

1 HB538
2 168078-1
3 By Representative McMillan
4 RFD: County and Municipal Government
5 First Read: 23-APR-15

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

12 This bill would remove the limitation that
13 local elected officials only receive increases
14 granted at the time the county budget is adopted
15 and would limit any increases to cost-of-living
16 increases and place a cap on the percentage of
17 increases granted during a four-year period.

18
19 A BILL

20 TO BE ENTITLED

21 AN ACT

22
23 Relating to compensation for local elected
24 officials; to amend Section 11-2A-4, Code of Alabama 1975, to
25 remove the limitation on granting increases only at time of
26 adoption of a budget; and to limit increases to cost-of-living

1 increases and placing a cap on increases during a certain
2 period.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

6 "§11-2A-4.

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

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 increases the salary of an incumbent
3 office holder, the increase shall be paid as provided in
4 subdivision (5) of Section 11-2A-2. The base compensation for
5 the purposes of implementation of this subsection shall be
6 that compensation established on October 1, 2000, and shall
7 remain those respective amounts until increased as provided
8 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 pursuant to the procedure in
15 subsection (a), until such time as the total compensation he
16 or she would have received under subsection (a) is equal to or
17 exceeds the increase provided by the local law."

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