

1 HB234
2 148261-1
3 By Representative Gaston
4 RFD: Judiciary
5 First Read: 12-FEB-13

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 2011
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 2012
21 Regular Session and the 2012 First Special Session
22 as contained in the 2012 Cumulative Supplement to
23 certain volumes of the code and 2012 Replacement
24 Volumes 11, 11A, 13, and 20.

25 This bill would initially adopt and
26 incorporate into the Code of Alabama 1975, 2012
27 Volume 22G (Local Laws Etowah to Geneva Counties)

1 and would adopt and incorporate into the Code of
2 Alabama 1975, the 2012 supplements to local law
3 volumes.

4 This bill would restore subdivision (3) of
5 Section 34-17-21, found on pages 126 and 127 of the
6 2012 Cumulative Supplement to Volume 18, relating
7 to qualifications of licensing of applicants by the
8 Board of Examiners of Landscape Architects.

9 This bill would specify that this adoption
10 and incorporation constitutes a continuous
11 systematic codification of the entire Code of
12 Alabama 1975, and would expressly provide that this
13 act does not affect other 2013 session statutes.

14 This bill would also specify the duties of
15 the Secretary of State regarding the custody of
16 these cumulative supplements, replacement volumes,
17 and initial volume.

18
19 A BILL

20 TO BE ENTITLED

21 AN ACT

22
23 To adopt and incorporate into the Code of Alabama
24 1975, those general and permanent laws of the state enacted
25 during the 2012 Regular Session and 2012 First Special Session
26 as contained in the 2012 Cumulative Supplement to certain
27 volumes of the code and 2012 Replacement Volumes 11, 11A, 13,

1 and 20; to initially adopt and incorporate into the Code of
2 Alabama 1975, 2012 Volume 22G (Local Laws Etowah - Geneva
3 Counties) and to adopt and incorporate into the Code of
4 Alabama 1975, 2012 Cumulative Supplements to local law
5 volumes; to make certain corrections in certain volumes of the
6 cumulative supplement; to specify that this adoption and
7 incorporation constitute a continuous systematic codification
8 of the entire Code of Alabama 1975, and that this act is a law
9 that adopts a code; to declare that the Code Publisher has
10 certified it has discharged its duties regarding the
11 replacement volumes; to expressly provide that this act does
12 not affect any other 2013 session statutes; and to specify the
13 duties of the Secretary of State regarding the custody of
14 these cumulative supplements, replacement volumes, and initial
15 volume.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. (a) Those general and permanent laws of
18 the state enacted during the 2012 Regular Session and the 2012
19 First Special Session as contained in the 2012 Cumulative
20 Supplements to Volumes 3 to 10, inclusive, Volumes 12 and 12A,
21 Volumes 13A to 19A, inclusive, and Volumes 21 to 22A,
22 inclusive, and the 2012 Replacement Volumes 11, 11A, 13, and
23 20 and the additions and deletions made by the Code
24 Commissioner for editorial purposes, as edited and published
25 by West Group, as the Code Publisher, which volumes of the
26 2012 Cumulative Supplement and 2012 Replacement Volumes are
27 identified and authenticated by the Great Seal of the State of

1 Alabama placed upon the front and back of each of the volumes
2 of the cumulative supplement and upon the first inside page
3 and the last inside page of the replacement volume, are
4 adopted and incorporated into the Code of Alabama 1975.

5 (b) The following correction is made to the 2012
6 Cumulative Supplements:

7 Section 34-17-21, 2012 Cumulative Supplement to
8 Volume 18, page 127. To correct a manifest clerical error
9 which resulted in the inadvertent deletion of language from
10 this section, restore subdivision (3) to read as follows:

11 "(3) Is a citizen of the United States or, if not a
12 citizen of the United States, is a person who is legally
13 present in the United States with appropriate documentation
14 from the federal government."

15 Section 2. Those local and permanent laws of the
16 state previously enacted and contained in initial 2012 Volume
17 22G (Local Laws Etowah - Geneva Counties) and the local and
18 permanent laws pertaining to various counties enacted during
19 the 2012 Regular Session and the 2012 First Special Session as
20 contained in the 2012 Cumulative Supplement to Volumes 22B,
21 22C, 22D, 22E, and 22F and the additions and deletions made by
22 the Code Commissioner for editorial purposes, as edited and
23 published by West Group, as the Code Publisher, which volumes
24 of the 2012 Cumulative Supplement are identified and
25 authenticated by the Great Seal of the State of Alabama placed
26 upon the front and back of each of the volumes of the

1 cumulative supplement, are adopted and incorporated into the
2 Code of Alabama 1975.

3 Section 3. The adoption and incorporation of the
4 supplements and replacement volumes specified in this act
5 shall constitute a continuous systematic codification of the
6 entire Code of Alabama 1975, for purposes of Section 85 of the
7 Official Recompilation of the Constitution of Alabama of 1901,
8 as amended. This act is a law that adopts a code for the
9 purposes of Section 45 of the Official Recompilation of the
10 Constitution of Alabama of 1901, as amended.

11 Section 4. It is declared that West Group, as the
12 Code Publisher, has certified that it has discharged its
13 duties and responsibilities to edit and publish 2012
14 Replacement Volumes 11, 11A, 13, and 20 of the Code of Alabama
15 1975, by combining the material in the previous bound volumes
16 with the material contained in the cumulative supplement
17 without making substantive changes, but making, under the
18 supervision and pursuant to the direction of the Code
19 Commissioner, nonsubstantive changes and corrections as may
20 have resulted from changes in reference numbers, changes of
21 names and titles of governmental departments, agencies, and
22 officers, typographical errors, grammatical changes, and
23 misspellings.

24 Section 5. The adoption of this act shall not
25 repeal, supersede, amend, or in any other way affect any
26 statute enacted into law during any 2013 session of the
27 Legislature.

1 Section 6. Upon passage and approval of this act,
2 the duly authenticated volumes of the 2012 Cumulative
3 Supplements and the 2012 Replacement Volumes shall be
4 transmitted to the Secretary of State, who shall file the
5 volumes of the supplements and the replacement volumes in that
6 office. The volumes of the supplements and replacement volumes
7 shall not be removed from the office of the Secretary of
8 State, but the Secretary of State, upon request, under proper
9 certificate and seal of that office, shall certify any part or
10 parts thereof upon payment of the fee specified by law for
11 similar services.

12 Section 7. This act shall become effective
13 immediately following its passage and approval by the
14 Governor, or its otherwise becoming law.