

SB192 INTRODUCED



1 SB192
2 LRG7YWY-1
3 By Senator Givhan
4 RFD: Judiciary
5 First Read: 05-Mar-24



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SYNOPSIS:

Under existing law, the general and permanent laws of the State of Alabama enacted subsequent to the adoption and enactment of the Code of Alabama 1975, including acts of the 1976 Regular Session of the Legislature through the 2022 Regular Session as contained in the respective annual cumulative supplements and replacement volumes to the code, have been adopted and incorporated in a continuous and systematic manner into the Code of Alabama 1975.

This bill would adopt and incorporate into the Code of Alabama 1975, those general and permanent laws of the state enacted during the 2023 First Special Session, the 2023 Regular Session, and the 2023 Second Special Session as contained in the 2023 Cumulative Supplements to certain volumes of the code and 2024 Replacement Volumes 16, 21, and 21A.

This bill would adopt and incorporate into the Code of Alabama 1975, the 2023 supplements to local law volumes.

This bill would make certain corrections to the replacement volumes and volumes of the cumulative supplements.

This bill would specify that this adoption and incorporation constitute a continuous systematic



SB192 INTRODUCED

29 codification of the entire Code of Alabama 1975, and
30 would expressly provide that this act does not affect
31 2024 session statutes.

32 This bill would also specify the duties of the
33 Secretary of State regarding the custody of the
34 cumulative supplements and replacement volumes.

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A BILL

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TO BE ENTITLED

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AN ACT

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42 To adopt and incorporate into the Code of Alabama 1975,
43 those general and permanent laws of the state enacted during
44 the 2023 First Special Session, the 2023 Regular Session, and
45 the 2023 Second Special Session as contained in the 2023
46 Cumulative Supplements to certain volumes of the code and 2024
47 Replacement Volumes 16, 21, and 21A; and to adopt and
48 incorporate into the Code of Alabama 1975, the 2023 Cumulative
49 Supplements to local law volumes; to make corrections in
50 certain volumes of the cumulative supplements and replacement
51 volumes; to specify that this adoption and incorporation
52 constitute a continuous systematic codification of the entire
53 Code of Alabama 1975, and that this act is a law that adopts a
54 code; to declare that the Code Publisher has certified that it
55 has discharged its duties regarding the replacement volumes;
56 to expressly provide that this act does not affect any 2024



SB192 INTRODUCED

57 session statutes; and to specify the duties of the Secretary
58 of State regarding the custody of the cumulative supplements
59 and replacement volumes.

60 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

61 Section 1.(a) Those general and permanent laws of the
62 state enacted during the 2023 First Special Session, the 2023
63 Regular Session, and the 2023 Second Special Session as
64 contained in the 2023 Cumulative Supplements to Volumes 3 to
65 15B, inclusive, Volumes 16A to 20, inclusive, and Volumes 22
66 to 22A, inclusive, and the 2023 Replacement Volumes 16, 21,
67 and 21A, and the additions and deletions made by the Code
68 Commissioner for editorial purposes, as edited and published
69 by Thomson Reuters, as the Code Publisher, which volumes of
70 the 2023 Cumulative Supplements and 2023 Replacement Volumes
71 16, 21, and 21A are identified and authenticated by the Great
72 Seal of the State of Alabama placed upon the front and back of
73 each of the volumes of the cumulative supplements and upon the
74 first inside page and the last inside page of the replacement
75 volumes, are adopted and incorporated into the Code of Alabama
76 1975.

77 (b) The following corrections are made:

78 (1) Section 22-24-12, 2015 Replacement Volume 14A, page
79 802. To delete Section 22-24-12 in its entirety, as this
80 section was repealed by implication in Sections 3 and 4 of Act
81 2023-444.

82 (2) Section 27-17A-2, 2024 Replacement Volume 16, pages
83 463 to 468, inclusive. To delete Section 27-17A-2 in its
84 entirety, as this section was retained in the Code of Alabama



SB192 INTRODUCED

85 1975, due to a scrivener's error in Act 2023-94.

86 (3) Section 26-10E-19, 2023 Cumulative Supplement to
87 Volume 15B, page 56. To correct a scrivener's error and
88 conform the language in subdivision (a)(2) to the federal act
89 referenced in the subdivision, replace "for five years or
90 more." with "in the preceding five years."

91 (4) Section 45-22-100.07, 2023 Cumulative Supplement to
92 Volume 22E, page 55. To redesignate Section 45-22-100.07 as
93 Section 45-22A-40.

94 Section 2. Those local and permanent laws of the state
95 previously enacted and contained in the local and permanent
96 laws pertaining to various counties enacted during the 2023
97 First Special Session, the 2023 Regular Session, and the 2023
98 Second Special Session, as contained in the 2023 Cumulative
99 Supplements to Volumes 22B, 22C, 22D, 22E, 22F, 22G, 22H, 22I,
100 22J, 22K, 22L, and 22M and the additions and deletions made by
101 the Code Commissioner for editorial purposes, as edited and
102 published by Thomson Reuters, as the Code Publisher, which
103 volumes of the 2023 Cumulative Supplements are identified and
104 authenticated by the Great Seal of the State of Alabama placed
105 upon the front and back of each of the volumes of the
106 cumulative supplements, are adopted and incorporated into the
107 Code of Alabama 1975.

108 Section 3. The adoption and incorporation of the
109 supplements and replacement volumes specified in this act
110 shall constitute a continuous systematic codification of the
111 entire Code of Alabama 1975, for purposes of Section 85 of the
112 Constitution of Alabama of 2022. This act is a law that adopts



SB192 INTRODUCED

113 a code for the purposes of Section 45 of the Constitution of
114 Alabama of 2022. Notwithstanding the foregoing, nothing in
115 this act shall be deemed to codify any provision of law that
116 was adopted in violation of any provision of the Constitution
117 of Alabama of 2022, establishing requirements for, or
118 limitations on, the enactment of a law.

119 Section 4. It is declared that Thomson Reuters, as the
120 Code Publisher, has certified that it has discharged its
121 duties and responsibilities to edit and publish 2024
122 Replacement Volumes 16, 21, and 21A of the Code of Alabama
123 1975, by combining the material in the previous bound volumes
124 with the material contained in the cumulative supplements
125 without making substantive changes, but making, under the
126 supervision and pursuant to the direction of the Code
127 Commissioner, nonsubstantive changes and corrections as may
128 have resulted from changes in reference numbers, changes of
129 names and titles of governmental departments, agencies, and
130 officers, typographical errors, grammatical changes, and
131 misspellings.

132 Section 5. The adoption of this act shall not repeal,
133 supersede, amend, or in any other way affect any statute
134 enacted into law during any 2024 session of the Legislature.

135 Section 6. Upon passage and approval of this act, the
136 duly authenticated volumes of the 2023 Cumulative Supplements
137 and the 2024 Replacement Volumes 16, 21, and 21A shall be
138 transmitted to the Secretary of State, who shall file the
139 volumes of the supplements and the replacement volumes in that
140 office. The volumes of the supplements and replacement volumes



SB192 INTRODUCED

141 shall not be removed from the office of the Secretary of
142 State, but the Secretary of State, upon request, under proper
143 certificate and seal of that office, shall certify any part or
144 parts thereof upon payment of the fee specified by law for
145 similar services.

146 Section 7. This act shall become effective immediately.