

1 HB402  
2 156803-2  
3 By Representative Gaston  
4 RFD: State Government  
5 First Read: 04-FEB-14

1  
2 ENROLLED, An Act,

3           To adopt and incorporate into the Code of Alabama  
4 1975, those general and permanent laws of the state enacted  
5 during the 2013 Regular Session as contained in the 2013  
6 Cumulative Supplement to certain volumes of the code and 2013  
7 Replacement Volumes 16A, 19A, and 22; to initially adopt and  
8 incorporate into the Code of Alabama 1975, 2013 Volume 22H  
9 (Local Laws Greene - Jackson Counties) and to adopt and  
10 incorporate into the Code of Alabama 1975, 2013 Cumulative  
11 Supplements to local law volumes; to make certain corrections  
12 in the replacement volumes and certain volumes of the  
13 cumulative supplement; to specify that this adoption and  
14 incorporation constitute a continuous systematic codification  
15 of the entire Code of Alabama 1975, and that this act is a law  
16 that adopts a code; to declare that the Code Publisher has  
17 certified it has discharged its duties regarding the  
18 replacement volumes; to expressly provide that this act does  
19 not affect any other 2014 session statutes; and to specify the  
20 duties of the Secretary of State regarding the custody of  
21 these cumulative supplements, replacement volumes, and initial  
22 volume.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24           Section 1. (a) Those general and permanent laws of  
25 the state enacted during the 2013 Regular Session as contained

1 in the 2013 Cumulative Supplements to Volumes 3 to 16,  
 2 inclusive, Volumes 17 to 19, inclusive, Volumes 20 to 21A,  
 3 inclusive, and Volume 22A and the 2013 Replacement Volumes  
 4 16A, 19A, and 22 and the additions and deletions made by the  
 5 Code Commissioner for editorial purposes, as edited and  
 6 published by West Group, as the Code Publisher, which volumes  
 7 of the 2013 Cumulative Supplement and 2013 Replacement Volumes  
 8 are identified and authenticated by the Great Seal of the  
 9 State of Alabama placed upon the front and back of each of the  
 10 volumes of the cumulative supplement and upon the first inside  
 11 page and the last inside page of the replacement volume, are  
 12 adopted and incorporated into the Code of Alabama 1975.

13 (b) The following corrections are made to the 2013  
 14 Cumulative Supplements:

15 (1) Section 6-5-752, 2013 Cumulative Supplement to  
 16 Volume 5, page 160. To correct a publishing misprint in  
 17 subdivision (7), delete the words "RESPONSE PERIOD." in the  
 18 definition and replace it with "REPOSE PERIOD."

19 (2) Section 12-19-91, 2012 Replacement Volume 11A,  
 20 page 198, to correct a publishing error which resulted in the  
 21 inadvertent deletion of language in subdivision (1) of  
 22 subsection (c), at the end of the subdivision after "notice of  
 23 appeal" restore the following:

24 .....\$100.00

1           (3) Section 12-25-32, 2012 Replacement Volume 11A,  
2 page 707, to correct an internal reference in subdivision (7),  
3 to reflect the renumbering of the subdivisions in this section  
4 in Act 2012-473, after the word "subdivision" delete "(12)"  
5 and insert the following:

6           (13)

7           (4) Section 23-1-181, 2013 Cumulative Supplement to  
8 Volume 15, pages 19 and 20, to renumber various internal  
9 citations to code sections that have been renumbered and to  
10 delete references to sections that have been repealed to  
11 conform with the repeal and replacement of various sections in  
12 Title 40 of the code in Act 2011-565:

13           In subdivision (4) of subsection (a), delete  
14 "Division 2 of Article 2 of Chapter 17 of Title 40" and  
15 replace it with "Section 40-17-359"

16           In paragraph a. of subdivision (5) of subsection  
17 (a), delete "Section 40-17-31, as amended," and replace it  
18 with "subdivision (1) of subsection (a) of Section 40-17-325"

19           In subdivision (6) of subsection (a) after "less any  
20 refunds of proceeds pursuant to the provisions of" delete  
21 "Article 3 of" and after "Title 40" delete ", or pursuant to  
22 the provisions of either of Divisions 3 and 4 of Article 2 of  
23 Chapter 17"

1           In subdivision (7) of subsection (a), delete  
2 "Section 40-17-72" and replace it with "subsection (c) of  
3 Section 40-17-359"

4           In paragraph a. of subdivision (3) of subsection  
5 (b), delete "Article 1 of Chapter 17 of Title 40" and replace  
6 it with "subdivision (2) of subsection (a) of Section  
7 40-17-325"

8           (5) In Section 27-4-2, 2013 Cumulative Supplement to  
9 Volume 16, page 17, to correct a publishing error which  
10 resulted in the inadvertent deletion of paragraph d. of  
11 subdivision (1) of subsection (a), on the line after paragraph  
12 c., restore the following language:

13           d. Reinstatement fee.....500

14           (6) Section 27-44-13, 2007 Replacement Volume 16,  
15 page 896, to renumber an internal citation to reflect the  
16 relettering of Section 27-44-9 in Act 2012-319, in subsection  
17 (a) replace "Section 27-44-9(g)" with "Section 27-44-9(h)".

18           (7) In Chapter 9E of Title 38 comprised of Sections  
19 38-9E-1 to 38-9E-12, inclusive, 2013 Cumulative Supplement,  
20 pages 13 to 18, inclusive, to redesignate Chapter 9E as  
21 Article 9 of Chapter 6 of Title 13A and to renumber Sections  
22 38-9E-1 to 38-9E-12, inclusive, as follows: Section 38-9E-1 as  
23 13A-6-190; Section 38-9E-2 as 13A-6-191; Section 38-9E-3, as  
24 13A-6-192; Section 38-9E-4 as 13A-6-193; Section 38-9E-5 as  
25 13A-6-194; Section 38-9E-6 as 13A-6-195; Section 38-9E-7 as

1 13A-6-196; Section 38-9E-8 as 13A-6-197; Section 38-9E-9 as  
2 13A-6-198; Section 38-9E-10 as 13A-6-199; Section 38-9E-11 as  
3 13A-6-200; and Section 38-9E-12 as 13A-6-201.

4 (8) Section 40-13-6, 2013 Cumulative Supplement to  
5 Volume 21, page 155, to correct a clerical error and reference  
6 the intended subsection and subdivision, in the first sentence  
7 of subdivision (2) of subsection (e), replace the language  
8 "subsection (c)(1)" with "subdivision (1)".

9 Section 2. Those local and permanent laws of the  
10 state previously enacted and contained in initial 2013 Volume  
11 22H (Local Laws Greene - Jackson Counties) and the local and  
12 permanent laws pertaining to various counties enacted during  
13 the 2013 Regular Session as contained in the 2013 Cumulative  
14 Supplement to Volumes 22B, 22C, 22D, 22E, 22F, and 22G and the  
15 additions and deletions made by the Code Commissioner for  
16 editorial purposes, as edited and published by West Group, as  
17 the Code Publisher, which volumes of the 2013 Cumulative  
18 Supplement are identified and authenticated by the Great Seal  
19 of the State of Alabama placed upon the front and back of each  
20 of the volumes of the cumulative supplement, are adopted and  
21 incorporated into the Code of Alabama 1975.

22 Section 3. The adoption and incorporation of the  
23 supplements and replacement volumes specified in this act  
24 shall constitute a continuous systematic codification of the  
25 entire Code of Alabama 1975, for purposes of Section 85 of the

1 Official Recompilation of the Constitution of Alabama of 1901,  
2 as amended. This act is a law that adopts a code for the  
3 purposes of Section 45 of the Official Recompilation of the  
4 Constitution of Alabama of 1901, as amended.

5 Section 4. It is declared that West Group, as the  
6 Code Publisher, has certified that it has discharged its  
7 duties and responsibilities to edit and publish 2013  
8 Replacement Volumes 16A, 19A, and 22 of the Code of Alabama  
9 1975, by combining the material in the previous bound volumes  
10 with the material contained in the cumulative supplement  
11 without making substantive changes, but making, under the  
12 supervision and pursuant to the direction of the Code  
13 Commissioner, nonsubstantive changes and corrections as may  
14 have resulted from changes in reference numbers, changes of  
15 names and titles of governmental departments, agencies, and  
16 officers, typographical errors, grammatical changes, and  
17 misspellings.

18 Section 5. The adoption of this act shall not  
19 repeal, supersede, amend, or in any other way affect any  
20 statute enacted into law during any 2014 session of the  
21 Legislature.

22 Section 6. Upon passage and approval of this act,  
23 the duly authenticated volumes of the 2013 Cumulative  
24 Supplements and the 2013 Replacement Volumes shall be  
25 transmitted to the Secretary of State, who shall file the

1 volumes of the supplements and the replacement volumes in that  
2 office. The volumes of the supplements and replacement volumes  
3 shall not be removed from the office of the Secretary of  
4 State, but the Secretary of State, upon request, under proper  
5 certificate and seal of that office, shall certify any part or  
6 parts thereof upon payment of the fee specified by law for  
7 similar services.

8 Section 7. This act shall become effective  
9 immediately following its passage and approval by the  
10 Governor, or its otherwise becoming law.



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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 04-MAR-14.

Jeff Woodard  
Clerk

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Senate

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03-APR-14

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Passed