

## HB309 INTRODUCED



1 HB309  
2 5V8Q833-1  
3 By Representative Givan  
4 RFD: Judiciary  
5 First Read: 22-Jan-26



## 4 SYNOPSIS:

5           This bill would establish a persistent domestic  
6 violence offender registry within the Alabama State Law  
7 Enforcement Agency (ALEA), which would include the name  
8 and certain information identifying individuals  
9 convicted of more than one domestic violence offense.

10           This bill would require the court to order  
11 persistent offenders to register with ALEA and would  
12 require the relevant court clerk to provide ALEA with  
13 identifying information for persistent offenders.

14           This bill would specify what information is  
15 included and excluded from the registry.

16           This bill would require persistent offenders to  
17 pay a \$150 fine, \$100 of which shall be deposited into  
18 the Domestic Violence Trust Fund.

19           This bill would require the registry to be  
20 publicly available on ALEA's website at no cost.

21           This bill would provide for the removal of an  
22 offender from the registry after a certain period of  
23 time, provided the persistent offender has not  
24 committed additional domestic violence offenses.

25           This bill would also require ALEA to adopt  
26 rules.



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A BILL

TO BE ENTITLED

AN ACT

Relating to domestic violence; to establish a persistent domestic violence offender registry within the Alabama State Law Enforcement Agency (ALEA); to require persistent offenders to register with ALEA; to establish a fine for persistent offenders; to provide for the publicly available contents of the registry; to provide procedures for removal from the registry; and to require ALEA to adopt rules.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. For the purposes of this act, the following terms have the following meanings:

(1) ALEA. The Alabama State Law Enforcement Agency.

(2) CONVICTED or CONVICTION. All of the following:

a. A verdict of guilty by a judge or jury.

b. A plea of guilty.

c. A plea of nolo contendere or a best interest plea.

(3) DOMESTIC VIOLENCE OFFENSE. All of the following:

a. Domestic violence in the first degree, as provided in Section 13A-6-130, Code of Alabama 1975.

b. Domestic violence in the second degree, as provided in Section 13A-6-131, Code of Alabama 1975.

c. Domestic violence in the third degree, as provided in Section 13A-6-132, Code of Alabama 1975.

d. Domestic violence by strangulation or suffocation, as provided in Section 13A-6-138, Code of Alabama 1975.



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57 (4) PERSISTENT DOMESTIC VIOLENCE OFFENDER or PERSISTENT  
58 OFFENDER. An individual who has been convicted of a domestic  
59 violence offense and has at least one prior conviction of a  
60 domestic violence offense.

61 (5) REGISTRY. The registry of persistent domestic  
62 violence offenders established within ALEA pursuant to Section  
63 2.

64 Section 2. (a) There is created within ALEA a registry  
65 of persistent domestic violence offenders. The registry must  
66 be made available on ALEA's website at no cost to the public.

67 (b) The registry shall include all of the following  
68 information:

69 (1) The persistent offender's full name and date of  
70 birth.

71 (2) The persistent offender's conviction date and the  
72 county or counties where each conviction occurred.

73 (3) A current photograph of the offender.

74 (c) The registry may not include:

75 (1) A persistent offender's address, Social Security  
76 number, driver license number, or any other state or federal  
77 identification number; or

78 (2) Any information that would identify the victim of a  
79 domestic violence offense.

80 Section 3. (a) (1) If an individual is convicted of a  
81 second or subsequent domestic violence offense, the court,  
82 upon proof of any prior conviction of a domestic violence  
83 offense, shall order the defendant to register with ALEA as a  
84 persistent domestic violence offender.



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(2) The registration requirement applies to individuals convicted of a second or subsequent domestic violence offense that occurred on or after January 1, 2027, provided that a prior conviction may have occurred before January 1, 2027.

(b)(1) If an individual is ordered to register as a persistent domestic violence offender under subsection (a), not later than seven days after the conviction, the court clerk shall forward ALEA a certified copy of the qualifying conviction and the date of birth of the persistent offender.

(2) If available after reasonable inquiry, the court clerk shall also provide ALEA with a copy of the persistent offender's driver license or other state or federal identification, and any other identifying data that ALEA determines is necessary to properly identify the persistent offender and exclude innocent individuals, provided that only the information specified in Section 2 may be published on the registry.

(c) Notwithstanding Article 1, Chapter 5 of Title 13A, Code of Alabama 1975, and in addition to any other punishment that may be imposed for a conviction of a domestic violence offense, a defendant required to register pursuant to this act shall be assessed a one hundred fifty dollar (\$150) registration fee, which shall be paid to the clerk of the court imposing the sentence. The clerk of the court shall:

(1) Retain fifty dollars (\$50) of the fee for the administration of this act, which must be reserved only for the purposes authorized by this section; and

(2) Remit one hundred dollars (\$100) to the Alabama



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Department of Economic and Community Affairs for deposit into the Domestic Violence Trust Fund, created pursuant to Section 30-6-11, Code of Alabama 1975.

Section 4. (a) ALEA shall remove the name and other identifying information of a persistent domestic violence offender required to register under this section as follows:

(1) Five years after the date of the most recent conviction of a domestic violence offense if the persistent offender has one prior conviction of a domestic violence offense.

(2) Seven years after the date of the most recent conviction of a domestic violence offense if the persistent offender has two prior convictions of domestic violence offenses.

(3) Ten years after the date of the most recent conviction of a domestic violence offense if the persistent offender has three prior convictions of domestic violence offenses.

(4) Twenty years after the date of the most recent conviction of a domestic violence offense if the persistent offender has four or more prior convictions of domestic violence offenses.

(b) Any subsequent conviction of a domestic violence offense after the persistent offender's initial registration shall restart the calculation of time provided in subsection (a).

Section 5. ALEA shall adopt rules to implement and administer this section.



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141                   Section 6. This act shall become effective on January  
142    1, 2027.