HB244

EIFD222-1

By Representatives Harrison, Robbins, Butler, Moore (P)

RFD: Judiciary

First Read: 27-Feb-24

SYNOPSIS:

This bill would prohibit a state agency or other political subdivision of the state from implementing the provisions of a treaty without a resolution of ratification approved by the United States Senate and would provide penalties for violations.

A BILL

TO BE ENTITLED

AN ACT

Relating to state government; to prohibit a state agency or other political subdivision of the state from taking certain actions in response to treaties; and to provide penalties for violations.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) Notwithstanding any other provision of law, a state agency or other political subdivision of the state may not employ state funds, personnel, or facilities to implement the provisions of any treaty without a resolution of ratification approved by the United States Senate.

(b) A violation of subsection (a) creates a cause of action in state court for injunctive and declaratory relief,

compensatory damages of up to ten thousand dollars ($10,000) per violation, and reasonable attorney fees.

(c) A state agency or other political subdivision of the state that adopts a rule, regulation, ordinance, or guidance recommending or requiring compliance with any provision of a treaty without a resolution of ratification approved by the United States Senate shall bear the burden of proving that the treaty was not a factor in the process of adopting the rule, regulation, ordinance, or guidance.

Section 2. This act shall become effective on June 1, 2024.