



**House Ways and Means General Fund Reported
Substitute for HB255**

A BILL

TO BE ENTITLED

AN ACT

Relating to the Employees' Retirement System of Alabama; to amend Section 36-26-35, Code of Alabama 1975; to allow State Police Tier II Plan members to receive payment for up to 80 hours per year of accrued and unused annual leave in excess of 480 hours.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 36-26-35 of the Code of Alabama 1975, is amended to read as follows:

"§36-26-35

(a) All persons who are regularly employed by the state and who are subject to the provisions of the state Merit System, and all legislative personnel, officers, and employees, including, but not limited to, Legislative Services Agency personnel, whether subject to the state Merit System or not, shall be entitled to accumulate annual leave on the basis of biweekly pay periods through the payday on March 17, 2006, as follows:

Employee's total service	Accumulation of	Annual
with:	leave per pay period	Accumulation



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28	Fewer than five years'		
29		4 hours	13 days
30	service		
31	Five but less than 10		16 days 2
32		5 hours	
33	years' service		hours
34	10 but less than 15		19 days 4
35		6 hours	
36	years' service		hours
37	15 but less than 20		22 days 6
38		7 hours	
39	years' service		hours
40	20 but less than 25		
41		8 hours	26 days
42	years' service		
43	25 years of service or		29 days 2
44		9 hours	
45	more		hours

(b) Beginning with the payday on April 3, 2006, all persons who are regularly employed by the state and who are subject to the provisions of the state Merit System, and all legislative personnel, officers, and employees, including, but not limited to, Legislative Services Agency personnel, whether subject to the state Merit System or not, shall be entitled to accumulate annual leave on the basis of semi-monthly pay periods as follows:

54	Employee's total service	Accumulation of	Annual
55	with:	leave per pay period	Accumulation
56	Fewer than five years'		
57		4 hours 20 minutes	13 days
58	service		
59	Five but less than 10	5 hours 25 minutes	16 days 2



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60	years' service		hours
61	10 but less than 15		19 days 4
62		6 hours 30 minutes	
63	years' service		hours
64	15 but less than 20		22 days 6
65		7 hours 35 minutes	
66	years' service		hours
67	20 but less than 25		26 days
68		8 hours 40 minutes	
69	years' service		
70	25 years of service or		29 days 2
71		9 hours 45 minutes	
72	more		hours

73 (c) Maximum accrued leave after 25 years of service
 74 shall be limited to 29 1/4 days per year, and the maximum
 75 number of days of annual leave which may be carried over at
 76 the end of each year shall be limited to 60 days.

77 (d) Any law enforcement officer in the ~~Department of~~
 78 ~~Public Safety~~ Alabama State Law Enforcement Agency shall be
 79 entitled to receive payment for any accrued and unused annual
 80 leave days in excess of 60 days, up to a maximum of 10 days
 81 per year. Payment shall be calculated using the officer's
 82 regular rate of pay.

83 (e) Any merit classification of employee of the
 84 Department of Corrections requiring certification as
 85 correctional or law enforcement officers by the Alabama Peace
 86 Officers' Standards and Training Commission may receive
 87 payment for any accrued and unused annual leave hours in
 88 excess of 480 hours, up to a maximum of 80 hours per year.
 89 Payment shall be calculated using the employee's regular rate
 90 of pay."



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91 Section 2. This act shall become effective on October
92 1, 2025.