

1 SB363  
2 165873-1  
3 By Senator Pittman  
4 RFD: Fiscal Responsibility and Economic Development  
5 First Read: 09-APR-15

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8 SYNOPSIS: Under existing law, there is no requirement  
9 that plans, designs, reports, studies, or other  
10 data paid for with state funds become the property  
11 of the state and be freely used by or transferred  
12 to departments, agencies, or other governmental  
13 entities other than those entities that paid for  
14 the work.

15 This bill would provide that work product  
16 produced by a professional for any governmental  
17 entity becomes property of that governmental entity  
18 and may be transferred to and used by other  
19 governmental entities.

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21 A BILL  
22 TO BE ENTITLED  
23 AN ACT

24  
25 Relating to state property; to provide that work  
26 product produced by a professional for any governmental entity

1 becomes property of that governmental entity and may be  
2 transferred to and used by other governmental entities.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. (a) For the purposes of this section, the  
5 following words have the following meanings:

6 (1) GOVERNMENTAL ENTITY. Any department, agency,  
7 board, commission, or other entity that receives any funding  
8 from the state.

9 (2) PROFESSIONAL. Includes architects, builders,  
10 engineers, attorneys, scientists, or other persons engaged in  
11 a specialized trade.

12 (3) WORK PRODUCT. Includes all plans, designs,  
13 reports, studies, data, or other information gathered or  
14 generated as part of work performed by a professional.

15 (b) The work product produced by any professional  
16 for any governmental entity and paid for with public funds  
17 shall become the property of that governmental entity and may  
18 be used again, without modification, for any other project  
19 performed by any governmental entity within the state.

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