

1 HB80
2 207548-3
3 By Representative Pettus
4 RFD: Ways and Means General Fund
5 First Read: 02-FEB-21
6 PFD: 11/30/2020

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ENGROSSED

A BILL
TO BE ENTITLED
AN ACT

Relating to the Department of Revenue and the Department of Mental Health; to amend Section 36-21-2, Code of Alabama 1975, as last amended by Act 2019-451, 2019 Regular Session, to provide subsistence pay for law enforcement officers employed by the Investigations Division of the Department of Revenue and the Department of Mental Health; and to provide retroactive effect.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 36-21-2, Code of Alabama 1975, as last amended by Act 2019-451, 2019 Regular Session, is amended to read as follows:

"§36-21-2.

"(a) (1) Any law enforcement officer of the State of Alabama who is employed by the Alabama State Law Enforcement Agency, Department of Conservation and Natural Resources, Alabama Department of Forensic Sciences, Alabama Liquefied Petroleum Gas Board, the Alabama Peace Officers' Standards and Training Commission, the Alabama Securities Commission, the State Port Authority and probation, and parole officers of the Alabama Board of Pardons and Paroles, fire marshals of the

1 Department of Insurance, any investigator employed by the
2 Alabama Ethics Commission, any investigator employed by a
3 district attorney on a full-time basis, any investigator
4 employed by the Office of the Attorney General, the marshal or
5 any deputy marshal of the state appellate court, ~~or~~
6 correctional officers of the Department of Corrections, and
7 any law enforcement officer assigned to the Investigations
8 Division of the Department of Revenue or to the Department of
9 Mental Health shall receive a subsistence allowance of twelve
10 dollars (\$12) for each working day of a pay period while
11 engaged in the performance of the duties as a law enforcement
12 officer. This allowance shall be in addition to all other
13 compensation, expenses, and allowances provided those
14 officers.

15 "(2) Beginning on October 1, 2019, subsistence pay
16 shall be paid to each law enforcement officer engaged in the
17 performance of the duties as a law enforcement officer for a
18 period of four or more hours within a consecutive 24-hour
19 period of time.

20 "(b) The subsistence allowance shall not be subject
21 to any income or other taxes levied by the State of Alabama.

22 "(c) The subsistence allowance to law enforcement
23 officers at the Peace Officers' Standards and Training
24 Commission shall be paid from the Peace Officers' Standards
25 and Training Fund and the subsistence allowance paid to
26 Securities Commission Officers shall be paid from the
27 Securities Commission Fund."

1 Section 2. The subsistence allowance provided for in
2 this act shall apply retroactively beginning October 1, 2019,
3 the effective date of Act 2019-451, 2019 Regular Session, to
4 employees in good standing on the effective date of this act.

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

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Ways and Means
General Fund..... 02-FEB-21

Read for the second time and placed
on the calendar..... 03-FEB-21

Read for the third time and passed
as amended..... 09-FEB-21

Yeas 96, Nays 1, Abstains 0

Jeff Woodard
Clerk