

1 HB392  
2 213344-5  
3 By Representatives Jones (M), Rich, Faulkner, Simpson, Wingo,  
4 Mooney, Moore (P), Smith, Wood (D), Marques, Shaver, Bedsole,  
5 Brown (K), Brown (C), Sorrells, Kitchens, Robbins, Robertson,  
6 Ingram, Ball, Sorrell, Hurst, Wadsworth, Collins, Stadthagen,  
7 Stringer, Garrett, Ledbetter, Estes, Gaston, Lipscomb,  
8 Fincher, Nordgren, McCutcheon, Isbell, Pettus, Sanderford,  
9 Standridge and Rowe  
10 RFD: Ways and Means General Fund  
11 First Read: 10-FEB-21

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2 ENROLLED, An Act,

3 Relating to the Contract Review Permanent  
4 Legislative Oversight Committee; to add Sections 29-2-41.5 and  
5 29-2-41.6, to Article 3 of Chapter 2 of Title 29 of the Code  
6 of Alabama 1975, to provide for the review of certain  
7 proposals and agreements by the committee; and to further  
8 provide for the membership and meetings of the committee.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. Sections 29-2-41.5 and 29-2-41.6, are  
11 added to Article 3 of Chapter 2 of Title 29 of the Code of  
12 Alabama 1975, to read as follows:

13 §29-2-41.5.

14 (a) If a chair of the Senate Finance and Taxation  
15 General Fund Committee or the Senate Finance and Taxation  
16 Education Committee or the Chair of the House Ways and Means  
17 General Fund Committee or the House Ways and Means Education  
18 Committee elect not to participate in meetings of the  
19 committee, the Speaker of the House or the President of the  
20 Senate, as appropriate, may appoint a House or Senate member  
21 to serve in the place of the nonparticipating budget committee  
22 chair.

23 (b) Members of the committee may participate in a  
24 meeting of the committee by means of telephone conference,  
25 video conference, or similar communications equipment by means

1 of which all persons participating in the meeting may hear  
2 each other at the same time. Participation by such means shall  
3 constitute presence in person at a meeting for all purposes.

4 ~~§29-2-41.5.~~ §29-2-41.6.

5 (a) In addition to its other duties under this  
6 article, the Contract Review Permanent Legislative Oversight  
7 Committee shall review proposed agreements and obligations as  
8 follows:

9 (1) Each state agency or department that receives a  
10 direct appropriation from the State General Fund proposing to  
11 enter into any agreement obligating the agency or department  
12 to expend more than ten million dollars (\$10,000,000) of the  
13 annual appropriation from the State General Fund to the agency  
14 or department in a future fiscal year or years shall submit  
15 the agreement or obligation to the committee for review no  
16 later than 10 days after the agreement is signed or otherwise  
17 authorized by the agency or department. An agreement or  
18 obligation subject to review as provided in Section 29-2-41,  
19 is exempt from review under this section.

20 (2) The committee shall review the proposed  
21 agreement or obligation within 30 days of its submission under  
22 subdivision (1) and may hold public hearings on the proposal.

23 (3) If the committee does not give notice to the  
24 state agency or department of its approval or disapproval of  
25 the proposed agreement or obligation within 30 days of its

1 submission, the proposal is deemed to be approved by the  
2 committee for purposes of this section.

3 (4) If at least two House members and two Senate  
4 members of the committee disapprove of a proposed obligation  
5 or agreement within 30 days of its submission under  
6 subdivision (1), the obligation or agreement shall not become  
7 effective until ~~adjournment of the next regular session of the~~  
8 ~~Legislature that commences~~ 45 days after the obligation or  
9 agreement is submitted.

10 (b) As part of the committee's review conducted  
11 pursuant to this section, all state agencies, departments,  
12 boards, commissions, authorities, or other state entities  
13 shall cooperate fully with the committee and shall produce any  
14 documents or other information requested by the committee.

15 (c) The Department of Transportation is not subject  
16 to the review process in this section.

17 Section 2. This act shall become effective  
18 immediately following its passage and approval by the  
19 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

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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 02-MAR-21.

Jeff Woodard  
Clerk

Senate	<hr/>	06-MAY-21	Amended and Passed
House	<hr/>	06-MAY-21	Concurred in Senate Amendment