

**HB230 ENGROSSED**



1 NOOC8T-2  
2 By Representative Simpson  
3 RFD: Judiciary  
4 First Read: 04-Apr-23  
5  
6 2023 Regular Session



## HB230 Engrossed

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A BILL  
TO BE ENTITLED  
AN ACT

Relating to crimes and offenses; to add Section 13A-6-30 to the Code of Alabama 1975, to create the crime of chemical endangerment of a first responder, to provide for an exception, and establish penalties for violations; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 13A-6-30 is added to the Code of Alabama 1975, to read as follows:

§13A-6-30

(a) A person commits the crime of chemical endangerment of a first responder if he or she knowingly, recklessly, or intentionally causes or permits a first responder, as defined in Section 11-98-1, or a coroner or a deputy coroner, to be exposed to, to ingest or inhale, or to have contact with a Schedule I controlled substance, as provided in Section 20-2-23, or chemical substance, as defined in Section 26-15-2,



## HB230 Engrossed

29 or a mixture or combination thereof while performing his or  
30 her duties.

31 (b) For the purposes of this section, in addition to  
32 the definition contained in Section 13A-1-2, "serious physical  
33 injury" includes ingestion, inhalation, or contact with  
34 fentanyl, any mixture containing fentanyl, any synthetic  
35 controlled substance fentanyl, and any synthetic controlled  
36 substance fentanyl analogue as described in Sections 20-2-23  
37 and 20-2-25.

38 (c) (1) Chemical endangerment of a first responder that  
39 causes physical injury is a Class C felony.

40 (2) Chemical endangerment of a first responder that  
41 causes serious physical injury is a Class B felony.

42 (3) Chemical endangerment of a first responder that  
43 results in the death of the first responder is a Class A  
44 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 the first  
52 day of the third month following its passage and approval by  
53 the Governor, or its otherwise becoming law.



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House of Representatives

Read for the first time and referred .....04-Apr-23  
to the House of Representatives  
committee on Judiciary  
  
Read for the second time and placed .....12-Apr-23  
on the calendar:  
1 amendment  
  
Read for the third time and passed .....02-May-23  
as amended  
Yeas 105  
Nays 0  
Abstains 0

John Treadwell  
Clerk