

1 HB324
2 166053-1
3 By Representative Gaston
4 RFD: State Government
5 First Read: 19-MAR-15

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8 SYNOPSIS: Under existing laws, the general and
9 permanent laws of the State of Alabama enacted
10 subsequent to the adoption and enactment of the
11 Code of Alabama 1975, including acts of the 1976
12 Regular Session of the Legislature through the 2013
13 Regular Session as contained in the respective
14 annual cumulative supplements and Replacement
15 Volumes to the Code, have been adopted and
16 incorporated in a continuous and systematic manner
17 into the Code of Alabama 1975.

18 This bill would adopt and incorporate into
19 the Code of Alabama 1975, those general and
20 permanent laws of the state enacted during the 2014
21 Regular Session as contained in the 2014 Cumulative
22 Supplement to certain volumes of the code and 2014
23 Replacement Volumes 5, 5A, 16, and 19.

24 This bill would initially adopt and
25 incorporate into the Code of Alabama 1975, 2014
26 Volume 22I (Local Laws Jefferson County) and would

1 adopt and incorporate into the Code of Alabama
2 1975, the 2014 supplements to local law volumes.

3 This bill would make certain corrections to
4 the replacement volumes and volumes of the
5 cumulative supplement.

6 This bill would specify that this adoption
7 and incorporation constitutes a continuous
8 systematic codification of the entire Code of
9 Alabama 1975, and would expressly provide that this
10 act does not affect other 2015 session statutes.

11 This bill would also specify the duties of
12 the Secretary of State regarding the custody of
13 these cumulative supplements, replacement volumes,
14 and initial volume.

15
16 A BILL

17 TO BE ENTITLED

18 AN ACT
19

20 To adopt and incorporate into the Code of Alabama
21 1975, those general and permanent laws of the state enacted
22 during the 2014 Regular Session as contained in the 2014
23 Cumulative Supplement to certain volumes of the code and 2014
24 Replacement Volumes 5, 5A, 16, and 19; to initially adopt and
25 incorporate into the Code of Alabama 1975, 2014 Volume 22I
26 (Local Laws Jefferson County) and to adopt and incorporate
27 into the Code of Alabama 1975, 2014 Cumulative Supplements to

1 local law volumes; to make certain corrections in the
2 replacement volumes and certain volumes of the cumulative
3 supplement; to specify that this adoption and incorporation
4 constitute a continuous systematic codification of the entire
5 Code of Alabama 1975, and that this act is a law that adopts a
6 code; to declare that the Code Publisher has certified it has
7 discharged its duties regarding the replacement volumes; to
8 expressly provide that this act does not affect any other 2015
9 session statutes; and to specify the duties of the Secretary
10 of State regarding the custody of these cumulative
11 supplements, replacement volumes, and initial volume.

12 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

13 Section 1. (a) Those general and permanent laws of
14 the state enacted during the 2014 Regular Session as contained
15 in the 2014 Cumulative Supplements to Volumes 3 and 4,
16 inclusive, Volumes 6 to 15A, inclusive, Volumes 16A to 18A,
17 inclusive, and Volumes 19A to 22, inclusive, and the 2014
18 Replacement Volumes 5, 5A, 16, and 19 and the additions and
19 deletions made by the Code Commissioner for editorial
20 purposes, as edited and published by West Group, as the Code
21 Publisher, which volumes of the 2014 Cumulative Supplement and
22 2014 Replacement Volumes are identified and authenticated by
23 the Great Seal of the State of Alabama placed upon the front
24 and back of each of the volumes of the cumulative supplement
25 and upon the first inside page and the last inside page of the
26 replacement volume, are adopted and incorporated into the Code
27 of Alabama 1975.

1 (b) The following corrections are made to the 2014
2 Cumulative Supplements:

3 (1) Section 20-2-23, 2014 Cumulative Supplement to
4 Volume 14A, page 15. To correct a publishing error which
5 resulted in the inadvertent deletion of part of a word, at the
6 beginning of subparagraph 35. of paragraph b., subdivision (4)
7 of subsection (b) delete
8 "7-methoxy-1-(2-morpholinoethyl)-N-((1S,2S,4R)-1,3,3-trimethyl
9 bicyclo[2.2.1]heptan-2-yl)-1H-i," and replace it with the
10 following:

11 7-methoxy-1-(2-morpholinoethyl)-N-((1S,2S,4R)-1,3,3-
12 trimethylbicyclo[2.2.1]heptan-2-yl)-1H-indole-3-carboxamide,

13 (2) Section 11-51-191, 2008 Replacement Volume 9,
14 page 559. To update the reference and citation to conform to
15 Act 2014-146, which created the Alabama Tax Tribunal, at the
16 end of subsection (f) delete "Department of Revenue's
17 Administrative Law Division under Section 40-2A-9" and replace
18 it with the following:

19 Alabama Tax Tribunal under Chapter 2B of Title 40.

20 (3) Section 12-10A-1, 2012 Replacement Volume 11,
21 page 147. To reflect the adoption of the recommendations of
22 the Judicial Compensation Commission by the Legislature in Act
23 2006-119, the following language is added after subsection
24 (e):

25 (f) Effective April 23, 2006, notwithstanding
26 subsection (e), the provisions of subsection (d), which
27 provide for additional compensation based on bench experience

1 are reinstated, as they apply to circuit and district judges
2 only.

3 (4) Section 40-2A-10, 2011 Replacement Volume 21,
4 page 94. To update the reference and citation to conform to
5 Act 2014-146, which created the Alabama Tax Tribunal, in
6 subsection (d) replace "subsection (m) of Section 40-2A-9"
7 with "Chapter 2B" and "administrative law judge" with Alabama
8 Tax Tribunal judge" and "Administrative Law Division" with
9 "Alabama Tax Tribunal"

10 (5) Section 40-2A-11, 2014 Cumulative Supplement to
11 Volume 21, page 39. To update the reference to conform to Act
12 2014-146, which created the Alabama Tax Tribunal, in
13 subsection (f) replace "administrative law division" with
14 "Alabama Tax Tribunal"

15 (6) Section 40-17-335, 2011 Replacement Volume 21A,
16 page 112. To update the references and citations to conform to
17 Act 2014-146, which created the Alabama Tax Tribunal, in
18 subsection (c) replace "Administrative Law Division" with
19 "Alabama Tax Tribunal" in two places and replace "Chapter 2A"
20 with "Chapter 2B" and in subsection (d) replace
21 "Administrative Law Division" with "Alabama Tax Tribunal" and
22 replace "Chapter 2A" with "Chapter 2B"

23 (7) Section 40-17-336, 2011 Replacement Volume 21A,
24 page 113. To update the reference and citation to conform to
25 Act 2014-146, which created the Alabama Tax Tribunal, in
26 subsection (c) replace "Administrative Law Division" with
27 "Alabama Tax Tribunal" and "Chapter 2A" with "Chapter 2B"

1 (8) Section 40-29-90, 2011 Replacement Volume 21A,
2 page 791. To update the reference and citation to conform to
3 Act 2014-146, which created the Alabama Tax Tribunal, in
4 subsection (e) replace "Administrative Law Division" with
5 "Alabama Tax Tribunal" in two places and replace "Chapter 2A"
6 with "Chapter 2B"

7 (9) Section 40-29-91, 2011 Replacement Volume 21A,
8 page 792. To update the reference and citation to conform to
9 Act 2014-146, which created the Alabama Tax Tribunal, in
10 subsection (e) replace "Administrative Law Division" with
11 "Alabama Tax Tribunal" in two places and replace "Chapter 2A"
12 with "Chapter 2B"

13 Section 2. Those local and permanent laws of the
14 state previously enacted and contained in initial 2014 Volume
15 22I (Local Laws Jefferson County) and the local and permanent
16 laws pertaining to various counties enacted during the 2014
17 Regular Session as contained in the 2014 Cumulative Supplement
18 to Volumes 22B, 22C, 22D, 22E, 22F, 22G, and 22H and the
19 additions and deletions made by the Code Commissioner for
20 editorial purposes, as edited and published by West Group, as
21 the Code Publisher, which volumes of the 2014 Cumulative
22 Supplement are identified and authenticated by the Great Seal
23 of the State of Alabama placed upon the front and back of each
24 of the volumes of the cumulative supplement, are adopted and
25 incorporated into the Code of Alabama 1975.

26 Section 3. The adoption and incorporation of the
27 supplements and replacement volumes specified in this act

1 shall constitute a continuous systematic codification of the
2 entire Code of Alabama 1975, for purposes of Section 85 of the
3 Official Recompilation of the Constitution of Alabama of 1901,
4 as amended. This act is a law that adopts a code for the
5 purposes of Section 45 of the Official Recompilation of the
6 Constitution of Alabama of 1901, as amended.

7 Section 4. It is declared that West Group, as the
8 Code Publisher, has certified that it has discharged its
9 duties and responsibilities to edit and publish 2014
10 Replacement Volumes 5, 5A, 16, and 19 of the Code of Alabama
11 1975, by combining the material in the previous bound volumes
12 with the material contained in the cumulative supplement
13 without making substantive changes, but making, under the
14 supervision and pursuant to the direction of the Code
15 Commissioner, nonsubstantive changes and corrections as may
16 have resulted from changes in reference numbers, changes of
17 names and titles of governmental departments, agencies, and
18 officers, typographical errors, grammatical changes, and
19 misspellings.

20 Section 5. The adoption of this act shall not
21 repeal, supersede, amend, or in any other way affect any
22 statute enacted into law during any 2015 session of the
23 Legislature.

24 Section 6. Upon passage and approval of this act,
25 the duly authenticated volumes of the 2014 Cumulative
26 Supplements and the 2014 Replacement Volumes shall be
27 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.