

1 HB362
2 136794-1
3 By Representative Gaston
4 RFD: Internal Affairs
5 First Read: 21-FEB-12

2
3
4
5
6
7
8 SYNOPSIS: Under existing laws, the general and
9 permanent laws of the State of Alabama enacted
10 subsequent to the adoption and enactment of the
11 Code of Alabama 1975, including acts of the 1976
12 Regular Session of the Legislature through the 2010
13 Regular Session as contained in the respective
14 annual cumulative supplements and Replacement
15 Volumes to the Code, have been adopted and
16 incorporated in a continuous and systematic manner
17 into the Code of Alabama 1975.

18 This bill would adopt and incorporate into
19 the Code of Alabama 1975, those general and
20 permanent laws of the state enacted during the 2010
21 First Special Session and the 2011 Regular Session
22 as contained in the 2011 Cumulative Supplement to
23 certain volumes of the code and 2011 Replacement
24 Volumes 12A, 17, 21, and 21A.

25 This bill would initially adopt and
26 incorporate into the Code of Alabama 1975, 2011
27 Volume 22F (Local Laws Dale to Escambia Counties)

1 and would adopt and incorporate into the Code of
2 Alabama 1975, the 2011 supplements to local law
3 volumes.

4 This bill would make a typographical
5 correction to subsection (a) of Section 17-14-70,
6 found on pages 74 and 75 of the 2011 Cumulative
7 Supplement to Volume 13A, relating to congressional
8 districts, and an effective date translation
9 correction to subdivision (3) of subsection (b) or
10 Section 22-9A-13, found on page 49 of the 2011
11 Cumulative Supplement to Volume 14A, relating to
12 reports of fetal death.

13 This bill would specify that this adoption
14 and incorporation constitutes a continuous
15 systematic codification of the entire Code of
16 Alabama 1975, and would expressly provide that this
17 act does not affect other 2012 session statutes.

18 This bill would also specify the duties of
19 the Secretary of State regarding the custody of
20 these cumulative supplements, replacement volumes,
21 and initial volume.

22
23 A BILL

24 TO BE ENTITLED

25 AN ACT

1 To adopt and incorporate into the Code of Alabama
2 1975, those general and permanent laws of the state enacted
3 during the 2010 First Special Session and the 2011 Regular
4 Session as contained in the 2011 Cumulative Supplement to
5 certain volumes of the code and 2011 Replacement Volumes 12A,
6 17, 21, and 21A; to initially adopt and incorporate into the
7 Code of Alabama 1975, 2011 Volume 22F (Local Laws Dale -
8 Escambia Counties) and to adopt and incorporate into the Code
9 of Alabama 1975, 2011 Cumulative Supplements to local law
10 volumes; to make certain corrections in certain volumes of the
11 cumulative supplement; to specify that this adoption and
12 incorporation constitute a continuous systematic codification
13 of the entire Code of Alabama 1975, and that this act is a law
14 that adopts a code; to declare that the Code Publisher has
15 certified it has discharged its duties regarding the
16 replacement volumes; to expressly provide that this act does
17 not affect any other 2012 session statutes; and to specify the
18 duties of the Secretary of State regarding the custody of
19 these cumulative supplements, replacement volumes, and initial
20 volume.

21 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

22 Section 1. (a) Those general and permanent laws of
23 the state enacted during the 2010 First Special Session and
24 the 2011 Regular Session as contained in the 2011 Cumulative
25 Supplements to Volumes 3 to 12, inclusive, Volumes 13 to 16A,
26 inclusive, Volumes 17A to 20, inclusive, Volume 22, and Volume
27 22A, and the 2011 Replacement Volumes 12A, 17, 21, and 21A and

1 the additions and deletions made by the Code Commissioner for
2 editorial purposes, as edited and published by West Group, as
3 the Code Publisher, which volumes of the 2011 Cumulative
4 Supplement and 2011 Replacement Volumes are identified and
5 authenticated by the Great Seal of the State of Alabama placed
6 upon the front and back of each of the volumes of the
7 cumulative supplement and upon the first inside page and the
8 last inside page of the replacement volume, are adopted and
9 incorporated into the Code of Alabama 1975.

10 (b) The following corrections are made to the 2011
11 Cumulative Supplements:

12 (1) Section 17-14-70, 2011 Cumulative Supplement to
13 Volume 13A, page 74. In subsection (a), to correct a manifest
14 typographical error, delete the following language appearing
15 on the last line of page 74 and the first four lines of page
16 75:

17 ", Block 40, Block 41, Block 42, Block 43, Block 44,
18 Block 45, Block 46, Block 47, Block 48, Block 49, Block 50,
19 Block 51, Block 52, Block 53, Block 54, Block 55, Block 22,
20 Block 23, Block 24, Block 25, Block 26, Block 27, Block 28,
21 Block 29, Block 30, Block 31, Block 32, Block 33, Block 34,
22 Block 35, Block 36, Block 37, Block 38, Block 39"

23 (2) Section 22-9A-13, 2011 Cumulative Supplement to
24 Volume 14A, page 49. In the first sentence of subdivision (3)
25 of subsection (b), to correct an effective date translation,
26 delete "January 1, 2013" and insert in lieu thereof "January
27 1, 2012".

1 Section 2. Those local and permanent laws of the
2 state previously enacted and contained in initial 2011 Volume
3 22F (Local Laws Dale - Escambia Counties) and the local and
4 permanent laws pertaining to various counties enacted during
5 the 2010 First Special Session and the 2011 Regular Session as
6 contained in the 2011 Cumulative Supplement to Volumes 22B,
7 22C, 22D, and 22E and the additions and deletions made by the
8 Code Commissioner for editorial purposes, as edited and
9 published by West Group, as the Code Publisher, which volumes
10 of the 2011 Cumulative Supplement are identified and
11 authenticated by the Great Seal of the State of Alabama placed
12 upon the front and back of each of the volumes of the
13 cumulative supplement, are adopted and incorporated into the
14 Code of Alabama 1975.

15 Section 3. The adoption and incorporation of the
16 supplements and replacement volumes specified in this act
17 shall constitute a continuous systematic codification of the
18 entire Code of Alabama 1975, for purposes of Section 85 of the
19 Official Recompilation of the Constitution of Alabama of 1901,
20 as amended. This act is a law that adopts a code for the
21 purposes of Section 45 of the Official Recompilation of the
22 Constitution of Alabama of 1901, as amended.

23 Section 4. It is declared that West Group, as the
24 Code Publisher, has certified that it has discharged its
25 duties and responsibilities to edit and publish 2011
26 Replacement Volumes 12A, 17, 21, and 21A of the Code of
27 Alabama 1975, by combining the material in the previous bound

1 volumes with the material contained in the cumulative
2 supplement without making substantive changes, but making,
3 under the supervision and pursuant to the direction of the
4 Code Commissioner, nonsubstantive changes and corrections as
5 may have resulted from changes in reference numbers, changes
6 of names and titles of governmental departments, agencies, and
7 officers, typographical errors, grammatical changes, and
8 misspellings.

9 Section 5. The adoption of this act shall not
10 repeal, supersede, amend, or in any other way affect any
11 statute enacted into law during any 2012 session of the
12 Legislature.

13 Section 6. Upon passage and approval of this act,
14 the duly authenticated volumes of the 2011 Cumulative
15 Supplements and the 2011 Replacement Volumes shall be
16 transmitted to the Secretary of State, who shall file the
17 volumes of the supplements and the replacement volumes in that
18 office. The volumes of the supplements and replacement volumes
19 shall not be removed from the office of the Secretary of
20 State, but the Secretary of State, upon request, under proper
21 certificate and seal of that office, shall certify any part or
22 parts thereof upon payment of the fee specified by law for
23 similar services.

24 Section 7. This act shall become effective
25 immediately following its passage and approval by the
26 Governor, or its otherwise becoming law.