

SB108 ENROLLED



1 SB108
2 XDD2REZ-2
3 By Senator Weaver
4 RFD: Judiciary
5 First Read: 05-Feb-25



SB108 Enrolled

1 Enrolled, An Act,

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4 Relating to crimes and offenses; to establish the crime
5 of mail theft; to establish the crime of receiving stolen
6 mail; and to provide criminal penalties for violations.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. (a) As used in this section, the following
9 terms have the following meanings:

10 (1) MAIL. A letter, postcard, package, bag, or other
11 sealed article to which either of the following apply:

12 a. Is delivered by the United States Postal Service, a
13 common carrier, or a delivery service and has not yet been
14 received by the person to whom it is addressed.

15 b. Has been left in a location for delivery by the
16 United States Postal Service, a common carrier, or a delivery
17 service.

18 (2) SENSITIVE PERSONALLY IDENTIFYING INFORMATION. The
19 term as defined under Section 8-38-2, Code of Alabama 1975.

20 (b) A person commits the crime of mail theft if both of
21 the following occur:

22 (1) The person takes mail addressed to another person
23 from the addressee's mailbox or other premises.

24 (2) The person acts without the effective consent of
25 the addressee and with the intent to deprive the addressee of
26 the mail.

27 (c) (1) Except as otherwise provided in this subsection,
28 mail theft is a Class A misdemeanor.



SB108 Enrolled

(2) Mail theft is a Class D felony if mail is unlawfully taken from 10-29 addresses.

(3) Mail theft is a Class C felony if mail is unlawfully taken from 30 or more addresses.

(d) If it is established that a person committed mail theft under subsection (b) with the intent to obtain the sensitive personally identifying information to defraud the addressee, the person shall be punished as follows:

(1) If mail is unlawfully taken from less than 10 addresses, the person shall be guilty of a Class C felony.

(2) If mail is unlawfully taken from more than 10 or more addresses, the person shall be guilty of a Class B felony.

(e)(1) A person commits the crime of receiving stolen mail if the person intentionally receives, retains, or disposes of stolen mail knowing that it has been stolen or having reasonable grounds to believe it has been stolen, unless the mail is received, retained, or disposed of with intent to restore it to the owner.

(2) A person shall be deemed to have acted with the requisite intent, knowledge, and belief to commit the crime of receiving stolen mail if any of the following occur:

a. On two separate occasions within a year prior to the commission of the instant offense of receiving stolen mail, the person is found in possession or control of stolen mail or other stolen property.

b. The person possesses stolen mail that has recently been stolen.



SB108 Enrolled

57 c. The person regularly buys, sells, uses, or handles
58 in the course of business property of the sort received, and
59 acquired the property without making reasonable inquiry
60 whether the person selling or delivering the property had a
61 legal right to do so.

62 (3) For purposes of this subsection, the fact that the
63 person who stole the mail has not been convicted, apprehended,
64 or identified is not a defense to a charge of receiving stolen
65 mail.

66 (4)a. Receiving stolen mail is a Class A misdemeanor.

67 b. Receiving stolen mail with sensitive personally
68 identifying information with intent to defraud the addressee
69 is a Class C felony.

70 Section 2. This act shall become effective on October
71 1, 2025.



SB108 Enrolled

President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB108

Senate 25-Feb-25

I hereby certify that the within Act originated in and passed
the Senate.

Patrick Harris,
Secretary.

House of Representatives
Amended and passed: 07-May-25

Senate concurred in House amendment 14-May-25

By: Senator Weaver