

# HB255 INTRODUCED



1 HB255  
2 3F9XZZV-1  
3 By Representative Pettus  
4 RFD: Ways and Means General Fund  
5 First Read: 11-Feb-25



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SYNOPSIS:

Under existing law, certain law enforcement officers may receive payment for up to 80 hours per year of accrued and unused annual leave in excess of 480 hours.

This bill would provide the same benefit to State Police Tier II Plan members of the Employees' Retirement System of Alabama.

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



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29 System, and all legislative personnel, officers, and  
30 employees, including, but not limited to, Legislative Services  
31 Agency personnel, whether subject to the state Merit System or  
32 not, shall be entitled to accumulate annual leave on the basis  
33 of biweekly pay periods through the payday on March 17, 2006,  
34 as follows:

35 <b>Employee's total service</b> 36 <b>with:</b>	<b>Accumulation of</b> <b>leave per pay period</b>	<b>Annual</b> <b>Accumulation</b>
37 Fewer than five years' 38 service 39	4 hours	13 days
40 Five but less than 10 41 years' service 42	5 hours	16 days 2 hours
43 10 but less than 15 44 years' service 45	6 hours	19 days 4 hours
46 15 but less than 20 47 years' service 48	7 hours	22 days 6 hours
49 20 but less than 25 50 years' service 51	8 hours	26 days
52 25 years of service or 53 more 54	9 hours	29 days 2 hours

55 (b) Beginning with the payday on April 3, 2006, all  
56 persons who are regularly employed by the state and who are  
57 subject to the provisions of the state Merit System, and all  
58 legislative personnel, officers, and employees, including, but  
59 not limited to, Legislative Services Agency personnel, whether  
60 subject to the state Merit System or not, shall be entitled to



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61 accumulate annual leave on the basis of semi-monthly pay  
62 periods as follows:

63	<b>Employee's total service</b>	<b>Accumulation of</b>	<b>Annual</b>
64	<b>with:</b>	<b>leave per pay period</b>	<b>Accumulation</b>
65	Fewer than five years'		
66	67 service	4 hours 20 minutes	13 days
68	Five but less than 10		16 days 2
69	70 years' service	5 hours 25 minutes	hours
71	10 but less than 15		19 days 4
72	73 years' service	6 hours 30 minutes	hours
74	15 but less than 20		22 days 6
75	76 years' service	7 hours 35 minutes	hours
77	20 but less than 25		26 days
78	79 years' service	8 hours 40 minutes	
80	25 years of service or		29 days 2
81	82 more	9 hours 45 minutes	hours

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

87 (d) Any law enforcement officer in the Department of  
88 Public Safety shall be entitled to receive payment for any  
89 accrued and unused annual leave days in excess of 60 days, up  
90 to a maximum of 10 days per year. Payment shall be calculated  
91 using the officer's regular rate of pay.

92 (e) Any merit classification of employee of the



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93 Department of Corrections requiring certification as  
94 correctional or law enforcement officers by the Alabama Peace  
95 Officers' Standards and Training Commission may receive  
96 payment for any accrued and unused annual leave hours in  
97 excess of 480 hours, up to a maximum of 80 hours per year.  
98 Payment shall be calculated using the employee's regular rate  
99 of pay.

100 (f) Any Tier II Employees' Retirement System of Alabama  
101 plan member employed as a state policeman as defined in  
102 Section 36-27-1, may receive payment for any accrued and  
103 unused annual leave hours in excess of 480 hours, up to a  
104 maximum of 80 hours per year. Payment shall be calculated  
105 using the employee's regular rate of pay."

106 Section 2. This act shall become effective on October  
107 1, 2025.