

HB181 ENROLLED



1 HB181

2 RBQCRMY-3

3 By Representatives Marques, Givens, Fidler, Holk-Jones,
4 Simpson, Brown, Wilcox, Sorrells, Easterbrook, Bracy, Jones,
5 Clarke, Shirey, Stringer

6 RFD: Ports, Waterways and Intermodal Transit

7 First Read: 13-Jan-26



1 Enrolled, An Act,

2 Relating to dredging; to require persons annually
3 dredging over 1 million cubic yards of material in coastal
4 areas to cause at least 70 percent of the dredged material to
5 be beneficially used, subject to exceptions.

6 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

7 Section 1. (a) For purposes of this section, the
8 following terms have the following meanings:

9 (1) BENEFICIALLY USED. The productive and positive use
10 of dredged material, including fish and wildlife habitat
11 development, human recreation, and industrial and commercial
12 uses. The term does not include the deposition of dredged
13 material into public waters unless that deposition is part of
14 a shoreline restoration or marsh creation project.

15 (2) LIVING SHORELINE. The term as defined in Section
16 9-7-13.1, Code of Alabama 1975.

17 (3) MARSH CREATION. The deposition of dredged material
18 or natural or artificial material into public waters to
19 establish a wetland, island, or marsh habitat on that site.

20 (4) PUBLIC WATERS. The term as defined in Section
21 9-11-80, Code of Alabama 1975.

22 (5) SHORELINE RESTORATION. The deposition of dredged
23 material or natural or artificial material directly on or
24 adjacent to an existing shoreline to restore or preserve the
25 shoreline and the deposition of such material south of Dauphin
26 Island or south of the Fort Morgan Peninsula for the
27 restoration of Dauphin Island or Sand Island. This term
28 includes a living shoreline project.



29 (b) This section shall apply only in coastal areas.
30 (c) Any person that dredges more than one million cubic
31 yards of material in a year shall cause at least 70 percent of
32 the dredged material to be beneficially used. No funds
33 appropriated from the State General Fund to a person shall be
34 used for expenses incurred by the person to comply with the
35 requirements of this section.

36 (d) The Alabama Department of Environmental Management
37 and the Alabama Department of Conservation and Natural
38 Resources shall adopt rules to implement this section,
39 including revising the Alabama Coastal Area Management Program
40 as necessary.

41 (e) A person shall not be required to comply with
42 subsection (c):

53 (f) Nothing in this section shall be construed to grant
54 a third party standing to bring a private cause of action
55 relating to this section.



HB181 Enrolled

57 1, 2026.



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70 Speaker of the House of Representatives
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75 President and Presiding Officer of the Senate
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80 I hereby certify that the within Act originated in and
81 was passed by the House 27-Jan-26, as amended.

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83 John Treadwell
84 Clerk
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90 Senate **03-Feb-26** Amended and Passed
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92 House **03-Feb-26** Concurred in Senate
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94
95 Amendment