

HB250 ENROLLED



1 HB250
2 6D5231Z-2
3 By Representative Underwood
4 RFD: Ethics and Campaign Finance
5 First Read: 11-Feb-25



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Enrolled, An Act,

Relating to candidates; to amend Sections 36-25-14 and 36-25-15, Code of Alabama 1975, to provide further for the filing of statements of economic interests by candidates with the State Ethics Commission.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 36-25-14 and 36-25-15, Code of Alabama 1975, are amended to read as follows:

"§36-25-14

(a) A statement of economic interests shall be completed and filed in accordance with this chapter with the commission no later than April 30 of each year covering the period of the preceding calendar year by each of the following:

(1) All elected public officials at the state, county, or municipal level of government or their instrumentalities.

(2) Any person appointed as a public official and any person employed as a public employee at the state, county, or municipal level of government or their instrumentalities who occupies a position whose base pay is seventy-five thousand dollars (\$75,000) or more annually, as adjusted by the commission by January 31 of each year to reflect changes in the U.S. Department of Labor's Consumer Price Index, or a successor index.

(3) All candidates, provided the statement is filed ~~on the date the candidate files his or her qualifying papers or, in the case of an independent candidate, on the date the~~



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~~candidate complies with the requirements of Section 17-9-3 in~~
accordance with Section 36-25-15.

(4) Members of the Alabama Ethics Commission; appointed members of boards and commissions having statewide jurisdiction (but excluding members of solely advisory boards).

(5) All full-time nonmerit employees, other than those employed in maintenance, clerical, secretarial, or other similar positions.

(6) Chief clerks and chief managers.

(7) Chief county clerks and chief county managers.

(8) Chief administrators.

(9) Chief county administrators.

(10) Any public official or public employee whose primary duty is to invest public funds.

(11) Chief administrative officers of any political subdivision.

(12) Chief and assistant county building inspectors.

(13) Any county or municipal administrator with power to grant or deny land development permits.

(14) Chief municipal clerks.

(15) Chiefs of police.

(16) Fire chiefs.

(17) City and county school superintendents and school board members.

(18) City and county school principals or administrators.

(19) Purchasing or procurement agents having the



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57 authority to make any purchase.

58 (20) Directors and assistant directors of state
59 agencies.

60 (21) Chief financial and accounting directors.

61 (22) Chief grant coordinators.

62 (23) Each employee of the Legislature or of agencies,
63 including temporary committees and commissions established by
64 the Legislature, other than those employed in maintenance,
65 clerical, secretarial, or similar positions.

66 (24) Each employee of the Judicial Branch of
67 government, including active supernumerary district attorneys
68 and judges, other than those employed in maintenance,
69 clerical, secretarial, or other similar positions.

70 (25) Every full-time public employee serving as a
71 supervisor.

72 (b) Unless otherwise required by law, no public
73 employee occupying a position earning less than seventy-five
74 thousand dollars (\$75,000) per year shall be required to file
75 a statement of economic interests, as adjusted by the
76 commission by January 31 of each year to reflect changes in
77 the U.S. Department of Labor's Consumer Price Index, or a
78 successor index. Notwithstanding the provisions of subsection
79 (a) or any other provision of this chapter, no coach of an
80 athletic team of any four-year institution of higher education
81 which receives state funds shall be required to include any
82 income, donations, gifts, or benefits, other than salary, on
83 the statement of economic interests, if the income, donations,
84 gifts, or benefits are a condition of the employment contract.



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Such statement shall be made on a form made available by the commission. The duty to file the statement of economic interests shall rest with the person covered by this chapter. Nothing in this chapter shall be construed to exclude any public employee or public official from this chapter regardless of whether they are required to file a statement of economic interests. The statement shall contain the following information on the person making the filing:

(1) Name, residential address, business; name, address, and business of living spouse and dependents; name of living adult children; name of parents and siblings; name of living parents of spouse. Undercover law enforcement officers may have their residential addresses and the names of family members removed from public scrutiny by filing an affidavit stating that publicizing this information would potentially endanger their families.

(2) A list of occupations to which ~~one-third~~ one-third or more of working time was given during previous reporting year by the public official, public employee, or his or her spouse.

(3) A listing of total combined household income of the public official or public employee during the most recent reporting year as to income from salaries, fees, dividends, profits, commissions, and other compensation and listing the names of each business and the income derived from such business in the following categorical amounts: less than one thousand dollars (\$1,000); at least one thousand dollars (\$1,000) and less than ten thousand dollars (\$10,000); at



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113 least ten thousand dollars (\$10,000) and less than fifty
114 thousand dollars (\$50,000); at least fifty thousand dollars
115 (\$50,000) and less than one hundred fifty thousand dollars
116 (\$150,000); at least one hundred fifty thousand dollars
117 (\$150,000) and less than two hundred fifty thousand dollars
118 (\$250,000); or at least two hundred fifty thousand dollars
119 (\$250,000) or more. The person reporting shall also name any
120 business or subsidiary thereof in which he or she or his or
121 her spouse or dependents, jointly or severally, own five
122 percent or more of the stock or in which he or she or his or
123 her spouse or dependents serves as an officer, director,
124 trustee, or consultant where the service provides income of at
125 least one thousand dollars (\$1,000) and less than five
126 thousand dollars (\$5,000); or at least five thousand dollars
127 (\$5,000) or more for the reporting period.

128 (4) If the filing public official or public employee,
129 or his or her spouse, has engaged in a business during the
130 last reporting year which provides legal, accounting, medical
131 or health related, real estate, banking, insurance,
132 educational, farming, engineering, architectural management,
133 or other professional services or consultations, then the
134 filing party shall report the number of clients of such
135 business in each of the following categories and the income in
136 categorical amounts received during the reporting period from
137 the combined number of clients in each category: Electric
138 utilities, gas utilities, telephone utilities, water
139 utilities, cable television companies, intrastate
140 transportation companies, pipeline companies, oil or gas



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141 exploration companies, or both, oil and gas retail companies,
142 banks, savings and loan associations, loan or finance
143 companies, or both, manufacturing firms, mining companies,
144 life insurance companies, casualty insurance companies, other
145 insurance companies, retail companies, beer, wine, or liquor
146 companies or distributors, or combination thereof, trade
147 associations, professional associations, governmental
148 associations, associations of public employees or public
149 officials, counties, and any other businesses or associations
150 that the commission may deem appropriate. Amounts received
151 from combined clients in each category shall be reported in
152 the following categorical amounts: Less than one thousand
153 dollars (\$1,000); more than one thousand dollars (\$1,000) and
154 less than ten thousand dollars (\$10,000); at least ten
155 thousand dollars (\$10,000) and less than twenty-five thousand
156 dollars (\$25,000); at least twenty-five thousand dollars
157 (\$25,000) and less than fifty thousand dollars (\$50,000); at
158 least fifty thousand dollars (\$50,000) and less than one
159 hundred thousand dollars (\$100,000); at least one hundred
160 thousand dollars (\$100,000) and less than one hundred fifty
161 thousand dollars (\$150,000); at least one hundred fifty
162 thousand dollars (\$150,000) and less than two hundred fifty
163 thousand dollars (\$250,000); or at least two hundred fifty
164 thousand dollars (\$250,000) or more.

165 (5) If retainers are in existence or contracted for in
166 any of the above categories of clients, a listing of the
167 categories along with the anticipated income to be expected
168 annually from each category of clients shall be shown in the



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following categorical amounts: Less than one thousand dollars (\$1,000); at least one thousand dollars (\$1,000) and less than five thousand dollars (\$5,000); or at least five thousand dollars (\$5,000) or more.

(6) If real estate is held for investment or revenue production by a public official, his or her spouse or dependents, then a listing thereof in the following fair market value categorical amounts: Under fifty thousand dollars (\$50,000); at least fifty thousand dollars (\$50,000) and less than one hundred thousand dollars (\$100,000); at least one hundred thousand dollars (\$100,000) and less than one hundred fifty thousand dollars (\$150,000); at least one hundred fifty thousand dollars (\$150,000) and less than two hundred fifty thousand dollars (\$250,000); at least two hundred fifty thousand dollars (\$250,000) or more. A listing of annual gross rent and lease income on real estate shall be made in the following categorical amounts: Less than ten thousand dollars (\$10,000); at least ten thousand dollars (\$10,000) and less than fifty thousand dollars (\$50,000); fifty thousand dollars (\$50,000) or more. If a public official or a business in which the person is associated received rent or lease income from any governmental agency in Alabama, specific details of the lease or rent agreement shall be filed with the commission.

(7) A listing of indebtedness to businesses operating in Alabama showing types and number of each as follows: Banks, savings and loan associations, insurance companies, mortgage firms, stockbrokers and brokerages, or bond firms; and the indebtedness to combined organizations in the following



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197 categorical amounts: Less than twenty-five thousand dollars
198 (\$25,000); twenty-five thousand dollars (\$25,000) and less
199 than fifty thousand dollars (\$50,000); fifty thousand dollars
200 (\$50,000) and less than one hundred thousand dollars
201 (\$100,000); one hundred thousand dollars (\$100,000) and less
202 than one hundred fifty thousand dollars (\$150,000); one
203 hundred fifty thousand dollars (\$150,000) and less than two
204 hundred fifty thousand dollars (\$250,000); two hundred fifty
205 thousand dollars (\$250,000) or more. The commission may add
206 additional business to this listing. Indebtedness associated
207 with the homestead of the person filing is exempted from this
208 disclosure requirement.

209 (c) Filing required by this section shall reflect
210 information and facts in existence at the end of the reporting
211 year.

212 (d) If the information required herein is not filed as
213 required, the commission shall notify the public official or
214 public employee concerned as to his or her failure to so file
215 and the public official or public employee shall have 10 days
216 to file the report after receipt of the notification. The
217 commission may, in its discretion, assess a fine of ten
218 dollars (\$10) a day, not to exceed one thousand dollars
219 (\$1,000), for failure to file timely.

220 (e) A person who intentionally violates any financial
221 disclosure filing requirement of this chapter shall be subject
222 to administrative fines imposed by the commission, or shall,
223 upon conviction, be guilty of a Class A misdemeanor, or both.

224 Any person who unintentionally neglects to include any



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information relating to the financial disclosure filing requirements of this chapter shall have 90 days to file an amended statement of economic interests without penalty."

"§36-25-15

(a) Candidates at every level of government shall file a completed statement of economic interests for the previous calendar year with the State Ethics Commission: (i) not more than five days after the candidate files his or her qualifying papers with the appropriate election official the deadline to file a declaration of candidacy as provided in Section 17-13-5, or in the case of an independent candidate, not more than five days after the date the person complies with the requirements of Section 17-9-3 of the first primary election; or (ii) for a candidate for municipal office, not more than five days after the deadline for the candidate to file his or her qualifying papers with the appropriate election official. Nothing in this section shall be deemed to require a second filing of the person's statement of economic interests if a current statement of economic interests is on file with the commission. If a candidate has already filed a current statement of economic interests for a reason other than his or her candidacy, the candidate shall, by the deadline provided by this subsection, provide proof to the commission that a current statement has already been submitted or file a new or amended statement.

(b) Each election official who receives a declaration of candidacy or petition to appear on the ballot for election from a candidate, within five days of the receipt, shall



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253 notify the commission of the name of the candidate, as defined
254 in this chapter, and the date on which the person became a
255 candidate. The commission, within five business days of
256 receipt of the notification, shall notify the election
257 official whether the candidate has complied with this section.

258 (c) Other provisions of the law notwithstanding, if a
259 candidate does not submit a statement of economic interests or
260 when applicable, an amended statement of economic interests in
261 accordance with the requirements of this chapter, the name of
262 the person shall not appear on the ballot and the candidate
263 shall be deemed not qualified as a candidate in that election.
264 Notwithstanding the foregoing, the commission, for good cause
265 shown, may allow the candidate an additional five days to file
266 the statement of economic interests. If a candidate is deemed
267 not qualified, the appropriate election official shall remove
268 the name of the candidate from the ballot."

269 Section 2. This act shall become effective on October
270 1, 2025.



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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and
was passed by the House 25-Feb-25, as amended.

John Treadwell
Clerk

Senate	<hr/> 08-Apr-25 <hr/>	Amended and Passed
House	<hr/> 24-Apr-25 <hr/>	Concurred in Senate Amendment