

HB6 ENGROSSED



1 G3BU6C-2
2 By Representatives Paschal, Wood (D), Carns, Stringer
3 RFD: Judiciary
4 First Read: 07-Mar-23
5 2023 Regular Session



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A BILL
TO BE ENTITLED
AN ACT

Relating to parental rights; to establish legislative findings relating to the fundamental rights of parents; and to provide that the government may not burden certain fundamental rights of parents.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) The Legislature finds and declares both of the following:

(1) The Alabama Supreme Court and United States Supreme Court have recognized that parents have a fundamental right to direct the upbringing of their children.

(2) The liberty protected by the due process clause includes the fundamental right of parents to direct the education, upbringing, care, and control of their children.

(b) The government may not burden the fundamental right of parents to direct the education, upbringing, care, and control of their child unless the government demonstrates that the application of the burden is narrowly tailored to a compelling state interest and the government uses the least restrictive means possible to further that interest.

(c) This section may not be construed as authorizing or allowing a parent to engage in child abuse or neglect.



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29 (d) This section shall only be construed as applying to
30 disputes between parents and the government or third parties
31 and does not modify the law as to disputes between parents.

32 Section 2. This act shall become effective on the first
33 day of the third month following its passage and approval by
34 the Governor, or its otherwise becoming law.



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House of Representatives

Read for the first time and referred03-Mar-23
to the House of Representatives
committee on Judiciary

Read for the second time and placed12-Apr-23
on the calendar:
1 amendment

Read for the third time and passed24-May-23
as amended
Yeas 87
Nays 8
Abstains 7

John Treadwell
Clerk