

HB226 ENGROSSED



1 HB226

2 L5NDPAW-2

3 By Representatives Colvin, Faulkner, Simpson

4 RFD: Judiciary

5 First Read: 14-Jan-26



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A BILL

TO BE ENTITLED

AN ACT

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. Section 13A-5-9, Code of Alabama 1975, is
15 amended to read as follows:

16 "§13A-5-9

17 (a) In all cases when it is shown that a criminal
18 defendant has been previously convicted of a Class A, Class B,
19 or Class C felony and after the conviction has committed
20 another Class A, Class B, or Class C felony, he or she must be
21 punished as follows:

22 (1) On conviction of a Class C felony, he or she must
23 be punished for a Class B felony.

(2) On conviction of a Class B felony, he or she must be punished for a Class A felony.



42 (c) In all cases when it is shown that a criminal
43 defendant has been previously convicted of any three felonies
44 that are Class A, Class B, or Class C felonies and after such
45 convictions has committed another Class A, Class B, or Class C
46 felony, he or she must be punished as follows:



57 trial court.

58 (4) On conviction of a Class A felony, where the
59 defendant has one or more prior convictions for any Class A
60 felony, he or she must be punished by imprisonment for life
61 without the possibility of parole.

62 (d) In all cases when it is shown that a criminal
63 defendant has been previously convicted of any two or more
64 felonies that are Class A or Class B felonies and after such
65 convictions has committed a Class D felony, upon conviction,
66 he or she must be punished for a Class C felony.

67 (e) In all cases when it is shown that a criminal
68 defendant has been previously convicted of any three or more
69 felonies and after such convictions has committed a Class D
70 felony, upon conviction, he or she must be punished for a
71 Class C felony.

72 (f) For purposes of this section, "convicted" includes
73 any conviction from this state or out of this state, and a
74 conviction based on a plea of nolo contendere, a plea of no
75 contest, a best interests plea, or an Alford plea shall be
76 treated in the same manner as a conviction based on a plea of
77 guilty unless any of the foregoing pleas has been expunged."

78 Section 2. This act shall become effective on October
79 1, 2026.



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House of Representatives

83 Read for the first time and referred 14-Jan-26
84 to the House of Representatives
85 committee on Judiciary
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87 Read for the second time and placed 05-Feb-26
88 on the calendar:
89 1 amendment
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91 Read for the third time and passed 10-Feb-26
92 as amended
93 Yeas 105
94 Nays 0
95 Abstains 0
96
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98 John Treadwell
99 Clerk
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