

1 SJR3
2 172418-2
3 By Senators Sanford, Ward, Orr, Albritton and Smitherman
4 RFD: Rules
5 First Read: 02-FEB-16

1 SJR3

2
3
4 ENROLLED, SJR3,

5 ADOPTING JOINT RULE 8.1 RELATING TO REQUESTS FOR
6 LEGISLATIVE SERVICE AND PRIVILEGED COMMUNICATIONS.

7
8 BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH
9 HOUSES THEREOF CONCURRING, That the following Rule 8.1 be
10 adopted as a joint rule of the two houses:

11 Rule 8.1. (a) Except as provided in subsection (d),
12 communications concerning a request for service between the
13 director and each officer and employee of the Legislative
14 Reference Service, the Legislative Fiscal Office, and the
15 Alabama Law Institute and an individual authorized by law to
16 make a request for service shall be privileged and
17 confidential. When responding to a request for assistance, the
18 director and each officer and employee of the Legislative
19 Reference Service, the Legislative Fiscal Office, and the
20 Alabama Law Institute shall maintain this privilege. All
21 requests for service and the contents thereof, including, but
22 not limited to, the fact that a request was made, any
23 materials related to the request, and any work product related
24 to or arising from the request, shall be confidential and
25 privileged until this privilege is waived. The privilege is

1 waived when the Legislative Reference Service, the Legislative
2 Fiscal Office, or the Alabama Law Institute receives
3 instructions to release the material from the individual
4 authorized to make the request.

5 (b) The introduction of a bill prepared by the
6 Legislative Reference Service or the Legislative Fiscal Office
7 is a waiver of the privilege imposed by this subsection only
8 with respect to the contents of the bill.

9 (c) The advertising of a local bill by synopsis or
10 in a form less than in its entirety is not, in and of itself,
11 a waiver of the privilege for the purposes of this subsection.

12 (d) For purposes of subsection (a), the Legislative
13 Reference Service, the Legislative Fiscal Office, and the
14 Alabama Law Institute shall be deemed a single office when
15 providing a service requested by a member of the Legislature
16 or a person authorized by a member of the Legislature. To that
17 end, the Legislature Reference Service, the Legislative Fiscal
18 Office, and the Alabama Law Institute may consult and
19 cooperate with either or both of the other agencies in
20 providing a requested service.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

President and Presiding Officer of the Senate

Speaker of the House of Representatives

SJR3
Senate 03-MAR-16
I hereby certify that the within Senate Joint Resolution
originated in and was adopted by the Senate.

Patrick Harris
Secretary

House of Representatives
Adopted: 08-MAR-16

By: Senator Sanford