

# HB235 INTRODUCED



1 GB7P22-1  
2 By Representative Wood (R)  
3 RFD: Public Safety and Homeland Security  
4 First Read: 04-Apr-23  
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SYNOPSIS:

Under existing law, it is a crime to impersonate a peace officer.

This bill would further provide for the definition of "peace officer".

Section 111.05 of the Constitution of Alabama of 2022, prohibits a general law whose purpose or effect would be to require a new or increased expenditure of local funds from becoming effective with regard to a local governmental entity without enactment by a 2/3 vote unless: it comes within one of a number of specified exceptions; it is approved by the affected entity; or the Legislature appropriates funds, or provides a local source of revenue, to the entity for the purpose.

The purpose or effect of this bill would be to require a new or increased expenditure of local funds within the meaning of the amendment. However, the bill does not require approval of a local governmental entity or enactment by a 2/3 vote to become effective because it comes within one of the specified exceptions contained in the amendment.

A BILL



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29 TO BE ENTITLED

30 AN ACT

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32 Relating to crimes and offenses; to amend Section  
33 13A-10-11, Code of Alabama 1975, to further provide for the  
34 definition of "peace officer" regarding the crime of  
35 impersonating a peace officer; and in connection therewith  
36 would have as its purpose or effect the requirement of a new  
37 or increased expenditure of local funds within the meaning of  
38 Section 111.05 of the Constitution of Alabama of 2022.

39 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

40 Section 1. Section 13A-10-11, Code of Alabama 1975, is  
41 amended to read as follows:

42 "§13A-10-11

43 (a) A person commits the crime of impersonating a peace  
44 officer if he or she falsely pretends to be a peace officer  
45 and does any act in that capacity.

46 (b) Impersonating a peace officer is a Class C felony.

47 (c) For the purposes of this section, "peace officer"  
48 includes any officer or employee of the federal government  
49 vested by law with a duty to maintain public order or to make  
50 arrests for crimes, whether that duty extends to all crimes or  
51 is limited to specific crimes."

52 Section 2. Although this bill would have as its purpose  
53 or effect the requirement of a new or increased expenditure of  
54 local funds, the bill is excluded from further requirements  
55 and application under Section 111.05 of the Constitution of  
56 Alabama of 2022 because the bill defines a new crime or amends



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57 the definition of an existing crime.

58 Section 3. This act shall become effective on the first  
59 day of the third month following its passage and approval by  
60 the Governor, or its otherwise becoming law.