

HB612 INTRODUCED



1 HB612
2 CX6RRQW-1
3 By Representatives Hollis, Hall, Morris, Daniels, Travis,
4 Rafferty, England, McCampbell, Gray, Chestnut, Ensler, Clarke,
5 Forte, Lands, Tillman, Jackson, Lawrence, Jones, Bracy, Moore
6 (M), Datcher, Sellers (Constitutional Amendment)
7 RFD: Judiciary
8 First Read: 24-Apr-25



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4 SYNOPSIS:

5 Under the Constitution of Alabama of 2022, the
6 Legislature has no power to revive any right or remedy
7 which may have become barred by lapse of time or by
8 statute.

9 This bill would propose an amendment to the
10 Constitution of Alabama of 2022, to allow the
11 Legislature to revive any time-barred right or remedy
12 relating to child sexual abuse.
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15 A BILL
16 TO BE ENTITLED
17 AN ACT
18

19 Relating to child sexual abuse; to propose an amendment
20 to Section 95 of the Constitution of Alabama of 2022, to
21 authorize the Legislature to revive any right or remedy
22 relating to child sexual abuse.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24 Section 1. The following amendment to the Constitution
25 of Alabama of 2022, is proposed:

26 PROPOSED AMENDMENT

27 Section 95 of the Constitution of Alabama of 2022, is
28 amended to read as follows:



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"Section 95

(a) There can be no law of this state impairing the obligation of contracts by destroying or impairing the remedy for their enforcement; and the legislature shall have no power to revive any right or remedy which may have become barred by lapse of time, or by any statute of this state. After suit has been commenced on any cause of action, the legislature shall have no power to take away such cause of action, or destroy any existing defense to such suit.

(b) Notwithstanding subsection (a), the Legislature may revive any right or remedy relating to child sexual abuse which may have become barred by lapse of time."

Upon ratification of this constitutional amendment, the Code Commissioner shall number and place this amendment as appropriate in the constitution omitting this instructional paragraph and may make the following nonsubstantive revisions: change capitalization, hierarchy, spelling, and punctuation for purposes of style and uniformity; correct manifest grammatical, clerical, and typographical errors; revise internal or external citations and cross-references; harmonize language; and translate effective dates.

END OF PROPOSED AMENDMENT

Section 2. An election upon the proposed amendment shall be held in accordance with Sections 284 and 285 of the Constitution of Alabama of 2022, and the election laws of this state. The appropriate election official shall assign a ballot number for the proposed constitutional amendment on the election ballot and shall set forth the following description



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57 of the substance or subject matter of the proposed
58 constitutional amendment:

59 "Proposing an amendment to the Constitution of Alabama
60 of 2022, to provide that the Legislature, by general law, may
61 revive any right or remedy relating to child sexual abuse
62 which may have lapsed due to passage of time.

63 Proposed by Act ____."

64 This description shall be followed by the following
65 language:

66 "Yes() No()."

67 Section 3. The proposed amendment shall become valid as
68 a part of the Constitution of Alabama of 2022, when approved
69 by a majority of the qualified electors voting thereon.