

1 HB332  
2 203977-2  
3 By Representatives Estes, Robertson, Kiel, McMillan, Greer,  
4 Isbell, Shiver, Faust, Farley, Whitt, Reynolds, Brown (K),  
5 Crawford, Rich, Hanes, Fincher, Whorton, Stadthagen, Marques,  
6 Easterbrook, Sullivan and Allen  
7 RFD: Judiciary  
8 First Read: 27-FEB-20

8 SYNOPSIS: Under current law, there is no statewide  
9 registry for individuals convicted of terrorism.

10 This bill would create a statewide registry  
11 for individuals convicted of certain federal  
12 terrorism offenses and would provide what  
13 information would need to be maintained in the  
14 registry, the time of registration, and would  
15 require local law enforcement agencies and the  
16 Alabama State Law Enforcement Agency to register  
17 individuals convicted of certain terrorism  
18 offenses.

19 This bill would provide criminal penalties  
20 for failure to register, would provide for the  
21 registration of homeless offenders, provide for a  
22 searchable public website of offenders, would  
23 establish fees associated with registration, would  
24 provide notification to law enforcement prior to  
25 certain travel outside the state and the country.

1           The bill would require the Alabama State Law  
2 Enforcement Agency to adopt rules to implement and  
3 administer the registry.

4           Amendment 621 of the Constitution of Alabama  
5 of 1901, now appearing as Section 111.05 of the  
6 Official Recompilation of the Constitution of  
7 Alabama of 1901, as amended, prohibits a general  
8 law whose purpose or effect would be to require a  
9 new or increased expenditure of local funds from  
10 becoming effective with regard to a local  
11 governmental entity without enactment by a 2/3 vote  
12 unless: it comes within one of a number of  
13 specified exceptions; it is approved by the  
14 affected entity; or the Legislature appropriates  
15 funds, or provides a local source of revenue, to  
16 the entity for the purpose.

17           The purpose or effect of this bill would be  
18 to require a new or increased expenditure of local  
19 funds within the meaning of the amendment.  
20 However, the bill does not require approval of a  
21 local governmental entity or enactment by a 2/3  
22 vote to become effective because it comes within  
23 one of the specified exceptions contained in the  
24 amendment.

25  
26                           A BILL  
27                           TO BE ENTITLED

1 AN ACT

2  
3 Relating to terrorism; to add Division 2, commencing  
4 with Section 13A-10-160.01, to Article 7 of Chapter 10 of  
5 Title 13A, Code of Alabama 1975; to create a statewide  
6 terrorism registry; to specify the information to be  
7 maintained in the registry; to provide for the time of  
8 registration; to require local law enforcement agencies and  
9 the Alabama State Law Enforcement Agency to register  
10 individuals convicted of terrorism; to provide criminal  
11 penalties for failure to register; to provide for the  
12 registration of homeless offenders; to provide for a  
13 searchable public website of offenders; to establish fees  
14 associated with registration; to provide notification to law  
15 enforcement prior to certain travel outside the state and the  
16 country; to require the Alabama State Law Enforcement Agency  
17 to adopt rules to implement the registry; and in connection  
18 therewith would have as its purpose or effect the requirement  
19 of a new or increased expenditure of local funds within the  
20 meaning of Amendment 621 of the Constitution of Alabama of  
21 1901, now appearing as Section 111.05 of the Official  
22 Recompilation of the Constitution of Alabama of 1901, as  
23 amended.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25 Section 1. Article 7 of Chapter 10 of Title 13A,  
26 commencing with Section 13A-10-150, is designated as Division  
27 1.

1                   Section 2. Division 2, commencing with Section  
2                   13A-10-160.01, is added to Article 7 of Chapter 10 of Title  
3                   13A, Code of Alabama 1975, to read as follows:

4                   Division 2. Terrorism Registration.

5                   §13A-10-160.01.

6                   This act shall be known and may be cited as "The  
7                   Mike Spann Tribute Law."

8                   §13A-10-160.02.

9                   This division is applicable to every adult convicted  
10                  of any federal terrorism offense under Chapter 113B of Part I  
11                  of Title 18 of the United States Code Annotated, without  
12                  regard to when the crime was committed or when the duty to  
13                  register arose.

14                  §13A-10-160.03.

15                  For the purposes of this division, the following  
16                  terms shall have the following meanings:

17                  (1) AGENCY. The Alabama State Law Enforcement  
18                  Agency.

19                  (2) CONVICTION. A verdict or finding of guilt as the  
20                  result of a trial, a plea of guilty, a plea of nolo  
21                  contendere, or an Alford plea regardless of whether  
22                  adjudication was withheld. Conviction includes, but is not  
23                  limited to, a conviction in a United States territory, a  
24                  conviction in a federal or military tribunal, including a  
25                  court martial conducted by the Armed Forces of the United  
26                  States, a conviction for an offense committed on an Indian  
27                  reservation or other federal property, a conviction in any

1 state of the United States or a conviction in a foreign  
2 country if the foreign country's judicial system is such that  
3 it satisfies minimum due process set forth in the guidelines  
4 under Section 111(5)(B) of Public Law 109-248. Cases on appeal  
5 are deemed convictions until reversed or overturned.

6 (3) IMMEDIATELY. Within three business days.

7 (4) LOCAL LAW ENFORCEMENT. The sheriff of the county  
8 and the chief of police if the location subject to  
9 registration is within the corporate limits of any  
10 municipality, or, if applicable, the chief law enforcement  
11 officer for a federally recognized Indian tribe.

12 (5) RESIDE. To be habitually or systematically  
13 present at a place. Whether a person is residing at a place  
14 shall be determined by the totality of the circumstances,  
15 including the amount of time the person spends at the place  
16 and the nature of the person's conduct at the place. The term  
17 reside includes, but is not limited to, spending more than  
18 four hours a day at the place on three or more consecutive  
19 days; spending more than four hours a day at the place on 10  
20 or more aggregate days during a calendar month; or spending  
21 any amount of time at the place coupled with statements or  
22 actions that indicate an intent to live at the place or to  
23 remain at the place for the periods specified in this  
24 sentence. A person does not have to conduct an overnight visit  
25 to reside at a place.

1           (6) RESIDENCE. A fixed residence or other place  
2 where the person resides, regardless of whether the person  
3 declares or characterizes such place as a residence.

4           (7) RESPONSIBLE AGENCY. The person or government  
5 entity whose duty it is to obtain information from a terrorism  
6 offender and to transmit that information to the Alabama State  
7 Law Enforcement Agency, police departments, and sheriffs. For  
8 a terrorism offender being released from federal prison and  
9 who intends to establish a residence in this state, the  
10 Alabama State Law Enforcement Agency is responsible for  
11 gathering information relating to the offender.

12           (8) TERRORISM OFFENDER or OFFENDER. An adult  
13 convicted of any federal terrorism offense under Chapter 113B  
14 of Part I of Title 18 of the United States Code Annotated.

15           §13A-10-160.04.

16           (a) The following registration information shall be  
17 provided by the terrorism offender when registering:

18           (1) Name, including any aliases, nicknames, ethnic,  
19 or tribal names.

20           (2) Date of birth.

21           (3) Social Security number.

22           (4) Address of each residence.

23           (5) Name and address of any school the defendant  
24 attends or will attend. For purposes of this subdivision, a  
25 school includes an educational institution, public or private,  
26 including a secondary school, a trade or professional school,  
27 or an institution of higher education.

1           (6) Name and address of any employer where the  
2 terrorism offender works or will work, including any transient  
3 or day laborer information.

4           (7) The license plate number, registration number or  
5 identifier, description, and permanent or frequent location  
6 where all vehicles are kept for any vehicle used for work or  
7 personal use, including land vehicles, aircraft, and  
8 watercraft.

9           (8) Any telephone number used, including land line  
10 and cell phone numbers.

11           (9) Any email addresses or instant message address  
12 or identifiers used, including any designations or monikers  
13 used for self-identification in Internet communications or  
14 postings other than those used exclusively in connection with  
15 a lawful commercial transaction.

16           (10) A current photograph.

17           (11) A physical description of the terrorism  
18 offender, including physical appearance, physical  
19 characteristics, and identifying marks, such as scars and  
20 tattoos.

21           (12) Fingerprints and palm prints.

22           (13) A DNA sample. The DNA sample may be collected  
23 by the agency, a sheriff, or police officer. Prior to  
24 collecting a DNA sample, the responsible agency or agency  
25 shall determine if a DNA sample has already been collected for  
26 the terrorism offender. If a DNA sample has not been  
27 previously collected for the terrorism defender, the agency

1 shall coordinate for the collection of a DNA sample with the  
2 sheriff of the county in which the terrorism offender resides.  
3 The collection of a DNA sample should be performed using  
4 materials recommended or provided by the Alabama Department of  
5 Forensic Sciences. The DNA sample shall be immediately  
6 forwarded by the entity collecting the sample to the  
7 Department of Forensic Sciences.

8 (14) A photocopy of the valid driver license or  
9 identification card.

10 (15) A photocopy of any and all passport and  
11 immigration documents.

12 (16) Any professional licensing information that  
13 authorizes the defendant to engage in an occupation or carry  
14 out a trade or business.

15 (17) A full criminal history of the terrorism  
16 offender, including dates of all arrests and convictions,  
17 status of parole, probation, or supervised release,  
18 registration status, and outstanding arrest warrants.

19 (18) A list of any and all Internet service  
20 providers used by the terrorism offender.

21 (19) Any other information deemed necessary by the  
22 Secretary of the agency.

23 (b) The agency is not required to obtain any of the  
24 following information each time the terrorism offender  
25 verifies his or her required registration information if the  
26 agency verifies the information has already been collected and  
27 has not been changed or altered:

- 1 (1) A current photograph.
- 2 (2) Fingerprints or palm prints.
- 3 (3) A DNA sample.
- 4 (4) A photocopy of the valid driver license or
- 5 identification card.

6 (5) A photocopy of any and all passport and  
7 immigration documents.

8 (c) The registration information shall be collected  
9 by the Alabama State Law Enforcement Agency in a manner  
10 determined by the secretary of the agency and adopted in rule  
11 by the secretary.

12 (d) The required registration information shall  
13 include a form explaining all registration and notification  
14 duties, including any requirements and restrictions placed on  
15 the defendant. This form shall be signed and dated by the  
16 terrorism offender. If the terrorism offender fails to sign  
17 the form, the designee of the agency shall sign the form  
18 stating that the requirements have been explained to the  
19 offender and that the offender refused to sign.

20 (e) All required registration information shall be  
21 stored electronically in a manner determined by the secretary  
22 of the agency and shall be available in a digitized format by  
23 the agency to anyone entitled to receive the information as  
24 provided in Section 13A-10-160.14.

25 (f) Any person who knowingly fails to provide the  
26 required registration information, or who knowingly provides

1 false information, pursuant to this section shall be guilty of  
2 a Class C felony.

3 §13A-10-160.05.

4 (a) Terrorism offenders convicted of federal  
5 terrorism offenses under Chapter 113B of Part I of Title 18 of  
6 the United States Code Annotated, the Alabama State Law  
7 Enforcement Agency shall adopt procedures to establish checks  
8 of federal convictions for terrorism offenses and public  
9 records in this state to identify any Alabama residents who  
10 may be subject to the registration requirements under this  
11 division, as well as notification procedures to those  
12 offenders who are subject to registration.

13 (b) A terrorism offender who knowingly fails to  
14 comply with this section by failing to provide the required  
15 registration information shall be guilty of a Class C felony.

16 §13A-10-160.06.

17 (a) Any terrorism offender who declares he or she is  
18 entering the state to establish a residence or who enters this  
19 state to establish a residence shall immediately appear in  
20 person and register all required registration information with  
21 local law enforcement in the county where the terrorism  
22 offender intends to establish or establishes a residence.

23 (b) Any terrorism offender who enters this state to  
24 accept employment, a volunteer position, or to become a  
25 student shall immediately appear in person and register all  
26 required registration information with local law enforcement

1 in the county where the offender accepts employment, the  
2 volunteer position, or becomes a student.

3 (c) Whenever a terrorism offender registers pursuant  
4 to this section, he or she shall be subject to the  
5 requirements of this division.

6 (d) Within 30 days of initial registration, the  
7 terrorism offender shall provide each registering agency with  
8 a certified copy of his or her terrorism conviction; however,  
9 an offender shall be exempt from this subsection if the  
10 offender provides adequate documentation that the certified  
11 record is no longer available or has been destroyed.

12 (e) Any person who knowingly violates this section  
13 shall be guilty of a Class C felony.

14 §13A-10-160.07.

15 (a) Immediately upon establishing a new residence,  
16 accepting employment, accepting a volunteer position, or  
17 beginning school attendance, the terrorism offender shall  
18 appear in person to register with local law enforcement in  
19 each county in which the offender establishes a residence,  
20 accepts employment, accepts a volunteer position, or begins  
21 school attendance.

22 (b) (1) Immediately upon transferring or terminating  
23 any residence, employment, or school attendance, the terrorism  
24 offender shall appear in person to notify local law  
25 enforcement in each county in which the terrorism offender is  
26 transferring or terminating residence, employment, or school  
27 attendance.

1           (2) Whenever a terrorism offender transfers his or  
2 her residence, as provided in subdivision (1) from one county  
3 to another county, the sheriff of the county from which the  
4 terrorism offender is transferring his or her residence shall  
5 immediately notify local law enforcement in the county in  
6 which the terrorism offender intends to reside. If a terrorism  
7 offender transfers his or her residence, as provided in  
8 subdivision (1) from one county to another jurisdiction, the  
9 sheriff of the county from which the terrorism offender is  
10 transferring his or her residence shall immediately notify the  
11 chief law enforcement agency in the jurisdiction in which the  
12 offender intends to reside.

13           (c) Immediately upon any name change, subject to  
14 restrictions provided in 13A-10-160.11, the terrorism offender  
15 shall immediately appear in person to update the information  
16 with local law enforcement in each county in which the  
17 offender is required to register.

18           (d) (1) Upon changing any required registration  
19 information, including by transferring or terminating a  
20 residence, the terrorism offender shall immediately appear in  
21 person and update the information with local law enforcement  
22 in each county in which the terrorism offender resides.  
23 Provided, however, any changes in telephone numbers, email  
24 addresses, instant message addresses, or other on-line  
25 identifiers or Internet service providers may be reported to  
26 local law enforcement in person, electronically, or

1 telephonically as required by the local law enforcement  
2 agency.

3 (2) Notwithstanding any other provision of law  
4 regarding the establishment of residence, a terrorism offender  
5 has transferred or terminated his or her residence for  
6 purposes of subdivision (1) whenever the offender vacates his  
7 or her residence or fails to spend three or more consecutive  
8 days at his or her residence without previously notifying  
9 local law enforcement or completing a travel notification  
10 document pursuant to Section 13A-10-160.08.

11 (e) A terrorism offender shall appear in person to  
12 verify all required registration information during the  
13 terrorism offender's birth month and every three months  
14 thereafter, regardless of the month of conviction, for the  
15 duration of the offender's life, with local law enforcement in  
16 each county in which the offender resides.

17 (f) At the time of the initial registration, and at  
18 any subsequent times of registration, the terrorism offender  
19 shall be provided a form explaining any and all duties and  
20 restrictions placed on the offender. The terrorism offender  
21 shall read and sign this form stating that he or she  
22 understands the duties and restrictions imposed by this  
23 division. If the offender refuses to sign the form, the  
24 designee of the registering agency shall sign the form stating  
25 that the requirements have been explained to the offender and  
26 that the offender refused to sign.

1 (g) For purposes of this section, a school includes  
2 an educational institution, public or private, including a  
3 secondary school, a trade or professional school, or an  
4 institution of higher education.

5 (h) Any person who knowingly violates this section  
6 shall be guilty of a Class C felony.

7 §13A-10-160.08.

8 (a) A terrorism offender who no longer has a fixed  
9 residence shall be considered homeless and shall appear in  
10 person and report the change in fixed residence to local law  
11 enforcement where he or she is located immediately upon the  
12 change in fixed residence.

13 (b) In addition to complying with the registration  
14 requirements pursuant to Section 13A-10-160.04, a homeless  
15 terrorism offender who lacks a fixed residence, or who does  
16 not provide an address at a fixed residence at the time of  
17 release or registration, shall report in person once every  
18 seven days to law enforcement agency where he or she resides.  
19 If the offender resides within the city limits of a  
20 municipality, he or she shall report to the chief of police.  
21 If the offender resides outside of the city limits of a  
22 municipality he or she shall report to the sheriff of the  
23 county. The weekly report shall be on a day specified by local  
24 law enforcement and shall occur during normal business hours.

25 (c) (1) Each time a homeless terrorism offender  
26 reports under this section, he or she shall provide all of the  
27 following information:

- 1 a. Name.
- 2 b. Date of birth.
- 3 c. Social Security number.
- 4 d. A detailed description of the location or
- 5 locations where he or she has resided during the week.
- 6 e. A list of the locations where he or she plans to
- 7 reside in the upcoming week with as much specificity as
- 8 possible.

9 (2) The registering agency is not required to obtain  
10 the remaining required registration information from the  
11 homeless terrorism offender each time he or she reports to the  
12 registering agency unless the homeless offender has any  
13 changes to the remaining required registration information.

14 (d) If a terrorism offender who was homeless obtains  
15 a fixed residence, the offender shall immediately appear in  
16 person to update the information with local law enforcement in  
17 each county of residence.

18 (e) Any person who knowingly violates this section  
19 shall be guilty of a Class C felony.

20 §13A-10-160.09.

21 (a) Immediately before a terrorism offender  
22 temporarily leaves his or her county of residence for a period  
23 of three or more consecutive days, the offender shall report  
24 in person to the sheriff in each county of residence and  
25 complete and sign a travel notification document.

26 (b) The travel notification document shall be a form  
27 prescribed by the Alabama State Law Enforcement Agency to

1 collect dates of travel, the intended destination or  
2 destinations, temporary lodging information, and any other  
3 information reasonably necessary to monitor an offender who  
4 plans to travel.

5 (c) If a terrorism offender intends to travel to  
6 another country, he or she shall report in person to the  
7 sheriff in each county of residence and complete a travel  
8 notification document at least 21 days prior to the travel. If  
9 the travel to another country is for a family or personal  
10 medical emergency or a death in the family, then the offender  
11 shall report in person to the sheriff in each county of  
12 residence immediately prior to travel. Any information  
13 reported to the sheriff in each county of residence shall  
14 immediately be reported to the United States Marshals Service  
15 and the Alabama State Law Enforcement Agency.

16 (d) The travel notification document shall explain  
17 the duties of the terrorism offender regarding travel as  
18 prescribed by the Alabama State Law Enforcement Agency and a  
19 certification that the offender understands the duties  
20 required of him or her and that the information he or she  
21 provided on the travel notification document is true and  
22 correct. No offender shall provide false information on the  
23 travel notification document.

24 (e) The sheriff in each county of residence shall  
25 immediately notify local law enforcement in the county or the  
26 jurisdiction to which the terrorism offender will be  
27 traveling.

1           (f) Upon return to the county of residence, the  
2 terrorism offender shall immediately report to the sheriff in  
3 each county of residence.

4           (g) All completed travel notification documents  
5 shall be included with the adult terrorism offender's required  
6 registration information.

7           (h) Any person who knowingly violates this section  
8 shall be guilty of a Class C felony.

9           §13A-10-160.10.

10          (a) A terrorism offender shall pay a registration  
11 fee in the amount of ten dollars (\$10) to each registering  
12 agency where the offender resides beginning with the first  
13 quarterly registration after the effective date of this act,  
14 and at each quarterly registration thereafter.

15          (b) Each time a terrorism offender terminates his or  
16 her residence and establishes a new residence, he or she shall  
17 pay a registration fee in the amount of ten dollars (\$10) to  
18 each registering agency where the offender establishes a new  
19 residence.

20          (c) If, at the time of registration, the terrorism  
21 offender is unable to pay the registration fee, the  
22 registering agency may require the offender to pay the fee in  
23 installments not to exceed 90 days. The registering agency  
24 shall waive the registration fee if the offender has an order  
25 from the court declaring his or her indigence. In the event  
26 the offender is determined to be indigent, a periodic review  
27 of the offender's indigent status shall be conducted by the

1 court to determine if the offender is no longer indigent.  
2 Further, if the offender is determined to be indigent by the  
3 sentencing court, nothing in this division shall prohibit the  
4 offender from being placed on a payment plan where the entire  
5 fee is collected in total.

6 (d) (1) The fees collected under this section shall  
7 be appropriated to the registering agency to defray the costs  
8 associated with terrorism offender registration and  
9 verification.

10 (2) Any and all registration fees collected by the  
11 sheriff, or his or her designee, shall be deposited in the  
12 county general fund earmarked for use of the sheriff and shall  
13 be paid to the sheriff upon his or her request to be used at  
14 the discretion of the sheriff for any law enforcement purpose  
15 related to terrorism offender registration, tracking, or  
16 apprehension.

17 (3) The monies provided in this section and the use  
18 of the funds shall in no way diminish or take the place of any  
19 other reimbursement or other source of income established for  
20 the sheriff or the operation of his or her office.

21 (4) Any and all registration fees collected by a  
22 chief of police, or his or her designee, shall be deposited  
23 into the municipal general fund and made available to the  
24 affected law enforcement agency or department upon requisition  
25 of the chief law enforcement official of the agency or  
26 department and shall be used for any lawful purpose related to  
27 terrorism offender registration, tracking or apprehension.

1           (5) The monies provided in this section and the use  
2 of the funds shall in no way diminish or take the place of any  
3 other reimbursement or other source of income established for  
4 the chief of police or the operation of his or her office.

5           (e) Any person who willfully fails to pay the  
6 required registration fee at the time of registration, or at  
7 the time at which the installment payment is due, shall be  
8 guilty of a Class B misdemeanor. Upon a second or subsequent  
9 conviction for willful failure to pay the required  
10 registration fee, the offender shall be guilty of a Class A  
11 misdemeanor.

12           §13A-10-160.11.

13           (a) A terrorism offender may not change his or her  
14 name unless the change is incident to a change in the marital  
15 status of the offender or is necessary to effect the exercise  
16 of the religion of the offender. Any a change shall be  
17 immediately reported to local law enforcement in each county  
18 in which the offender is required to register.

19           (b) Any person who knowingly violates this section  
20 shall be guilty of a Class C felony.

21           §13A-10-160.12.

22           (a) When a terrorism offender declares, and the  
23 county is notified that an offender intends to reside,  
24 maintain employment or a volunteer position, or attend school  
25 in the county and the offender fails to appear for  
26 registration, the county that received the notice shall

1 immediately inform the sheriff of the county that provided the  
2 notice that the offender failed to appear for registration.

3 (b) When a terrorism offender fails to register or  
4 cannot be located, an effort shall immediately be made by the  
5 sheriff in the county in which the offender failed to register  
6 or is unable to be located to determine whether the offender  
7 has absconded.

8 (c) If no determination can be made as to whether  
9 the terrorism offender has absconded, the sheriff of the  
10 county in which the offender failed to appear for registration  
11 shall immediately notify the Alabama State Law Enforcement  
12 Agency and the United States Marshals Service that the  
13 offender cannot be located and provide any information  
14 available to determine whether the offender absconded to the  
15 United States Marshals Service.

16 (d) Once a determination is made that the terrorism  
17 offender has absconded, all of the following shall occur:

18 (1) The sheriff of the county in which the offender  
19 has absconded shall immediately obtain a warrant for the  
20 arrest of the offender.

21 (2) The sheriff of the county in which the offender  
22 has absconded shall immediately notify the United States  
23 Marshals Service and the Alabama State Law Enforcement Agency.

24 (3) The Alabama State Law Enforcement Agency shall  
25 immediately notify the Criminal Justice Information Center,  
26 who shall immediately notify the National Criminal Information  
27 Center.

1 (e) A terrorism offender who knowingly fails to  
2 appear for registration after declaring his or her intent to  
3 reside, be employed, or attend school in a county without  
4 notifying local law enforcement in that county that he or she  
5 will no longer establish a residence, maintain employment or a  
6 volunteer position, or attend school, shall be guilty of a  
7 Class C felony.

8 §13A-10-160.13.

9 Nothing in this division shall be construed as  
10 creating a cause of action against the state or any of its  
11 agencies, officials, employees, or political subdivisions  
12 based on the performance of any duty imposed by this division  
13 or the failure to perform any duty imposed by this division.

14 §13A-10-160.14.

15 The Alabama State Law Enforcement Agency shall adopt  
16 rules for the implementation and administration of this  
17 division.

18 Section 3. Although this bill would have as its  
19 purpose or effect the requirement of a new or increased  
20 expenditure of local funds, the bill is excluded from further  
21 requirements and application under Amendment 621, now  
22 appearing as Section 111.05 of the Official Recompilation of  
23 the Constitution of Alabama of 1901, as amended, because the  
24 bill defines a new crime or amends the definition of an  
25 existing crime.

1                   Section 4. This act shall become effective January  
2           1, 2021, following its passage and approval by the Governor,  
3           or its otherwise becoming law.