



BILL STATUS

1 SB78  
2 147852-1  
3 By Senators Dial and Marsh  
4 RFD: Governmental Affairs  
5 First Read: 05-FEB-13





1 147852-1 : n : 02/04/2013 : LFO-JA / ccd

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8 SYNOPSIS: This bill will allow state agencies  
9 authorized to statutorily levy or assess fees that  
10 are retained by the agency to fund its operations  
11 or programs under its control to review their fee  
12 schedule and request an increase, decrease, or  
13 elimination of any such fee. A fee increase would  
14 be based on the percentage increase in the Consumer  
15 Price Index for all urban consumers as published by  
16 the U.S. Department of Labor, Bureau of Labor  
17 Statistics, since the previous fee adjustment and  
18 each five years thereafter.

19 Any change in the fee schedule shall be  
20 adopted by rule pursuant to the Alabama  
21 Administrative Procedure Act. If an increase is  
22 adopted, the assessed increase of the fee shall be  
23 retained by the agency to fund its operations or  
24 other purposes provided by statute.

25  
26 A BILL



1 TO BE ENTITLED

2 AN ACT

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4 To allow state agencies authorized to statutorily  
5 levy or assess fees retained by the agency to fund its  
6 operations or programs to review their fee schedule and  
7 request an increase, decrease, or elimination of any such  
8 fees. A fee increase would be based upon any percentage  
9 increase in the Consumer Price Index for all urban consumers  
10 as published by the U.S. Department of Labor, Bureau of Labor  
11 Statistics, since the previous fee adjustment and each five  
12 years thereafter.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. (a) Any state agency that statutorily  
15 levies and assesses fees retained by the agency to fund its  
16 operations or programs may review their fee schedule and may  
17 request an increase, decrease, or elimination of any such fee.  
18 A fee increase may be equal to but not exceed the percentage  
19 increase in the Consumer Price Index for all urban consumers  
20 as published by the U.S. Department of Labor, Bureau of Labor  
21 Statistics from the end of December in the last year the fee  
22 was increased to the end of the month preceding the month in  
23 which the fee increase is to be effective, rounded down to the  
24 nearest dollar. Thereafter, every five years the agency may  
25 repeat this process using the Consumer Price Index for the



1 previous five years forward to the date of the requested  
2 change.

3 (b) Any change in the fee schedule shall be adopted  
4 by rule pursuant to the Alabama Administrative Procedure Act.

5 (c) If an increase is adopted, the assessed increase  
6 of the fee shall be retained by the agency to fund its  
7 operations or programs under the control of the agency.

8 Section 2. This act shall become effective  
9 immediately following its passage and approval by the  
10 Governor, or its otherwise becoming law.