

1 HB412
2 181511-2
3 By Representatives Sells, Mooney, Henry, Ainsworth,
4 Williams (JW) and Pettus
5 RFD: State Government
6 First Read: 14-MAR-17

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8 SYNOPSIS: Under existing law, the Governor is
9 responsible for appointing a person to head the
10 Department of Transportation, the Medicaid Agency,
11 the Department of Mental Health, the Department of
12 Revenue, the Alabama State Law Enforcement Agency,
13 the Department of Corrections, and the Finance
14 Department. These persons are not subject to
15 confirmation by the Senate, and they serve at the
16 pleasure of the Governor.

17 This bill would provide for confirmation by
18 the Senate of the persons appointed to head these
19 departments.
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21 A BILL
22 TO BE ENTITLED
23 AN ACT
24

25 Relating to state government; to provide for
26 confirmation by the Senate of the persons chosen to head
27 certain departments of the state.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. (a) Notwithstanding any other provision
3 of law to the contrary, commencing with the next term of
4 office of the Governor, the person appointed to head each of
5 the following executive agencies of state government, upon
6 appointment, shall be subject to review pursuant to subsection
7 (b):

8 (1) The Department of Transportation.

9 (2) The Medicaid Agency.

10 (3) The Department of Mental Health.

11 (4) The Department of Revenue.

12 (5) The Alabama State Law Enforcement Agency.

13 (6) The Department of Corrections.

14 (7) The Finance Department.

15 (b) Appointments made to any position enumerated in
16 subsection (a) are subject to confirmation by the Senate
17 during the legislative session in which the appointment is
18 made, or, if the appointment is made when the Legislature is
19 not in session, during the next special or regular session. An
20 appointee may serve in the position pending confirmation by
21 the Senate. Failure of the Senate to act on the appointment
22 during the session in which the appointment is made, or, if
23 the appointment is made while the Legislature is not in
24 session, during the next special or regular session, shall
25 constitute confirmation by the Senate.

26 (c) Each person whose appointment is subject to
27 confirmation pursuant to subsection (b) shall possess any

1 professional qualifications prescribed by law and shall serve
2 at the pleasure of the Governor or other appointing authority
3 once confirmed.

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