

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control Department or Agency: Alabama State Personnel Department  
Rule No. 670-X-11-.08  
Rule Title: Subsistence  
     New X      Amend      Repeal      Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? NO

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? NO

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? NO

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? NO

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? NO

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Does the proposed rule have an economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

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Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer     *Jackie Graham*      
Date     7/19/19    

(DATE FILED)  
(STAMP)

(Agency Name)  
(Agency Division, if applicable)

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama State Personnel Department

RULE NO. & TITLE: 670-X-11-.08 Subsistence

INTENDED ACTION: Amendment

SUBSTANCE OF PROPOSED ACTION: This amendment aligns the current Subsistence rule with Act 2019-451.

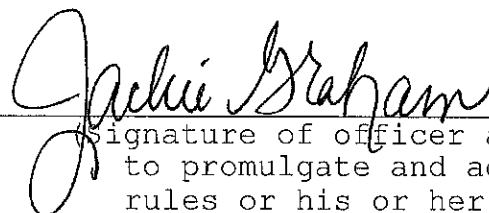
TIME, PLACE, MANNER OF PRESENTING VIEWS: Comments may be addressed to Tara S. Hetzel, Alabama State Personnel Department, 64 North Union Street, Suite 300, Montgomery, Alabama 36130 or online at [www.personnel.alabama.gov](http://www.personnel.alabama.gov). Written comments must be received no later than Monday, September 16, 2019.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

September 16, 2019

CONTACT PERSON AT AGENCY:

Tara S. Hetzel, General Counsel  
Alabama State Personnel Department  
64 N. Union Street, Suite 300  
Montgomery, AL 36130  
Telephone: (334) 353-0046  
Facsimile: (334) 353-4481



Signature of officer authorized  
to promulgate and adopt  
rules or his or her deputy)

670-X-11-.08     **Subsistence**. Those law enforcement officers that earn subsistence shall receive a subsistence allowance for each working day of a pay period while engaged in the performance of the duties as law enforcement officers. ~~This subsistence amount shall be prorated in accordance with the actual time physically worked by the law enforcement officer.~~ The law enforcement officer must work for a period of four or more hours within a consecutive 24-hour period of time to receive payment.

**Author:** Jackie B. Graham, State Personnel Director

**Statutory Authority:** Code of Ala. 1975, §36-21-2.

**History: New Rule:** Filed May 20, 2015; effective June 24, 2015.

**Amended:** Filed \_\_\_\_\_ ; effective October 1, 2019.