

# HB37 ENGROSSED



1 HB37  
2 9J5LLMM-2  
3 By Representative Ingram  
4 RFD: Judiciary  
5 First Read: 13-Jan-26  
6 PFD: 14-Aug-25



## HB37 Engrossed

A BILL

TO BE ENTITLED

AN ACT

Relating to crimes and offenses; to amend Section 13A-10-52, Code of Alabama 1975; to include various conditions under which the crime of eluding or attempting to elude a law enforcement officer is subject to heightened criminal penalties; and to provide certain mandatory minimum penalties for multiple convictions of eluding or attempting to elude a law enforcement officer.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 13A-10-52, Code of Alabama 1975, is amended to read as follows:

"§13A-10-52

(a) It shall be unlawful for a person to intentionally flee by any means from anyone the person knows to be a law enforcement officer if the person knows the officer is attempting to arrest the person.

(b) It shall be unlawful for a person, while operating a motor vehicle on a street, road, alley, or highway in this state, to intentionally flee or attempt to elude a law enforcement officer after having received a signal from the officer to bring the vehicle to a stop.



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(c) (1) A violation of subsection (a) or (b) is a ~~Class~~  
~~A misdemeanor~~Class D felony.

(2) A violation of subsection (a) or (b) is a Class C felony if any of the following occur:

a. The flight or attempt to elude causes the offender to strike or collide with another vehicle or pedestrian.

b. The flight or attempt to elude causes physical injury to any other person.

c. The flight or attempt to elude results in the offender crossing the lines of this state into a neighboring state.

d. During the flight or attempt to elude, a child under 14 years of age is present in the vehicle.

e. The flight or attempt to elude occurs while the offender is released on bail, probation, or parole, or while the offender is serving a sentence in a community corrections or work release program.

f. At the time of the offense, the offender has a previous conviction for a violation of subsection (a) or (b).

(3) A violation of subsection (a) or (b) is a Class B felony if ~~either~~any of the following occur:

a. The flight or attempt to elude causes serious physical injury or death to any other person.

b. During the flight or attempt to elude, the person exceeds 20 miles per hour over the legal maximum speed limit.

c. During the flight or attempt to elude, the offender strikes or attempts to strike a law enforcement officer or a vehicle occupied by a law enforcement officer.



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57           d. At the time of the offense, the offender has two or  
58 more previous convictions for a violation of subsection (a) or  
59 (b).

60           (d) (1) Upon conviction for a violation of subsection  
61 (a) or (b), the court shall order the suspension of the driver  
62 license of the defendant for a period of not less than six  
63 months nor more than two years.

64           (2) Upon a second conviction for a violation of  
65 subsection (a) or (b) within a 10-year period of time, as  
66 measured from the dates of previous arrests for which  
67 convictions were obtained to the date of the current arrest  
68 for which a conviction is obtained, the court shall sentence  
69 the defendant to a minimum of 90 days confinement.

70           (3) Upon a third or subsequent conviction for a  
71 violation of subsection (a) or (b) within a 10-year period of  
72 time, as measured from the dates of previous arrests for which  
73 convictions were obtained to the date of the current arrest  
74 for which a conviction is obtained, the court shall sentence  
75 the defendant to a minimum of 180 days confinement.

76           (e) It is not a violation of this section for an  
77 individual to continue traveling at or below the speed limit,  
78 with or without the vehicle's flashers turned on, with the  
79 intent of stopping the vehicle at the nearest safe place.

80           (f) If an individual charged with a violation of this  
81 section is arrested by a municipal law enforcement agency and  
82 detained in the county jail, the arresting municipality shall  
83 reimburse the county commission for any medical costs  
84 associated with the individual's detention."



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85                   Section 2. This act shall become effective on October  
86    1, 2026.



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### House of Representatives

90 Read for the first time and referred .....13-Jan-26  
91 to the House of Representatives  
92 committee on Judiciary  
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94 Read for the second time and placed .....29-Jan-26  
95 on the calendar:  
96 0 amendments  
97  
98 Read for the third time and passed .....03-Feb-26  
99 as amended  
100 Yeas 103  
101 Nays 0  
102 Abstains 1  
103  
104  
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John Treadwell  
Clerk