

SB40 INTRODUCED



1 SB40
2 TBW3L11-1
3 By Senators Givhan, Elliott, Kelley, Butler, Stutts, Roberts,
4 Woods, Albritton, Sessions, Williams, Waggoner, Jones
5 RFD: State Governmental Affairs
6 First Read: 13-Jan-26
7 PFD: 07-Jan-26



SYNOPSIS:

Under existing law, the Contract Review Permanent Legislative Oversight Committee reviews and comments on contracts entered into by state departments for personal or professional services with private entities or individuals to be paid out of appropriated funds.

This bill would provide that the committee, when reviewing a contract, may recommend that the Governor not sign the contract.

This bill would also make nonsubstantive, technical revisions to update the existing code language to current style.

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 provide that the committee may recommend that the Governor not sign a contract under review by the committee; and to make nonsubstantive, technical revisions to update the existing code language to current style.



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BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 29-2-41, 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.

(c) A department, in lieu of the proposed contract, may submit to the committee a letter of intent to contract. A letter of intent to contract shall indicate the contracting



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

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

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

81 (f) The committee may issue subpoenas for any witnesses
82 and require the production of any documents or contracts the
83 committee deems necessary to examine in order to conduct its
84 duties.



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

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

94 Section 2. This act shall become effective on October
95 1, 2026.