

1 HB392
2 209679-1
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

SYNOPSIS: This bill would create the Joint Legislative Oversight Committee on Obligation Transparency to provide oversight and review of certain agreements of state agencies and departments that require the expenditure of funds from the State General Fund in a future fiscal year or years.

 This bill would provide for the membership and powers and duties of the committee.

A BILL
TO BE ENTITLED
AN ACT

To create the Joint Legislative Oversight Committee on Obligation Transparency; to provide for the membership of the committee; to provide for the compensation of the members; to specify the powers and duties of the committee; and to provide for meetings and public hearings held by the committee.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. (a) There is created a permanent Joint
2 Legislative Oversight Committee on Obligation Transparency.

3 (b) (1) The committee shall consist of the following
4 members:

5 a. The Chair and Vice Chair of the House Ways and
6 Means General Fund Committee.

7 b. The Chair and Vice Chair of the Senate Finance
8 and Taxation General Fund Committee.

9 c. The ranking minority member of the House Ways and
10 Means General Fund Committee.

11 d. The ranking minority member of the Senate Finance
12 and Taxation General Fund Committee.

13 (2) The members of the committee shall be entitled
14 to their legislative compensation, per diem, and travel
15 expenses for each day they attend a meeting of the commission
16 in accordance with Amendment 871 of the Constitution of
17 Alabama of 1901.

18 (3) The oversight committee shall meet within 90
19 days of the effective date of this act to organize and elect a
20 chair and vice chair. The initial chair shall be a member of
21 the Senate, and the initial vice chair shall be a member of
22 the House. Thereafter, the chair and vice chair shall
23 alternate between the House and the Senate every two years.

24 (c) (1) The committee may meet, act, and conduct its
25 business during the sessions of the Legislature or any recess
26 thereof, and during any interim period between legislative
27 sessions.

1 (2) Meetings may be held as often as necessary at
2 the call of the chair or a majority of its members.

3 (3) The committee may adopt rules and procedures for
4 its meetings and public hearings.

5 Section 2. (a) (1) Each state agency or department
6 proposing to enter into any agreement obligating the agency or
7 department to expend more than ten million dollars
8 (\$10,000,000) or five percent of the annual appropriation from
9 the State General Fund to the agency or department, whichever
10 is less, and that requires the expenditure of funds from the
11 State General Fund in a future fiscal year or years shall
12 submit the agreement or obligation to the committee for
13 review.

14 (2) The committee shall review the proposed
15 agreement or obligation within 45 days of its submission under
16 subdivision (1) and may hold public hearings on the proposal.

17 (3) If the committee does not give notice to the
18 state agency or department of its approval or disapproval of
19 the proposed agreement or obligation within 45 days of its
20 submission, the proposal is deemed to be approved by the
21 committee for purposes of this section.

22 (4) If the committee disapproves a proposed
23 obligation or agreement within 45 days of its submission under
24 subdivision (1), the obligation or agreement shall not become
25 effective until adjournment of the next regular session of the
26 Legislature that commences after the obligation or agreement
27 is submitted.

1 (b) All state agencies, departments, boards,
2 commissions, authorities, or other state entities that receive
3 any type of appropriation from the Legislature shall cooperate
4 fully with the committee and shall produce any documents or
5 other information requested by the committee.

6 Section 3. This act shall become effective
7 immediately following its passage and approval by the
8 Governor, or its otherwise becoming law.