

1 SB82
2 176132-2
3 By Senators Pittman and Ward
4 RFD: Judiciary
5 First Read: 07-FEB-17

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

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11 Relating to homicide; to establish the Marshall
12 James Walton Highway Safety Act; to create the crime of
13 homicide by vehicle under certain conditions; to provide
14 criminal penalties; and in connection therewith to have as its
15 purpose or effect the requirement of a new or increased
16 expenditure of local funds within the meaning of Amendment 621
17 of the Constitution of Alabama of 1901, now appearing as
18 Section 111.05 of the Official ReCompilation of the
19 Constitution of Alabama of 1901, as amended.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. This act may be cited as the Marshall
22 James Walton Highway Safety Act.

23 Section 2. (a) A person who causes the death of
24 another person while knowingly engaged in the violation of
25 Title 32, Chapter 5A, excluding Section 32-5A-191, Code of
26 Alabama 1975, applying to the operation or use of a vehicle,
27 as defined in Section 32-1-1.1 (81) of the Code of Alabama

1 1975, may be guilty of homicide by vehicle or vessel when the
2 violation is the proximate cause of the death.

3 (b) A person convicted of homicide by vehicle under
4 subsection (a) is guilty of a Class C felony.

5 (c) By the tenth day of the 2022 Legislative Regular
6 Session, the Administrative Office of Courts and the Office of
7 Prosecution Services will report to the Legislature the
8 statistical information from court records relating to this
9 charge.

10 Section 3. Although this bill would have as its
11 purpose or effect the requirement of a new or increased
12 expenditure of local funds, the bill is excluded from further
13 requirements and application under Amendment 621, now
14 appearing as Section 111.05 of the Official Recompilation of
15 the Constitution of Alabama of 1901, as amended, because the
16 bill defines a new crime or amends the definition of an
17 existing crime.

18 Section 4. This act shall become effective on the
19 first day of the third month following its passage and
20 approval by the Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate
committee on Judiciary..... 07-FEB-17

Read for the second time and placed on the calen-
dar 1 amendment..... 09-FEB-17

Read for the third time and passed as amended 15-MAR-17

Yeas 30
Nays 1

Patrick Harris
Secretary