

1 SB257
2 127752-1
3 By Senator Sanford
4 RFD: Finance and Taxation General Fund
5 First Read: 22-MAR-11

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8 SYNOPSIS: This bill would repeal the annual longevity
9 compensation for persons employed by the state;
10 would repeal the subsistence allowance for certain
11 law enforcement officers; and would repeal the
12 travel allowance for state employees for travel not
13 requiring an overnight stay.

14
15 A BILL
16 TO BE ENTITLED
17 AN ACT

18
19 Relating to compensation and benefits for state
20 employees; to repeal Section 36-6-11 of the Code of Alabama
21 1975, relating to annual longevity compensation for persons
22 employed by the state; to repeal Section 36-21-2 of the Code
23 of Alabama 1975, relating to a daily subsistence allowance for
24 certain law enforcement officers; and to amend Section 36-7-20
25 of the Code of Alabama 1975, relating to travel allowance for
26 state employees traveling on state business, to eliminate
27 travel allowances for trips not requiring an overnight stay.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. Sections 36-6-11 and 36-21-2 of the Code
3 of Alabama 1975, are hereby expressly repealed.

4 Section 2. Section 36-7-20 of the Code of Alabama
5 1975, is amended to read as follows:

6 "§36-7-20.

7 "(a) Except as otherwise provided in Section
8 36-7-21, the amount allowable to a person traveling inside the
9 State of Alabama in the service of the state or any of its
10 departments, institutions, boards, bureaus, commissions,
11 councils, committees, or other like agencies for expenses
12 other than transportation may be fixed by the Governor at not
13 less than seventy-five dollars (\$75) per day, and this amount
14 shall be uniform in operation as to all persons traveling
15 within the state on official business.

16 "(b) No travel allowance shall be paid for a trip of
17 ~~less than six hours' duration. For travel which does not~~
18 ~~require an overnight stay, the traveler shall be paid a meal~~
19 ~~allowance of 15 percent of the regular per diem rate for a~~
20 ~~trip of from six to 12 hours' duration, and for travel in~~
21 ~~excess of 12 hours' duration, the traveler shall be paid one~~
22 ~~meal allowance and one-fourth of the per diem allowance.~~

23 "(c) The per diem allowance shall not be paid to an
24 employee stationed at the same place in the state for a period
25 in excess of two consecutive months. After two consecutive
26 months the amount of the allowance shall be reduced to 75
27 percent of the regular per diem rate per day. Notwithstanding

1 the foregoing, this section shall not apply to officers and
2 employees of the State of Alabama when they incur expenses
3 representing the State of Alabama in the encouragement and
4 promotion of trade or industrial development. On those
5 occasions, when the representation is properly approved, those
6 persons shall be reimbursed for the actual expenses incurred
7 and paid by them if the representation is approved in advance
8 in writing by the Governor or by the Director of Finance when
9 so designated by the Governor.

10 "(d) This section shall not apply to examiners or
11 other persons designated by the Commissioner of Insurance to
12 examine or cause to be examined the domestic insurance
13 corporations qualified in this state when the expense incurred
14 by those persons shall be paid by, collected, or received from
15 the corporations examined under Section 27-2-25.

16 "(e) This section shall be optional with the
17 employing agency in those instances where the employee is
18 required to attend training sessions, schools, seminars, or
19 other like group functions at a facility when it would serve
20 the best interests of both the state and the employee, or in
21 those instances when the employee is assigned to assist in
22 suppressing on-going natural disaster situations, or other
23 emergencies. In those cases, the cost of meals and per diem
24 may be paid as set forth herein or by the employing agency of
25 the state directly to the contract facility furnishing the
26 service, but the costs of these services shall not exceed the

1 amount allowable to the individual employee for in-state
2 travel.

3 "(f) For purposes of applying this section to
4 members of the Legislature, each of the following shall apply:

5 "(1) The presiding officer of the house to which the
6 member belongs shall determine if the travel is in the service
7 of the state.

8 "(2) In connection with the same travel, members of
9 the Legislature shall receive per diem under this section
10 except in either of the following instances:

11 "a. For attendance on special or regular session
12 days or committee meeting days of the Legislature when
13 otherwise compensated pursuant to law.

14 "b. For attendance on interim committee meeting days
15 of the Legislature when otherwise compensated pursuant to law.

16 "(3) Travel means a departure from the place of
17 residence of the member of the Legislature."

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