

1 HB324
2 205986-1
3 By Representative Rogers
4 RFD: Commerce and Small Business
5 First Read: 09-FEB-22

2
3
4
5
6
7
8 SYNOPSIS: This bill would require each courthouse,
9 shopping mall, and each business establishment
10 within a shopping mall to have at least one
11 functional video camera in operation at all times.
12 This bill would define the term "shopping mall" as
13 used in this act.

14 This bill would also require each
15 courthouse, shopping mall, and business
16 establishment within a shopping mall to store and
17 maintain each video recording for 60 days.

18 Amendment 621 of the Constitution of Alabama
19 1901, as amended by Amendment 890, now appearing as
20 Section 111.05 of the Official ReCompilation of the
21 Constitution of Alabama of 1901, as amended,
22 prohibits a general law whose purpose or effect
23 would be to require a new or increased expenditure
24 of local funds from becoming effective with regard
25 to a local governmental entity without enactment by
26 a 2/3 vote unless: it comes within one of a number
27 of specified exceptions; it is approved by the

1 affected entity; or the Legislature appropriates
2 funds, or provides a local source of revenue, to
3 the entity for the purpose.

4 The purpose or effect of this bill would be
5 to require a new or increased expenditure of local
6 funds within the meaning of Amendment 621. If this
7 bill is not enacted by a 2/3 vote, it will not
8 become effective with regard to a local entity
9 unless approved by the local entity or until, and
10 as long as, the Legislature appropriates funds or
11 provides for a local source of revenue.

12
13 A BILL
14 TO BE ENTITLED
15 AN ACT
16

17 Relating to security cameras; to require each
18 courthouse, shopping mall, and each business establishment
19 within a shopping mall to have at least one functional video
20 camera in operation at all times; to require each courthouse,
21 shopping mall, and each business establishment within a
22 shopping mall to store and maintain each recording for 60
23 days; and in connection therewith would have as its purpose
24 and effect the requirement of a new or increased expenditure
25 of local funds within the meaning of Amendment 621 of the
26 Constitution of Alabama 1901, as amended by Amendment 890, now

1 appearing as Section 111.05 of the Official Recompilation of
2 the Constitution of Alabama of 1901, as amended.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. (a) (1) Notwithstanding any law to the
5 contrary, each state, county, and municipal courthouse, each
6 shopping mall, and each business establishment within a
7 shopping mall shall have at least one functional security
8 camera in operation at all times.

9 (2) The security camera required by this act shall
10 have audio and video features, and shall be designed and
11 installed so as to continuously record footage of the primary
12 entrance of the courthouse, shopping mall, or business
13 establishment.

14 (b) Each courthouse, shopping mall, and business
15 establishment shall store and maintain each video or audio
16 recording by the camera required by subsection (a) for a
17 minimum of 60 days after the date the video or audio was
18 recorded.

19 (c) For purposes of this act, the term shopping mall
20 includes any building that houses or is designed or intended
21 to house five or more sales or rental establishments, or any
22 series of buildings on a common site, connected by a common
23 pedestrian access route above or below the ground floor, that
24 is either under common ownership or common control or
25 developed either as one project or as a series of related
26 projects, that houses or is designed or intended to house five
27 or more sales or rental establishments.

1 Section 2. The purpose or effect of this bill would
2 be to require a new or increased expenditure of local funds
3 within the meaning of Amendment 621 of the Constitution of
4 Alabama of 1901, as amended by Amendment 890, now appearing as
5 Section 111.05 of the Official ReCompilation of the
6 Constitution of Alabama of 1901, as amended. If this bill is
7 not enacted by a 2/3 vote, it will not become effective with
8 regard to a local entity unless approved by the local entity
9 or until, and only as long as, the Legislature appropriates
10 funds or provides for a local source of revenue.

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