## 5ELOMM-1 04/06/2023 CNB (L) bm 2023-1396 House Judiciary Reported Substitute for HB287



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6	A BILL
7	TO BE ENTITLED
8	AN ACT
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10	Relating to crimes and offenses; to create the crime of
11	doxing; to establish penalties for violations; and in
12	connection therewith would have as its purpose or effect the
13	requirement of a new or increased expenditure of local funds
14	within the meaning of Section 111.05 of the Constitution of
15	Alabama of 2022.
16	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
17	Section 1. (a) For the purposes of this section, the
18	following terms have the following meanings:
19	(1) FIREFIGHTER. The term as defined in Section
20	36-21-180, Code of Alabama 1975.
21	(2) GOVERNMENTAL FUNCTION. The term as defined in
22	Section 13A-10-1, Code of Alabama 1975.
23	(3) LAW ENFORCEMENT OFFICER. An officer employed by the
24	state, county, or municipality who is certified by the Alabama
25	Police Officer's Standards and Training Commission and who has
26	the power of arrest.
27	(4) PERSONAL IDENTIFYING INFORMATION. Includes, but is
28	not limited to, all of the following:



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- a. Home address.
- 30 <u>b. Work address.</u>
- 31 c. Phone number.
- 32 <u>d. Email address.</u>
- 33 e. b. Photographs or information of the victim's
- 34 children, including the schools they attend.
- 35 c. Any other information that would enable the victim
- 36 to be <del>located, contacted,</del> harassed, threatened, or harmed.
- 37 (5) PUBLIC SERVANT. The term as defined in Section
- 38 13A-10-1, Code of Alabama 1975.
- 39 (b) An individual commits the crime of doxing if he or
- 40 she does either of the following:
- 41 (1) Intentionally electronically publishes, posts, or
- 42 provides personal identifying information of another
- 43 individual, with the intent that others will use that
- 44 information to harass or harm that other individual, and the
- 45 other individual is actually harassed or harmed.
- 46 (2) Intentionally electronically publishes, posts, or
- 47 provides personal identifying information of a law enforcement
- officer, firefighter, or public servant, with the intent that
- 49 others will use that information to harass, harm, or impede
- 50 the duties of that law enforcement officer, firefighter, or
- 51 public servant, and the law enforcement officer, firefighter,
- 52 or public servant is actually harassed, harmed, or impeded
- from performing his or her governmental function.
- 54 (c)(1) A violation of subsection (b) is a Class A
- 55 misdemeanor.
- 56 (2) A second or subsequent violation of subsection (b)



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is a Class  $\frac{1}{2}$  C felony. 57 58 Section 2. Although this bill would have as its purpose or effect the requirement of a new or increased expenditure of 59 60 local funds, the bill is excluded from further requirements 61 and application under Section 111.05 of the Constitution of 62 Alabama of 2022, because the bill defines a new crime or amends the definition of an existing crime. 63 64 Section 3. This act shall become effective on the first day of the third month following its passage and approval by 65 the Governor, or its otherwise becoming law. 66