

SB266 INTRODUCED



1 SB266
2 XDQ9MZZ-1
3 By Senators Butler, Roberts, Beasley
4 RFD: State Governmental Affairs
5 First Read: 19-Mar-25



SYNOPSIS:

Under existing law, the Contract Review Permanent Legislative Oversight Committee is responsible for reviewing state contracts for personal or professional services with private entities or individuals to be paid out of appropriated state or federal funds.

This bill would clarify that all occupational and professional licensing board or commission funds are subject to review.

This bill would also remove the requirement that the review of personal or professional services contracts be limited to those contracts paid out of appropriated funds issued on a state warrant.

A BILL

TO BE ENTITLED

AN ACT

Relating to the Contract Review Permanent Legislative Oversight Committee; to amend Section 29-2-41, Code of Alabama 1975, to clarify that all occupational and professional licensing board, commission, and agency funds are subject to review; and to remove the requirement that the review of



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personal or professional services contracts be limited to those contracts paid out of appropriated funds issued on a state warrant.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 29-2-41 of the Code of Alabama 1975, is amended to read as follows:

"§29-2-41

(a) Each member of the committee shall be entitled to regular legislative compensation, per diem, and travel expenses for each day he or she attends a meeting of the committee, which shall be paid out of the funds appropriated to the use of the Legislature, on warrants drawn on the ~~state~~ Comptroller upon requisition signed by the committee's chair. Members shall not receive additional compensation or per diem when the Legislature is in session. The Department of Examiners of Public Accounts shall furnish assistance and any relevant information to the committee.

(b) (1) The committee shall have the responsibility of reviewing contracts for personal or professional services with private entities or individuals to be paid out of appropriated funds, federal or state, ~~on a state warrant~~ issued as recompense for those services.

(2) Each state department entering into a contract to be paid out of appropriated funds, federal or state, ~~on a state warrant~~ which is notified by the committee, shall submit to the committee any proposed contract for personal or professional services. Each contract shall be accompanied by an itemization of the total cost estimate of the contract.



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57 (c) A department, in lieu of the proposed contract, may
58 submit to the committee a letter of intent to contract. A
59 letter of intent to contract shall indicate the contracting
60 parties, the services to be performed, an itemization of the
61 total cost estimate of the contract, and such other
62 information as the department may deem pertinent to the
63 committee review of the contract. If a department elects to
64 submit a letter of intent to contract in lieu of a proposed
65 contract, the department shall be required to submit to the
66 committee for its information the contract described in the
67 letter of intent upon the execution of the contract.

68 (d) The committee shall hold a hearing to review and
69 comment where necessary on any contract or letter of intent to
70 contract within a reasonable time not to exceed 45 days after
71 a department has submitted the contract or letter of intent to
72 contract to the committee. If the committee fails to hold a
73 hearing to review a contract or letter of intent to contract
74 within the 45-day time period, the contract shall be deemed to
75 have been reviewed in compliance with this section. The
76 committee may hold a contract considered at a meeting for up
77 to 45 days following the meeting to review and comment on the
78 contract.

79 (e) Any contract made by the state or any of its
80 agencies or departments in violation of this section and
81 without prior review by the committee of either the contract
82 or the letter of intent to contract shall be void ab initio.

83 (f) The committee may issue subpoenas for any witnesses
84 and require the production of any documents or contracts the



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85 committee deems necessary to examine in order to conduct its
86 duties.

87 (g) The committee shall organize itself at the first
88 meeting following a new quadrennium and elect from among its
89 membership a chair and a vice-chair. Any committee member
90 reelected to a new quadrennium shall continue to serve on the
91 committee until such time the committee reorganizes itself.

92 (h) The committee shall hold regular meetings at least
93 once each month, the regular meetings to be held during the
94 first week of each month.

95 (i) For purposes of this section, the term "state
96 department" or "department" includes, but is not limited to,
97 occupational or professional licensing boards, commissions,
98 and agencies."

99 Section 2. This act shall become effective on October
100 1, 2025.