

1 HB16
2 172815-2
3 By Representative McMillan
4 RFD: County and Municipal Government
5 First Read: 02-FEB-16
6 PFD: 01/14/2016

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8 SYNOPSIS: Under existing law, local elected county
9 officers with certain exceptions are entitled to
10 the same uniform increases in compensation granted
11 to county employees at the time of adoption of the
12 county budget.

13 This bill would remove the limitation that
14 local elected county officers only receive
15 increases granted at the time of the county budget
16 is adopted and would provide that local elected
17 county officers would receive uniform compensation
18 increases granted equally to all county employees
19 by the county commission. The bill would also
20 delete certain obsolete language.

21
22 A BILL
23 TO BE ENTITLED
24 AN ACT
25

26 To amend Section 11-2A-4, Code of Alabama 1975,
27 relating to compensation increases for local elected county

1 officers; to remove the limitation on granting compensation
2 increases at time of adoption of the county budget and to
3 provide for compensation increases when increases are granted
4 equally to all county employees.

5 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

6 Section 1. Section 11-2A-4, Code of Alabama 1975, is
7 amended to read as follows:

8 "§11-2A-4.

9 "(a) Beginning with the fiscal year commencing on
10 October 1, 2001, the local officials covered by this chapter
11 shall be entitled to receive the same uniform increases in
12 compensation, ~~including cost-of-living increases, longevity~~
13 ~~increases, merit raises, and bonuses~~ whether the uniform
14 increases are based on a percentage of compensation or a flat
15 dollar amount, that are granted equally to all county
16 employees by the county commission ~~at the time of the approval~~
17 ~~of the county budget.~~ The increases shall be in the same
18 amount or percentage, as the case may be, as that amount or
19 percentage increase provided to the county's employees;
20 ~~provided, however, no tax assessor, tax collector, revenue~~
21 ~~commissioner, license commissioner, elected assistant tax~~
22 ~~assessor, or elected assistant tax collector shall receive an~~
23 ~~expense allowance as provided in subdivision (3) of Section~~
24 ~~11-2A-2 and an increase under this subsection in the same~~
25 ~~fiscal year.~~

26 "Except as otherwise provided herein, officials in
27 Category 2 shall be eligible for the cost-of-living increases

1 beginning on October 1, 2000. If the implementation of ~~any~~
2 ~~cost-of-living adjustment~~ this chapter increases the ~~salary~~
3 compensation of an incumbent office holder, the increase shall
4 be paid as provided in subdivision (5) of Section 11-2A-2. The
5 base compensation for the purposes of implementation of this
6 subsection shall be that compensation established on October
7 1, 2000, and shall remain those respective amounts until
8 increased as provided under the provisions of this chapter.

9 "(b) Any provision of this chapter to the contrary
10 notwithstanding, the Legislature, by local law, may increase
11 the compensation for local officials covered under this
12 chapter. However, if a local law increases the compensation of
13 a local official, such local official shall not be entitled to
14 any ~~cost-of-living adjustments~~ uniform increases pursuant to
15 the procedure in subsection (a), until such time as the total
16 compensation he or she would have received under subsection
17 (a) is equal to or exceeds the increase provided by the local
18 law."

19 Section 2. This act shall become effective on the
20 first day of the third month following its passage and
21 approval by the Governor, or its otherwise becoming law.