

1 SB148  
2 134807-2  
3 By Senator Orr  
4 RFD: Judiciary  
5 First Read: 07-FEB-12

1 SB148

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4 ENROLLED, An Act,

5 Relating to criminal surveillance; to create the  
6 crime of aggravated criminal surveillance; to provide  
7 penalties; and in connection therewith would have as its  
8 purpose or effect the requirement of a new or increased  
9 expenditure of local funds within the meaning of Amendment 621  
10 of the Constitution of Alabama of 1901, now appearing as  
11 Section 111.05 of the Official Recompilation of the  
12 Constitution of Alabama of 1901, as amended.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. (a) A person commits the crime of  
15 aggravated criminal surveillance if he or she intentionally  
16 engages in surveillance of an individual in any place where  
17 the individual being observed has a reasonable expectation of  
18 privacy, without the prior express or implied consent of the  
19 individual being observed, for the purpose of sexual  
20 gratification.

21 (b) Aggravated criminal surveillance is a Class A  
22 misdemeanor, except if a person has a prior conviction or  
23 adjudication under this section the offense is a Class C  
24 felony.

1           (c) For purposes of determining prior conviction or  
2 adjudication under this section, convictions in municipal  
3 court shall be included.

4           Section 2. Although this bill would have as its  
5 purpose or effect the requirement of a new or increased  
6 expenditure of local funds, the bill is excluded from further  
7 requirements and application under Amendment 621, now  
8 appearing as Section 111.05 of the Official Recompilation of  
9 the Constitution of Alabama of 1901, as amended, because the  
10 bill defines a new crime or amends the definition of an  
11 existing crime.

12           Section 3. This act shall become effective on the  
13 first day of the third month following its passage and  
14 approval by the Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB148

Senate 08-MAR-12

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

Patrick Harris  
Secretary

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House of Representatives

Passed: 17-APR-12

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By: Senator Orr