

SB34 ENROLLED



1 SB34
2 KF3P55U-3
3 By Senator Smitherman
4 RFD: Judiciary
5 First Read: 06-Feb-24



SB34 Enrolled

1 Enrolled, An Act,

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5 Relating to crimes and offenses; to amend Act 2023-493,
6 2023 Regular Session, now appearing as Section 13A-10-241,
7 Code of Alabama 1975, to add additional victims to the crime
8 of making a terrorist threat in the first degree; and in
9 connection therewith would have as its purpose or effect the
10 requirement of a new or increased expenditure of local funds
11 within the meaning of Section 111.05 of the Constitution of
12 Alabama of 2022.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. Section 13A-10-241, as created by Act
15 2023-493, 2023 Regular Session, Code of Alabama 1975, is
16 amended to read as follow:

17 "§13A-10-241

18 (a) A person commits the crime of making a terrorist
19 threat in the first degree when he or she, based on an
20 objective evaluation, credibly threatens to commit a crime of
21 violence against a person or to damage any property by use of
22 a bomb, explosive, weapon of mass destruction, firearm, deadly
23 weapon, or other mechanism and any of the following occurs:

24 (1) The threat causes the evacuation of any real
25 property.

26 (2) The threat causes the disruption of a school,
27 church, or government activity.

28 (3) The threat is with intent to retaliate against the



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29 victim because of his or her involvement or participation as
30 any of the following:

31 a. A witness or party in any judicial or administrative
32 proceeding.

33 b. A person who produced records, documents, or other
34 objects in a judicial or administrative proceeding.

35 c. A person who provided to a law enforcement officer,
36 adult or juvenile probation officer, prosecuting attorney, or
37 judge any information relating to the commission or possible
38 commission of an offense under the laws of this state, of the
39 United States, or a violation of conditions of bail, pretrial
40 release, probation, or parole.

41 (4) The threat is made against an elected public
42 official or his or her staff.

43 (b) The crime of making a terrorist threat in the first
44 degree is a Class C felony.

45 Section 2. Although this bill would have as its purpose
46 or effect the requirement of a new or increased expenditure of
47 local funds, the bill is excluded from further requirements
48 and application under Section 111.05 of the Constitution of
49 Alabama of 2022, because the bill defines a new crime or
50 amends the definition of an existing crime.

51 Section 3. This act shall become effective on October
52 1, 2024.



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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB34

Senate 29-Feb-24

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris,
Secretary.

House of Representatives

Passed: 25-Apr-24

By: Senator Smitherman