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3 SENATE F&TG COMMITTEE SUBSTITUTE FOR HB392, AS ENGROSSED
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8 SYNOPSIS: This bill would require the Contract Review
9 Permanent Legislative Oversight Committee to review
10 certain agreements of state agencies and
11 departments that require the expenditure of funds
12 from the State General Fund in a future fiscal year
13 or years.

14 This bill would also further provide for the
15 membership and meetings of the committee.
16

17 A BILL
18 TO BE ENTITLED
19 AN ACT
20

21 Relating to the Contract Review Permanent
22 Legislative Oversight Committee; to add Sections 29-2-41.5 and
23 29-2-41.6, to Article 3 of Chapter 2 of Title 29 of the Code
24 of Alabama 1975, to provide for the review of certain
25 proposals and agreements by the committee; and to further
26 provide for the membership and meetings of the committee.
27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. Sections 29-2-41.5 and 29-2-41.6, are
2 added to Article 3 of Chapter 2 of Title 29 of the Code of
3 Alabama 1975, to read as follows:

4 §29-2-41.5.

5 (a) If a chair of the Senate Finance and Taxation
6 General Fund Committee or the Senate Finance and Taxation
7 Education Committee or the Chair of the House Ways and Means
8 General Fund Committee or the House Ways and Means Education
9 Committee elect not to participate in meetings of the
10 committee, the Speaker of the House or the President of the
11 Senate, as appropriate, may appoint a House or Senate member
12 to serve in the place of the nonparticipating budget committee
13 chair.

14 (b) Members of the committee may participate in a
15 meeting of the committee by means of telephone conference,
16 video conference, or similar communications equipment by means
17 of which all persons participating in the meeting may hear
18 each other at the same time. Participation by such means shall
19 constitute presence in person at a meeting for all purposes.

20 §29-2-41.5.

21 (a) In addition to its other duties under this
22 article, the Contract Review Permanent Legislative Oversight
23 Committee shall review proposed agreements and obligations as
24 follows:

25 (1) Each state agency or department that receives a
26 direct appropriation from the State General Fund proposing to
27 enter into any agreement obligating the agency or department

1 to expend more than ten million dollars (\$10,000,000) of the
2 annual appropriation from the State General Fund to the agency
3 or department in a future fiscal year or years shall submit
4 the agreement or obligation to the committee for review no
5 later than 10 days after the agreement is signed or otherwise
6 authorized by the agency or department. An agreement or
7 obligation subject to review as provided in Section 29-2-41,
8 is exempt from review under this section.

9 (2) The committee shall review the proposed
10 agreement or obligation within 30 days of its submission under
11 subdivision (1) and may hold public hearings on the proposal.

12 (3) If the committee does not give notice to the
13 state agency or department of its approval or disapproval of
14 the proposed agreement or obligation within 30 days of its
15 submission, the proposal is deemed to be approved by the
16 committee for purposes of this section.

17 (4) If at least two House members and two Senate
18 members of the committee disapprove of a proposed obligation
19 or agreement within 30 days of its submission under
20 subdivision (1), the obligation or agreement shall not become
21 effective until adjournment of the next regular session of the
22 Legislature that commences after the obligation or agreement
23 is submitted.

24 (b) As part of the committee's review conducted
25 pursuant to this section, all state agencies, departments,
26 boards, commissions, authorities, or other state entities

1 shall cooperate fully with the committee and shall produce any
2 documents or other information requested by the committee.

3 (c) The Department of Transportation is not subject
4 to the review process in this section.

5 Section 2. This act shall become effective
6 immediately following its passage and approval by the
7 Governor, or its otherwise becoming law.