

1 HB51
2 166031-4
3 By Representatives Fridy, Rowe, Butler, Whorton (I) and
4 Whorton (R)
5 RFD: State Government
6 First Read: 02-FEB-16

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8 SYNOPSIS: Under existing law, the Secretary of State
9 is charged with the duty of transmitting sets of
10 the Code of Alabama 1975, and supplements and
11 replacement volumes thereof to certain departments,
12 agencies, boards, commissions, and other entities
13 of the state upon request by such entity.

14 This bill would reduce the number of copies
15 of the Code of Alabama 1975, distributed to certain
16 departments, agencies, boards, commissions, and
17 other entities of the state.

18
19 A BILL
20 TO BE ENTITLED
21 AN ACT
22

23 To amend Section 41-21-1, Code of Alabama 1975, to
24 reduce the number of copies of the Code of Alabama 1975, and
25 supplements and replacement volumes thereof, that the
26 Secretary of State is required to distribute to certain

1 departments, agencies, boards, commissions, and other entities
2 of the state.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. Section 41-21-1, Code of Alabama 1975, is
5 amended to read as follows:

6 "§41-21-1.

7 "(a) It shall be the duty of the Secretary of State,
8 on publication and delivery to the state, to transmit sets of
9 the Code of Alabama 1975, and supplements or replacement
10 volumes thereof, subject to subsection (b), to all of the
11 following agencies, departments, institutions, bureaus,
12 boards, commissions, and offices:

13 "(1) One set to the law library of Congress.

14 "(2) One set to the custodian of the law library of
15 the court of last resort of every state and territory for
16 exchange upon the approval of the state law librarian of the
17 request therefor.

18 "(3) One set to the library of the University of
19 Alabama and one set to the Land Commissioner of the University
20 of Alabama.

21 "(4) ~~Up to two sets~~ One set to each member of the
22 Legislature, and the Lieutenant Governor, ~~for each legislative~~
23 ~~term, and to~~ the Clerk of the House of Representatives, and to
24 the Secretary of the Senate.

25 "(5) One set to the library of each junior college,
26 trade school, technical college, and public institution of
27 higher education.

1 "~~(6) Ten~~ Twenty sets to the librarian of the Supreme
2 Court and State Law Library for the use of the library.
3 "~~(7) Two sets to the Department of Archives and~~
4 ~~History.~~
5 "~~(8) (7) Four~~ Two sets to the office of the Governor.
6 "~~(9) (8) Fifty-five~~ Four sets to the office of the
7 Attorney General.
8 "~~(10) (9) Eleven~~ Five sets to the Legislative
9 Reference Service.
10 "~~(11) Four sets to the Department of Court~~
11 ~~Management.~~
12 "~~(12) Three sets to the State Superintendent of~~
13 ~~Education.~~
14 "~~(13) Seven sets to the Department of Mental Health.~~
15 "~~(14) Ten sets to the Department of Public Safety.~~
16 "~~(15) Two sets to the Department of Agriculture and~~
17 ~~Industries.~~
18 "~~(16) Three sets to the Alcoholic Beverage Control~~
19 ~~Board.~~
20 "~~(17) Three sets to the Banking Department.~~
21 "~~(18) Two sets to the state Military Department.~~
22 "~~(19) Three sets to the state Department of~~
23 ~~Insurance.~~
24 "~~(20) Five sets to the Board of Corrections.~~
25 "~~(21) Five sets to the Department of Public Health.~~
26 "~~(22) Four sets to the Department of Labor.~~
27 "~~(23) Two sets to the Retirement Systems of Alabama.~~

1 ~~"(24) Six sets to the Department of Finance.~~

2 ~~"(25) Four sets to the Board of Pardons and Paroles.~~

3 ~~"(26) Four sets to the Department of Conservation~~
4 ~~and Natural Resources.~~

5 ~~"(27) Five sets to the State Department of~~
6 ~~Transportation.~~

7 ~~"(28) Three sets to the Department of Labor.~~

8 ~~"(29) Five sets to the Public Service Commission.~~

9 ~~"(30) Five sets to the State Department of Human~~
10 ~~Resources.~~

11 ~~"(31) Ten sets to the Department of Revenue.~~

12 ~~"(32) Five sets to the State Toxicologist.~~

13 ~~"(33) (10) One set to each functioning agency,~~
14 ~~department, institution, bureau, board, and commission of~~
15 ~~state government not otherwise provided for by this chapter,~~
16 ~~upon application therefor to the Secretary of State.~~

17 ~~"(34) One set each to every congressman and~~
18 ~~representative from the State of Alabama in the Congress of~~
19 ~~the United States.~~

20 ~~"(35) One set each to every sheriff.~~

21 ~~"(36) (11) One set to the commission of each county~~
22 ~~for use of the county commission and for use of the tax~~
23 ~~assessor, tax collector, and other county officers to whom~~
24 ~~distribution is not otherwise provided.~~

25 ~~"(37) (12) One set to the circuit court of each~~
26 ~~county and, in counties having two courthouses, one set for~~

1 the office of the circuit clerk maintained in each of the
2 courthouses.

3 ~~"(38) One set to the register of the circuit court~~
4 ~~in every county and, in counties having two courthouses, one~~
5 ~~set to the office of the register maintained in each of the~~
6 ~~courthouses; provided, however, that in counties where the~~
7 ~~offices of circuit clerk and of register are held by the same~~
8 ~~person, only one set shall be provided.~~

9 ~~"(39) (13)~~ One set to the clerk of the district court
10 and juvenile court in counties where clerks' offices for these
11 courts are maintained.

12 ~~"(40) (14)~~ One set to the probate judge of each
13 county.

14 ~~"(41) (15) One set~~ Three sets to every justice of the
15 Supreme Court and two sets to every judge of the Court of
16 Criminal Appeals and Court of Civil Appeals ~~and one set to~~
17 ~~each law clerk or research assistant thereof.~~

18 ~~"(42) (16) One set each~~ Three sets to the Clerk of
19 the Supreme Court, and one set each to the Court of Criminal
20 Appeals, Court of Civil Appeals, and Reporter of Decisions.

21 ~~"(43) (17)~~ One set to every judge of the circuit and
22 district courts.

23 ~~"(44) (18)~~ One set to every district attorney ~~and~~
24 ~~deputy district attorney.~~

25 ~~"(45) (19)~~ One set to the office of the Secretary of
26 the Senate for the use of the Senate and one set to the office

1 of the Clerk of the House of Representatives for the use of
2 the House of Representatives.

3 ~~"(46) (20)~~ One set to the mayor or other executive or
4 presiding officer of each municipality for use of such
5 municipality.

6 ~~"(47) Two sets to the Alabama State Bar Association.~~

7 ~~"(48) Five sets to the Clerk of the House of
8 Representatives and five sets to the Secretary of the Senate.~~

9 "(b) Code sets, annual supplements, and replacement
10 volumes shall be provided to each eligible recipient under
11 subsection (a) upon written request submitted by the recipient
12 to the Secretary of State. The written request shall be filed
13 once every four years within 30 days of receipt of a notice
14 provided by the Secretary of State to the recipient concerning
15 the necessity of filing a written request. The notice shall be
16 provided by the Secretary of State within one month after the
17 first legislative day of the first regular session of a
18 legislative quadrennium.

19 "(c) Notwithstanding subsection (b), the code sets,
20 annual supplements, and replacement volumes distributed to
21 members of the Legislature shall be provided unless the member
22 submits a written request to the Secretary of State declining
23 these volumes.

24 "(d) The Secretary of State shall provide notice to
25 an eligible recipient who newly assumes a vacated office
26 within 30 days of being informed of the filling of the
27 vacancy. The eligible recipient shall have 30 days from

1 receipt of the notice from the Secretary of State to file a
2 written request for code sets, annual supplements, and
3 replacement volumes. Upon receipt of the request, the
4 Secretary of State shall provide the materials to the eligible
5 recipient during the remainder of the four-year period."

6 Section 2. This act shall become effective
7 immediately following its passage and approval by the
8 Governor, or its otherwise becoming law.