

HB411 INTRODUCED



1 HB411
2 BLL5QJJ-1
3 By Representatives Stringer, Brown
4 RFD: Public Safety and Homeland Security
5 First Read: 06-Mar-25



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SYNOPSIS:

This bill would establish an affirmative defense against a civil action for damages for personal injury, wrongful death, or property damage sustained while obstructing traffic on a street, highway, bridge, or road under certain conditions.

A BILL
TO BE ENTITLED
AN ACT

Relating to civil practice; to establish an affirmative defense relating to the damages incurred while obstructing traffic on a street, highway, bridge, or road under certain conditions; and to further provide for the procedure of such actions.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) In a civil action for damages for personal injury, wrongful death, or property damage, it is an affirmative defense that the action arose from an injury or damage sustained by an individual who willfully obstructed the free, convenient, and normal use of any public street, highway, bridge, or road by doing any of the following:

- (1) Impeding, hindering, stifling, or restraining



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29 traffic or passage on the street, highway, bridge, or road.

30 (2) Standing on or remaining in the street, highway,
31 bridge, or road.

32 (3) Endangering the safe movement of vehicles or
33 pedestrians traveling on the street, highway, bridge, or road.

34 (b) In a civil action in which a defendant raises an
35 affirmative defense under this section, the court, on motion
36 by the defendant, shall stay the action during the pendency of
37 any criminal action the factual basis of which forms the
38 factual basis for the defense.

39 Section 2. This act shall become effective on October
40 1, 2025.