I/II Certification. Another change was also considered that will require all Bridge Program candidates to successfully complete a Fire Fighter Proficiency Exam prior to entering the Bridge. This will help to insure that all candidates are prepared for the advanced training and will promote more consistency among Bridge classes. We also approved the purchase of a mobile drill tower and going to bid on a tractor since we have been awarded an AFG grant for these items. The FY18 AFC Budget was approved after thorough discussion and presentation by the staff. Finally, Rick Gregg was recognized as the Employee of the Quarter for his exceptional work in training at AFC.

It continues to be a pleasure and honor to represent the AAFC on the AFC&PSC, and I am excited about the direction and future of the Alabama Fire College. I am always open for suggestions and welcome any thoughts or concerns from our AAFC members.

Sincerely,

A handwritten signature in cursive script that reads "Joseph W. Darby".

Joseph W. Darby, Commissioner



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July 28, 2017

Arthur Willis, President
Alabama Association of Fire Chiefs

Re: Report to AAFC E-Board from CABT representative

Artie,

I am writing to report on activity of the CABT – Coalition Against Bigger Trucks since our mid-winter conference in February. This coalition was formed to resist any efforts of Congress that would allow for larger, longer, or heavier trucks on our roadways, and the AFC has stood firm as a supporting member. The coalition group in Alabama consists of representatives from public safety (AAFC, AAVFD, State Troopers Assoc., Sheriffs Assoc.) and ALDOT. During this period, there was increased activity in Washington, D.C. by several groups seeking to increase truck weights and lengths. Led by Anheuser-Busch, heavier-truck proponents were in Washington lobbying Congress to approve 91,000-pound trucks. These proponents have launched a new group, called the “S.H.I.P. Coalition,” which stands for “Safer Hauling & Infrastructure Protection.” The group is pushing for 91,000-pound, six-axle trucks--the same configuration the House rejected in November of 2015--only this time proponents are repackaging the proposal as a 10-year, 10-state pilot program. Other members of the S.H.I.P. Coalition include: MillerCoors, PepsiCo, the Campbell Soup Company, Smithfield Foods, Tyson Foods, the American Forest and Paper Association, the Agriculture Transportation Coalition, the National Cattlemen’s Beef Association, Oldcastle Materials, Dairy Farmers of America, WestRock and Owens-Illinois. No trucking companies are named as supporters of the group. In fact, The Truckload Carriers Association (TCA) sent a letter to Capitol Hill opposing truck weight increases. In early July, the House Appropriations Committee was expected to mark up the Transportation, Housing and Urban Development (THUD) bill with amendments that would (1) allow maximum truck weights to increase from 80,000 pounds to 91,000 pounds, and/or (2) require every state to allow longer double-trailer trucks that are 91 feet long, known as “Double 33s.” However, due to vigorous efforts of the CABT and other groups, the amendments were not filed during the allowed time. The THUD bill will still need to be closely monitored as it goes to the House floor to insure that it does not get amended with other language allowing bigger trucks. The same process will occur in the near future in the Senate, so we will need to be prepared to continue the fight as the bigger truck proponents are not expected to back down. We will continue to monitor activity in Washington, and I will continue to work with this group to represent



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our public safety interests. Please forward any questions or concerns that you or the AAFC members might have regarding this issue.

Sincerely,

Joseph W. Darby

1 HB1
2 185344-1
3 By Representatives Hanes, Shedd, Whorton (I), Whorton (R),
4 Wadsworth, Fincher, Mooney and Standridge
5 RFD: Ways and Means General Fund
6 First Read: 09-JAN-18
7 PFD: 07/24/2017

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8 SYNOPSIS: Existing law provides for the Deferred
9 Retirement Option Plan (DROP), which contractually
10 allows a member of the Employees' Retirement System
11 (ERS) or the Teachers' Retirement System (TRS) to
12 continue employment with his or her employer for a
13 specific period of time, while deferring a portion
14 of his or her retirement allowance until the end of
15 the participation period, at which time the member
16 withdraws from his or her service.

17 Existing law provides that participation in
18 DROP is prohibited after March 24, 2011.

19 This bill would reopen participation in the
20 DROP program and would further provide options for
21 Tier I and Tier II members to participate in DROP.

22
23 A BILL

24 TO BE ENTITLED

25 AN ACT

1 To amend Sections 16-25-150, 16-25-151, 36-27-170,
2 and 36-27-171 of the Code of Alabama 1975, relating to the
3 Deferred Retirement Option Plan (DROP); to reopen
4 participation in the DROP program for certain members; and to
5 further provide options for Tier I and Tier II members to
6 participate in DROP.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. Sections 16-25-150, 16-25-151, 36-27-170,
9 and 36-27-171 of the Code of Alabama 1975, are amended to read
10 as follows:

11 "§16-25-150.

12 "(a) As governed by this subsection, there exists as
13 a part of this retirement system an optional account known as
14 the Deferred Retirement Option Plan, which may be cited as
15 "DROP." The purpose of DROP is to allow, contractually, in
16 lieu of immediate withdrawal from service and receipt of a
17 retirement allowance, continued employment for a specific
18 period of time, coupled with the deferral of receipt of a
19 retirement allowance until the end of the period of
20 participation, at which time the member shall withdraw from
21 service.

22 "(b) Participation in DROP is an option available to
23 any Tier I member of this retirement system who meets all of
24 the following requirements:

25 "(1) Has at least 25 years of creditable service
26 exclusive of sick leave.

27 "(2) Is at least 55 years of age.

1 "(3) Is eligible for service retirement.

2 "(c) Participation in DROP is an option available to
3 any Tier II member of this retirement system who meets all of
4 the following requirements:

5 - "(1) Has at least 25 years of creditable service
6 exclusive of sick leave.

7 "(2) Is at least 62 years of age.

8 "(3) Is eligible for service retirement.

9 "~~(c)~~ (d) An election to participate in DROP may be
10 made in one year increments not to exceed five years, nor to
11 be less than three years. A member may participate in DROP
12 only one time. Any voluntary termination within the first
13 three years in DROP will result in a forfeiture of the portion
14 of his or her DROP account that constitutes the retirement
15 allowance. ~~However, member contributions will not be~~
16 ~~forfeited, nor will any interest attributable to the~~
17 ~~retirement allowance.~~ There will be no penalty forfeiture if
18 the participation period is interrupted due to an involuntary
19 dismissal, disability, involuntary transfer of his or her
20 spouse, or death of the participant.

21 "~~(d)~~ (e) A member who chooses to participate in DROP
22 may elect an option allowance set out for members of the
23 Teachers' Retirement System in subsection (h) of Section
24 16-25-14 at the beginning of the participation period.
25 Otherwise, he or she shall receive the maximum benefit. Such
26 election shall be irrevocable once the participation period
27 begins except as otherwise provided in this chapter.

1 "~~(e)~~ (f) For purposes of DROP, sick leave may not be
2 converted for purposes of establishing retirement eligibility,
3 nor used in the calculation of the original retirement
4 allowance except as provided in Section 16-25-151.

5 "~~(f)~~ (g) The election to participate in DROP shall
6 be made in accordance with procedures set forth in a uniform
7 and nondiscriminatory election and application form adopted by
8 the Board of Control. The election to participate in DROP may
9 be made at any time on or after the date the member becomes
10 eligible to participate as set out in subsection (b). Such
11 application must be made at least 30 days, but not more than
12 90 days, before the effective date of participation in DROP~~7~~
13 ~~and shall be made no later than March 24, 2011.~~ A member must
14 be eligible to participate, as provided above at the time the
15 application is made.

16 "~~(g)~~ (h) Upon the effective date of the commencement
17 in DROP, the member's service shall remain as it existed on
18 that date for the duration of DROP. Once a member enters DROP,
19 service credit purchases are prohibited. Both the employer and
20 employee member contribution shall continue to be made. The
21 employee member contribution shall not be refundable to the
22 member at the completion of DROP. ~~The~~ Eighty percent of the
23 monthly retirement allowance that would have been payable, had
24 the person elected to withdraw from service and receive a
25 retirement allowance, shall be paid into a DROP account that
26 reflects the credits attributed to the person in DROP.
27 However, the monies shall remain a part of the regular

1 retirement fund until disbursed to the participating member in
2 accordance with this section. Any monies paid into this
3 account are subject to the exemptions set out in Section
4 16-25-23.

5 ~~"(h) (1) The DROP account shall earn interest at the~~
6 ~~same rate that interest is posted to active member accounts as~~
7 ~~defined in subdivision (15) of Section 16-25-1. (i) A person~~
8 who participates in this plan shall not be eligible to receive
9 a retiree cost-of-living increase while participating in DROP,
10 and shall not be eligible for a retiree cost-of-living
11 increase until participation in the plan ceases and he or she
12 withdraws from service and has been receiving a retirement
13 allowance for at least one full year.

14 ~~"(2) Notwithstanding any other provision of this~~
15 ~~chapter, for any member who has fulfilled his or her~~
16 ~~obligation under DROP and does not withdraw from service and~~
17 ~~any member who begins participation in DROP on or before April~~
18 ~~1, 2011, and fulfills his or her obligation under DROP and~~
19 ~~does not withdraw from service, the amount of interest payable~~
20 ~~on benefit deposits after March 24, 2011, shall be the lesser~~
21 ~~of (1) the investment performance of the immediately preceding~~
22 ~~fiscal year but no less than \$0, or (2) as provided in~~
23 ~~subdivision (1) of subsection (d) of Section 16-25-151.~~

24 ~~"(i) (j) DROP shall not be subject to any fees,~~
25 charges, or other similar expenses of any kind for any
26 purpose.

1 "~~(j)~~ (k) Participation in DROP shall not affect the
2 rights of any education employee including, but not limited
3 to, the Fair Dismissal Act, Section 36-26-100 et seq., the
4 tenure law, Section 16-24-1, et seq., or any other fringe
5 benefit.

6 "~~(k)~~ (l) Participation in DROP shall not affect the
7 accrual of annual and sick leave by the participant.

8 "~~(l)~~ (m) Participants in DROP may receive salary
9 cost-of-living adjustments and salary increases.

10 "§16-25-151.

11 "(a) On withdrawing from service pursuant to Section
12 16-25-14, a member who participated in DROP:

13 "(1) Who fulfilled his or her contractual obligation
14 pursuant to DROP shall receive a lump-sum payment from his or
15 her DROP account equal to the payments made to that account on
16 his or her behalf ~~plus interest. Further, the member shall~~
17 ~~receive his or her accumulated contribution made during~~
18 ~~participation in DROP, together with interest for the period~~
19 ~~of DROP participation as provided in subdivision (1) of~~
20 ~~subsection (g) of Section 16-25-14. In lieu of a lump-sum~~
21 ~~payment from the DROP account, to the extent eligible under~~
22 ~~applicable tax laws, the member's total accrued benefit may be~~
23 "rolled over" directly to the custodian of an eligible
24 retirement plan. The member shall also begin receiving his or
25 her monthly benefit ~~which had been paid directly into the DROP~~
26 ~~account during that would have been payable, had the person~~
27 ~~elected to withdraw from service and receive a retirement~~

1 allowance at the commencement of his or her participation in
2 DROP. However, the monthly benefit shall be recalculated
3 prospectively to reflect any accrued sick leave as credit for
4 retirement purposes. Conversion of sick leave is limited to
5 the applicable laws pertaining to conversion of sick leave
6 into retirement credit. In no event can the number of days
7 converted be greater than the number of days the participant
8 had on the date he or she entered DROP. The member is not
9 allowed to change the option allowance chosen at the beginning
10 of DROP participation.

11 "(2) Who did not fulfill his or her obligation under
12 DROP due to involuntary termination, disability, or
13 involuntary transfer of his or her spouse, shall receive a
14 lump-sum payment from his or her DROP account equal to the
15 payments made to that account on his or her behalf ~~plus~~
16 ~~interest. Further, the member shall receive his or her~~
17 ~~accumulated contribution made during participation in DROP,~~
18 ~~together with interest for the period of DROP participation as~~
19 ~~provided in subdivision (1) of subsection (g) of Section~~
20 ~~16-25-14.~~ In lieu of a lump-sum payment from the DROP account,
21 to the extent eligible under applicable tax laws, the member's
22 total accrued benefit may be "rolled over" directly to the
23 custodian of an eligible retirement plan. The member shall
24 also begin receiving his or her monthly benefit ~~which had been~~
25 ~~paid directly into the DROP account during~~ that would have
26 been payable, had the person elected to withdraw from service
27 and receive a retirement allowance at the commencement of his

1 or her participation in DROP. However, the monthly benefit
2 shall be recalculated prospectively to reflect any accrued
3 sick leave as credit for retirement purposes. Conversion of
4 sick leave is limited to the applicable laws pertaining to
5 conversion of sick leave into retirement credit. In no event
6 can the number of days converted be greater than the number of
7 days the participant had on the date he or she entered DROP.
8 The member is not allowed to change the option allowance
9 chosen at the beginning of DROP participation.

10 " (3) Who did not fulfill his or her obligation under
11 DROP due to voluntary termination within the first three years
12 of participation shall forfeit ~~a portion of his or her DROP~~
13 ~~account that constitutes the retirement allowance. The member~~
14 ~~shall be entitled to a return of his or her member~~
15 ~~contribution made during his or her participation in DROP as~~
16 ~~well as any interest attributable to the retirement allowance.~~
17 However, following termination of employment, the member shall
18 begin receiving his or her monthly benefit ~~which had been paid~~
19 ~~directly into the DROP account during~~ that would have been
20 payable, had the person elected to withdraw from service and
21 receive a retirement allowance at the commencement of his or
22 her participation in DROP. However, the monthly benefit shall
23 be recalculated prospectively to reflect any accrued sick
24 leave as credit for retirement purposes. Conversion of sick
25 leave is limited to the applicable laws pertaining to
26 conversion of sick leave into retirement credit. In no event
27 can the number of days converted be greater than the number of

1 days the participant had on the date he or she entered DROP.
2 The member is not allowed to change the option allowance
3 chosen at the beginning of DROP participation.

4 "(b) If a participant dies during the period of
5 participation in DROP, a lump-sum payment equal to the
6 payments made to the DROP account on his or her behalf plus
7 interest shall be paid to his or her named beneficiary or, if
8 none, to his or her estate. ~~Further, the beneficiary of the~~
9 ~~estate shall be entitled to a return of the member's~~
10 ~~contribution made during his or her participation in DROP~~
11 ~~together with interest for the period of DROP participation as~~
12 ~~provided in subdivision (1) of subsection (g) of Section~~
13 ~~16-25-14. However, death benefits payable pursuant to~~
14 ~~subsection (g) of Section 16-25-14 or Section 36-27B-3 shall~~
15 ~~not be applicable.~~ Where there is a beneficiary that would be
16 entitled to an ongoing monthly benefit, if applicable laws
17 allow, the monthly benefit may be recalculated prospectively
18 to reflect accrued sick leave as credit for retirement
19 purposes. If applicable laws allow, the beneficiary may elect
20 to be paid for the deceased member's sick leave as would any
21 other member upon retirement. In no event can the number of
22 sick leave days used for either calculation be greater than
23 the number of days the participant had on entry into DROP. The
24 member is not allowed to change the option allowance chosen at
25 the beginning of DROP participation.

26 "(c) At the end of the specified period for DROP:

1 "(1) Payments into the DROP account made on behalf
2 of the member shall cease.

3 "(2) Payment from the DROP account shall not be made
4 to the member until he or she withdraws from service, nor
5 shall the monthly retirement allowance being paid into the
6 DROP account during the period of participation be payable to
7 the member until he or she withdraws from service pursuant to
8 Section 16-25-14.

9 "(3) If the member does not withdraw from service
10 after the period specified for participation in DROP, he or
11 she shall resume active contributing membership in the system
12 for the purpose of earning creditable service. Under no
13 circumstance will any time spent participating in DROP be
14 eligible to constitute service credit in any Alabama public
15 supported retirement system.

16 "(d) (1) Upon a future withdrawal from service, the
17 member shall receive a lump-sum payment from his or her DROP
18 account equal to the payments made to that account on his or
19 her behalf ~~plus interest. Further, the member shall receive~~
20 ~~his or her accumulated contribution made during participation~~
21 ~~in DROP together with interest for the period of DROP~~
22 ~~participation as provided in subdivision (1) of subsection (g)~~
23 ~~of Section 16-25-14.~~ In lieu of a lump-sum payment from the
24 DROP account, to the extent eligible under applicable tax
25 laws, the member's total accrued benefit may be "rolled over"
26 directly to the custodian of an eligible retirement plan.

1 "(2) Upon withdrawal from service, the monthly
2 retirement allowance that ~~was being originally paid into the~~
3 ~~DROP account~~ would have been payable, had the person elected
4 to withdraw from service and receive a retirement allowance at
5 the commencement of his or her participation in DROP, shall
6 begin to be paid to the member. However, the monthly benefit
7 shall be recalculated prospectively to reflect any accrued
8 sick leave as credit for retirement purposes. Conversion of
9 sick leave is limited to the applicable laws pertaining to
10 conversion of sick leave into retirement credit. In no event
11 can the number of days converted be greater than the number of
12 days the participant had on the date he or she entered DROP.
13 The member is not allowed to change the option allowance
14 chosen at the beginning of DROP participation.

15 "(3) Upon withdrawal from service, the member shall
16 receive an additional retirement benefit based on his or her
17 additional service rendered to the system since termination of
18 participating in DROP, using the normal method of computation
19 of benefit for that period only. This additional service shall
20 not be added to any service prior to his or her participation
21 in DROP. The member's average compensation for that time
22 worked after the participation in DROP shall be multiplied by
23 the appropriate benefit factor multiplied by the amount of
24 time worked after the participation in DROP. Under no
25 circumstances is this service to be combined with service
26 prior to participation in DROP.

1 "(4) The option used for retirement purposes shall
2 be that applicable to the original benefit.

3 "(5) If the member dies or becomes disabled during
4 the period of additional service, he or she shall be
5 considered as having retired on the date of death or
6 commencement of disability. However, no death benefits
7 pursuant to subsection (g) of Section 16-25-14 or Section
8 36-27B-3 will be applicable.

9 "§36-27-170.

10 "(a) As governed by this subsection, there exists as
11 a part of this retirement system, an optional account known as
12 the Deferred Retirement Option Plan, which may be cited as
13 "DROP." The purpose of DROP is to allow, contractually, in
14 lieu of immediate withdrawal from service and receipt of a
15 retirement allowance, continued employment for a specific
16 period of time, coupled with the deferral of receipt of a
17 retirement allowance until the end of such period of
18 participation, at which time the member shall withdraw from
19 service.

20 "(b) Participation in DROP is an option available to
21 any Tier I member of this retirement system who meets all of
22 the following:

23 "(1) Has at least 25 years of creditable service
24 exclusive of sick leave.

25 "(2) Is at least 55 years of age, or in the case of
26 a state police member, is at least 52 years of age.

27 "(3) Is eligible for service retirement.

1 "(c) Participation in DROP is an option available to
2 any Tier II member of this retirement system who meets all of
3 the following:

4 "(1) Has at least 25 years of creditable service
5 exclusive of sick leave.

6 "(2) Is at least 62 years of age, or in the case of
7 a firefighter, law enforcement officer, correction officer, or
8 state police member, is at least 56 years of age.

9 "(3) Is eligible for service retirement.

10 "~~(c)~~ (d) An election to participate in DROP may be
11 made in one year increments not to exceed five years, nor to
12 be less than three years. A member may participate in DROP
13 only one time. Any voluntary termination within the first
14 three years in DROP will result in a forfeiture of a portion
15 of his or her DROP account that constitutes the retirement
16 allowance. ~~However, member contributions will not be forfeited~~
17 ~~nor will any interest attributable to the retirement~~
18 ~~allowance.~~ There will be no forfeiture if the participation
19 period is interrupted due to an involuntary dismissal,
20 disability, involuntary transfer of his or her spouse, or
21 death of the participant.

22 "~~(d)~~ (e) A member who chooses to participate in DROP
23 may elect an option allowance set out for members of the
24 Employees' Retirement System in subsection (d) of Section
25 36-27-16 at the beginning of the participation period.
26 Otherwise, he or she shall receive the maximum benefit. Such

1 election shall be irrevocable once the participation period
2 begins except as otherwise provided in this chapter.

3 ~~"(e)~~ (f) For purposes of DROP, sick leave may not be
4 converted for purposes of establishing retirement eligibility,
5 nor used in the calculation of the original retirement
6 allowance except as provided in Section 36-27-171. A person
7 electing to enter the DROP program is not eligible for a
8 lump-sum payment for any annual or sick leave until withdrawal
9 from service.

10 ~~"(f)~~ (g) The election to participate in DROP shall
11 be made in accordance with procedures set forth in a uniform
12 and nondiscriminatory election and application form adopted by
13 the Board of Control. The election to participate in DROP may
14 be made at any time on or after the date the member becomes
15 eligible to participate as set out in subsection (b). Such
16 application must be made at least 30 days, but not more than
17 90 days, before the effective date of participation in DROP~~7~~
18 ~~and shall be made no later than March 24, 2011.~~ A member must
19 be eligible to participate, as provided above, at the time the
20 application is made.

21 ~~"(g)~~ (h) Upon the effective date of the commencement
22 in DROP, the member's service shall remain as it existed on
23 that date for the duration of DROP. Once a member enters DROP,
24 service credit purchases are prohibited. Both the employer and
25 employee member contribution shall continue to be made. The
26 employee member contribution shall not be refundable to the
27 member at the completion of DROP. ~~The~~ Eighty percent of the

1 monthly retirement allowance that would have been payable, had
2 the person elected to withdraw from service and receive a
3 retirement allowance, shall be paid into a DROP account that
4 reflects the credits attributed to the person in DROP.
5 However, the monies shall remain a part of the regular
6 retirement fund until disbursed to the participating member in
7 accordance with this section. Any monies paid into this
8 account are subject to the exemptions set out in Section
9 36-27-28.

10 ~~"(h) (1) The DROP account shall earn interest at the~~
11 ~~same rate that interest is posted to active member accounts as~~
12 ~~defined in subdivision (12) of Section 36-27-1. (i) A person~~
13 ~~who participates in this plan shall not be eligible to receive~~
14 ~~a retiree cost-of-living increase while participating in DROP,~~
15 ~~and shall not be eligible for a retiree cost-of-living~~
16 ~~increase until participation in the plan ceases and he or she~~
17 ~~withdraws from service and has been receiving a retirement~~
18 ~~allowance for at least one full year.~~

19 ~~"(2) Notwithstanding any other provision of this~~
20 ~~chapter, for any member who has fulfilled his or her~~
21 ~~obligation under DROP and does not withdraw from service and~~
22 ~~any member who begins participation in DROP on or before April~~
23 ~~1, 2011, and fulfills his or her obligation under DROP and~~
24 ~~does not withdraw from service, the amount of interest payable~~
25 ~~on benefit deposits after March 24, 2011, shall be the lesser~~
26 ~~of (1) the investment performance of the immediately preceding~~

1 ~~fiscal year but no less than \$0, or (2) as provided in~~
2 ~~subdivision (1) of subsection (d) of Section 36-27-171.~~

3 "~~(i)~~ (j) DROP shall not be subject to any fees,
4 charges, or other similar expenses of any kind for any
5 purpose.

6 "~~(j)~~ (k) Participation in DROP shall not affect the
7 rights of any state employee under the state personnel system,
8 including, but not limited to, his or her rights to longevity
9 pay.

10 "~~(k)~~ (l) Participation in DROP shall not affect the
11 accrual of annual and sick leave by the participant.

12 "~~(l)~~ (m) Participants in DROP may receive salary
13 cost-of-living adjustments and salary increases.

14 "§36-27-171.

15 "(a) On withdrawing from service pursuant to Section
16 36-27-16, a member who participated in DROP:

17 "(1) Who fulfilled his or her contractual obligation
18 pursuant to DROP shall receive a lump-sum payment from his or
19 her DROP account equal to the payments made to that account on
20 his or her behalf ~~plus interest. Further, the member shall~~
21 ~~receive his or her accumulated contribution made during~~
22 ~~participation in DROP, together with interest for the period~~
23 ~~of DROP participation as provided in subdivision (1) of~~
24 ~~subsection (c) of Section 36-27-16.~~ In lieu of a lump-sum
25 payment from the DROP account, to the extent eligible under
26 applicable tax laws, the member's total accrued benefit may be
27 "rolled over" directly to the custodian of an eligible

1 retirement plan. The member shall also begin receiving his or
2 her monthly benefit ~~which had been paid directly into the DROP~~
3 ~~account during~~ that would have been payable, had the person
4 elected to withdraw from service and receive a retirement
5 allowance at the commencement of his or her participation in
6 DROP. However, if applicable laws allow, the monthly benefit
7 may be recalculated prospectively to reflect accrued sick
8 leave as credit for retirement purposes. If applicable laws
9 allow, the participant may elect to be paid for his or her
10 sick leave as would any other member upon retirement. In no
11 event can the number of sick leave days used for either
12 calculation be greater than the number of days the participant
13 had on entry into DROP. The member is not allowed to change
14 the option allowance chosen at the beginning of DROP
15 participation.

16 "(2) Who did not fulfill his or her obligation under
17 DROP due to involuntary termination, disability, or
18 involuntary transfer of his or her spouse, shall receive a
19 lump-sum payment from his or her DROP account equal to the
20 payments made to that account on his or her behalf ~~plus~~
21 ~~interest. Further, the member shall receive his or her~~
22 ~~accumulated contribution made during participation in DROP,~~
23 ~~together with interest for the period of DROP participation as~~
24 ~~provided in subdivision (1) of subsection (c) of Section~~
25 ~~36-27-16.~~ In lieu of a lump-sum payment from the DROP account
26 to the extent eligible under applicable tax laws, the member's
27 total accrued benefit may be "rolled over" directly to the

1 custodian of an eligible retirement plan. The member shall
2 also begin receiving his or her monthly benefit ~~which had been~~
3 ~~paid into the DROP account during~~ that would have been
4 payable, had the person elected to withdraw from service and
5 receive a retirement allowance at the commencement of his or
6 her participation in DROP. However, if applicable laws allow,
7 the monthly benefit may be recalculated prospectively to
8 reflect accrued sick leave as credit for retirement purposes.
9 If applicable laws allow, the participant may elect to be paid
10 for his or her sick leave as would any other member upon
11 retirement. In no event can the number of sick leave days used
12 for either calculation be greater than the number of days the
13 participant had on entry into DROP. The member is not allowed
14 to change the option allowance chosen at the beginning of DROP
15 participation.

16 "(3) Who did not fulfill his or her obligation under
17 DROP due to voluntary termination within the first three years
18 of participation shall forfeit ~~a portion of his or her DROP~~
19 ~~account that constitutes the retirement allowance. The member~~
20 ~~will be entitled to a return of his or her member~~
21 ~~contributions made during his or her participation in DROP as~~
22 ~~well as any interest attributable to the retirement allowance.~~
23 However, following termination of employment, the member shall
24 begin receiving his or her monthly benefit ~~which had been paid~~
25 ~~directly into the DROP account during~~ that would have been
26 payable, had the person elected to withdraw from service and
27 receive a retirement allowance at the commencement of his or

1 her participation in DROP. However, if applicable laws allow,
2 the monthly benefit may be recalculated prospectively to
3 reflect accrued sick leave as credit for retirement purposes.
4 If applicable laws allow, the participant may elect to be paid
5 for his or her sick leave as would any other member upon
6 retirement. In no event can the number of sick leave days used
7 for either calculation be greater than the number of days the
8 participant had on entry into DROP. The member is not allowed
9 to change the option allowance chosen at the beginning of DROP
10 participation.

11 " (b) If a participant dies during the period of
12 participation in DROP, a lump-sum payment equal to the
13 payments made to the DROP account on his or her behalf plus
14 interest shall be paid to his or her named beneficiary or, if
15 none, to his or her estate. ~~Further, the beneficiary of the~~
16 ~~estate shall be entitled to a return of the member's~~
17 ~~contribution made during his or her participation in DROP~~
18 ~~together with interest for the period of DROP participation as~~
19 ~~provided in subdivision (1) of subsection (c) of Section~~
20 ~~36-27-16.~~ However, death benefits payable pursuant to
21 subsection (c) of Section 36-27-16 or Section 36-27B-3 shall
22 not be applicable. Where there is a beneficiary who would be
23 entitled to an ongoing monthly benefit, if applicable laws
24 allow, the monthly benefit may be recalculated prospectively
25 to reflect accrued sick leave as credit for retirement
26 purposes. If applicable laws allow, the beneficiary may elect
27 to be paid for the deceased member's sick leave as would any

1 other member upon retirement. In no event can the number of
2 sick leave days used for either calculation be greater than
3 the number of days the participant had on entry into DROP. The
4 member is not allowed to change the option allowance chosen at
5 the beginning of DROP participation.

6 "(c) At the end of the specified period for DROP:

7 "(1) Payments into the DROP account made on behalf
8 of the member shall cease.

9 "(2) Payment from the DROP account shall not be made
10 to the member until he or she withdraws from service, nor
11 shall the monthly retirement allowance being paid into the
12 DROP account during the period of participation be payable to
13 the member until he or she withdraws from service pursuant to
14 Section 36-27-16. However, if applicable laws allow, the
15 monthly benefit may be recalculated prospectively to reflect
16 accrued sick leave as credit for retirement purposes. If
17 applicable laws allow, the participant may elect to be paid
18 for his or her sick leave as would any other member upon
19 retirement. In no event can the number of sick leave days used
20 for either calculation be greater than the number of days the
21 participant had on entry into DROP. The member is not allowed
22 to change the option allowance chosen at the beginning of DROP
23 participation.

24 "(3) If the member does not withdraw from service
25 after the period specified for participation in DROP, he or
26 she shall resume active contributing membership in the system
27 for the purpose of earning creditable service. Under no

1 circumstance will any time spent participating in DROP be
2 eligible to constitute service credit in any Alabama public
3 supported retirement system.

4 " (d) (1) Upon a future withdrawal from service, the
5 member shall receive a lump-sum payment from his or her DROP
6 account equal to the payments made to that account on his or
7 her behalf ~~plus interest. Further, the beneficiary of the~~
8 ~~estate shall be entitled to a return of the member's~~
9 ~~contribution made during his or her participation in DROP~~
10 ~~together with interest for the period of DROP participation as~~
11 ~~provided in subdivision (1) of subsection (c) of Section~~
12 ~~36-27-16.~~ In lieu of a lump-sum payment from the DROP account,
13 to the extent eligible under applicable tax laws, the member's
14 total accrued benefit may be "rolled over" directly to the
15 custodian of an eligible retirement plan.

16 " (2) Upon withdrawal from service, the monthly
17 retirement allowance that ~~was being originally paid into the~~
18 ~~DROP account~~ would have been payable, had the person elected
19 to withdraw from service and receive a retirement allowance at
20 the commencement of his or her participation in DROP, shall
21 begin to be paid to the member. However, if applicable laws
22 allow, the monthly benefit may be recalculated prospectively
23 to reflect accrued sick leave as credit for retirement
24 purposes. If applicable laws allow, the participant may elect
25 to be paid for his or her sick leave as would any other member
26 upon retirement. In no event can the number of sick leave days
27 used for either calculation be greater than the number of days

1 the participant had on entry into DROP. The member is not
2 allowed to change the option allowance chosen at the beginning
3 of DROP participation.

4 "(3) Upon withdrawal from service, the member shall
5 receive an additional retirement benefit based on his or her
6 additional service rendered to the system since termination of
7 participating in DROP, using the normal method of computation
8 of benefit for that period only. This additional service shall
9 not be added to any service prior to his or her participation
10 in DROP. The member's average compensation for that time
11 worked after the participation in DROP shall be multiplied by
12 the appropriate benefit factor multiplied by the amount of
13 time worked after the participation in DROP. Under no
14 circumstances is this service to be combined with service
15 prior to participation in DROP.

16 "(4) The option used for retirement purposes shall
17 be that applicable to the original benefit.

18 "(5) If the member dies or becomes disabled during
19 the period of additional service, he or she shall be
20 considered as having retired on the date of death or
21 commencement of disability. However, no death benefits
22 pursuant to subsection (c) of Section 36-27-16 or Section
23 36-27B-3 will be applicable."

24 Section 2. This act shall become effective
25 immediately following its passage and approval by the
26 Governor, or its otherwise becoming law.

1 HB7
2 186952-1
3 By Representative Hanes
4 RFD: State Government
5 First Read: 09-JAN-18
6 PFD: 07/24/2017

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SYNOPSIS:

This bill would require existing non-volunteer fire departments in the state that have paid firefighters on duty eight hours or more per day to install a diesel exhaust system in the fire station building or on each of the diesel fire apparatus within a certain time frame.

This bill would require any new construction of a fire station to include in the design the installation of a diesel exhaust system, or if the design process is complete and construction has already commenced, this bill would require a diesel exhaust system be installed within five years.

Amendment 621 of the Constitution of Alabama 1901 prohibits a general law whose purpose or effect would be to require a new or increased expenditure of local funds from becoming effective with regard to a local governmental entity without enactment by a 2/3 vote unless: it comes within one of a number of specified exceptions; it is approved by the affected entity; or the Legislature

1 appropriates funds, or provides a local source of
2 revenue, to the entity for the purpose.

3 The purpose or effect of this general law
4 would be to require a new or increased expenditure
5 of local funds within the meaning of Amendment 621.
6 If this bill is not enacted by a 2/3 vote, it will
7 not become effective with regard to a local entity
8 unless approved by the local entity or until, and
9 only as long as, the Legislature appropriates funds
10 or provides for a local source of revenue.

11
12 A BILL
13 TO BE ENTITLED
14 AN ACT

15
16 Relating to non-volunteer fire departments; to
17 require a diesel exhaust system be installed in the fire
18 station building or on each of the diesel fire apparatus
19 within a certain time frame and under certain conditions; to
20 provide exemptions; and in connection therewith would have as
21 its purpose or effect the requirement of a new or increased
22 expenditure of local funds.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24 Section 1. (a) For the purposes of this section,
25 "diesel exhaust system" means any one of the following:

26 (1) A dilution ventilation exhaust system designed
27 to exchange inside air for fresh air and situate exhausted air

1 to prevent reentry into the structure at a rate of 1.5 cfm per
2 square foot of horizontal floor area.

3 (2) A local tailpipe capture system that attaches to
4 the tailpipe of a diesel engine and is designed to discharge
5 exhaust outside of the station, situated to prevent reentry
6 into the structure at 600 cfm minimum for each diesel engine.

7 (3) An air filtration system in a multistage
8 progressive filtration system designed to capture airborne
9 particles to maintain permissible exposure limits, as defined
10 by the National Institute for Occupational Safety and Health,
11 for each diesel engine.

12 (4) A vehicle-mounted filtration or capture system
13 attached to a fire apparatus designed to filter vehicle
14 exhaust for a period of time to allow the vehicle to exit and
15 enter the building.

16 (b) This section shall apply only to non-volunteer
17 fire departments in the state that have paid firefighters on
18 duty eight hours or more per day.

19 (c) (1) Any non-volunteer fire department with one to
20 10 manned fire stations that has an existing manned fire
21 station that does not have a diesel exhaust system installed
22 in the fire station building or on each of the diesel fire
23 apparatus shall install a diesel exhaust system within five
24 years of the effective date of this act.

25 (2) Any non-volunteer fire department with 11 or
26 more manned fire stations that has an existing manned fire
27 station that does not have a diesel exhaust system installed

1 in the fire station building or on each of the diesel fire
2 apparatus shall install a diesel exhaust system within seven
3 and one-half years of the effective date of this act.

4 (d) Any existing fire station shall have door
5 closure devices on any door between the apparatus bay and the
6 living or office quarters and shall have appropriate weather
7 stripping and seals to prevent diesel exhaust from entering
8 the living and office areas within five years of the effective
9 date of this act.

10 (e) The construction of any new fire station, where
11 the design process for the fire station begins after the
12 effective date of this act, shall have a diesel exhaust system
13 incorporated in the design in the apparatus bay designed to
14 house the apparatus truck. The fire station shall also have a
15 separate room sealed from the apparatus bay to store the
16 protective gear used by the firefighters of the station.

17 (f) Any new construction of a fire station that
18 commenced before the effective date of this act that does not
19 have a diesel exhaust system included in the design of the
20 fire station shall be required to install a diesel exhaust
21 system within five years of the effective date of this act.

22 Section 2. This bill would have as its purpose or
23 effect the requirement of a new or increased expenditure of
24 funds, and thus, must be enacted by a 2/3 vote in order to be
25 effective with regard to a local entity, unless approved by
26 the local entity or until, and only as long as, the

1 Legislature appropriates funds or provides for a local source
2 of revenue.

3 Section 3. This act shall become effective on the
4 first day of the third month following its passage and
5 approval by the Governor, or its otherwise becoming law.