

**SB118 ENROLLED**



1 SB118  
2 6YRIV3Z-2  
3 By Senator Bell  
4 RFD: Veterans, Military Affairs and Public Safety  
5 First Read: 13-Jan-26



## SB118 Enrolled

1                    Enrolled, An Act,

2

3                    Relating to the Alabama Justice Information Commission;

4                    to amend Sections 41-9-590, 41-9-594, 41-9-625, and 41-9-650,

5                    Code of Alabama 1975, to mandate the collection and

6                    dissemination of biometric identifiers by certain entities; to

7                    authorize the use of certain approved biometric identification

8                    devices by law enforcement officers to identify individuals;

9                    to establish and provide for the operation of the Alabama

10                    Background Check Service; to add Sections 41-9-650.1,

11                    41-9-650.2, 41-9-650.3, 41-9-650.4, and 41-9-650.5 to the Code

12                    of Alabama 1975, to authorize the Alabama State Law

13                    Enforcement Agency (ALEA) to perform authorized background

14                    checks for noncriminal justice purposes; to provide for

15                    approved types and uses of background checks for noncriminal

16                    justice purposes; to authorize the Secretary of ALEA to

17                    establish and collect fees for background checks for

18                    noncriminal justice purposes; to establish the Alabama Rap

19                    Back Program; to provide penalties for the misuse of a

20                    background check report; to make conforming changes to update

21                    terminology; to make nonsubstantive, technical revisions to

22                    update the existing code language to current style; and to

23                    repeal Article 4 of Chapter 2 of Title 32, Code of Alabama

24                    1975, regarding the dissemination of criminal history

25                    information.

26                    BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

27                    Section 1. Sections 41-9-590, 41-9-594, 41-9-625, and

28                    41-9-650, Code of Alabama 1975, are amended to read as



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29 follows:

30 "§41-9-590

31 When used in this article, the following terms shall  
32 have the following meanings, ~~respectively, unless the context~~  
33 ~~clearly indicates a different meaning:~~

34 (1) AJIC or COMMISSION. The Alabama Justice Information  
35 Commission.

36 (2) ALEA. The Alabama State Law Enforcement Agency.

37 (3) ALEA CJIS. The Criminal Justice Information  
38 Services Division of ALEA.

39 (4) BACKGROUND CHECK. A report produced by one or more  
40 information systems within ALEA that identifies a specific  
41 individual's criminal history record within the state criminal  
42 history repository. The report may also include criminal  
43 history record information from the national criminal history  
44 repository maintained by the FBI or other public  
45 safety-related information maintained or accessed through the  
46 authority of ALEA.

47 (5) BIOMETRIC DATA. Data derived from analyzing an  
48 individual's biometric identifiers.

49 (6) BIOMETRIC IDENTIFIERS. Intrinsic physical or  
50 behavioral traits of humans used to uniquely identify or  
51 verify an individual's identity from within a population.

52 (7) CIVIL EVENT. A noncriminal, administrative, or  
53 legal interaction involving an individual which is recorded  
54 alongside his or her biometric data by governmental agencies.

55 (8) CRIMINAL EVENT. A documented interaction between an  
56 individual and the criminal justice system. The term includes



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57 information regarding arrests, detentions, indictments, and  
58 other formal criminal charges.

59 (9) CRIMINAL HISTORY RECORD INFORMATION. Information  
60 collected by criminal justice agencies on individuals  
61 consisting of identifiable descriptions, including  
62 fingerprints and other biometric data, and notations of  
63 arrests, detentions, indictments, or other formal charges, and  
64 any disposition arising therefrom, including acquittal,  
65 sentencing, correctional induction, supervision, or release.  
66 The term does not include identification information such as  
67 fingerprint records if the information does not indicate the  
68 individual's involvement with the criminal justice system.

69 ~~(3)~~ (10) CRIMINAL JUSTICE AGENCIES. Federal, state,  
70 local, and tribal public agencies that perform substantial  
71 activities or planning for activities relating to the  
72 identification, apprehension, prosecution, adjudication, or  
73 rehabilitation of civil, traffic, and criminal offenders.

74 ~~(4)~~ (11) CRIMINAL JUSTICE INFORMATION. ~~Data necessary~~  
75 for criminal justice Information based upon data under the  
76 authority of ALEA or AJIC necessary for criminal justice and  
77 public safety agencies to perform their ~~duties and enforce~~  
78 existing law missions. This term includes, but is not limited  
79 to, biometrics, business, ~~biometric, identity history, person,~~  
80 organization, and property, when accompanied by any personally  
81 identifiable information, bond conditions and provisions, an  
82 individual's identity history data, biographic information,  
83 ~~case/incident~~ case or incident history reports ~~data,~~ and any  
84 other data deemed criminal justice information by the FBI CJIS



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85 Security Policy. ~~The term also includes ALEA-provided or FBI~~  
86 ~~CJIS-provided data necessary to make hiring decisions.~~ In  
87 addition, the term may refer to the ALEA CJIS-provided or FBI  
88 CJIS-provided data necessary for civil agencies to perform  
89 their missions, including, but not limited to, data used to  
90 make hiring decisions.

91 ~~(5)~~ (12) FBI. The Federal Bureau of Investigation.

92 ~~(13) CRIMINAL JUSTICE INFORMATION SERVICES DIVISION or~~  
93 ~~FBI CJIS. The division of the Federal Bureau of Investigation~~  
94 ~~that equips law enforcement, national security, and~~  
95 ~~intelligence community partners with needed criminal justice~~  
96 ~~information.~~ The Criminal Justice Information Services Division  
97 of the FBI that is responsible for the collection,  
98 warehousing, and timely dissemination of relevant criminal  
99 justice information to the FBI and to qualified law  
100 enforcement, criminal justice, civilian, academic, employment,  
101 and licensing agencies.

102 ~~(6)~~ (14) IDENTITY HISTORY DATA. Textual data that  
103 corresponds with an individual's biometric data, providing a  
104 history of criminal and civil events for the identified  
105 individual.

106 ~~(7)~~ (15) INFORMATION SYSTEM. A system of people, data,  
107 and processes, whether manual or automated, established for  
108 the purpose of managing information.

109 ~~(8)~~ (16) NLETS. Network provider. The national  
110 organization that provides for the exchange of criminal  
111 justice and public safety information among multiple between  
112 state, federal, and international criminal justice and public



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113 safety agencies.

114 ~~(8)~~ (17) NLETS SYSTEM AGENCY ~~or NSA.~~ The state agency  
115 responsible for the administration of the NLETS network  
116 information provided by NLETS to criminal justice and public  
117 safety agencies within this state and who provides a  
118 representative from the state for the governance of NLETS.

119 (18) NONCRIMINAL JUSTICE PURPOSE. The uses of criminal  
120 history records for purposes authorized by federal or state  
121 law other than purposes relating to the administration of  
122 criminal justice, including employment suitability, licensing  
123 determinations, immigration and naturalization matters, and  
124 national security clearances.

125 ~~(9)~~ (19) OFFENSE. Any act that is a felony, misdemeanor,  
126 state violation, municipal ordinance violation, or violation,  
127 or an act of delinquency.

128 (20) RAP BACK. A system that enables authorized  
129 entities to receive ongoing status notifications of any  
130 criminal history reported by ALEA or the FBI on individuals  
131 whose fingerprints are registered in the ALEA CJIS biometric  
132 identity repository or the FBI CJIS national fingerprint file.

133 ~~(10)~~ (21) SECRETARY. The Secretary of the Alabama State  
134 Law Enforcement Agency.

135 (22) TEXTUAL DATA. Written or digital records  
136 expressing information in written or printed language,  
137 including words, sentences, and paragraphs.

138 ~~(11) SBI.~~ ~~The State Bureau of Investigation.~~

139 ~~(12)~~ (23) USER AGENCY. Any agency or entity that  
140 subscribes to, accesses, or views any ALEA information system



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141 or service provided under the authority of this article."

142 "§41-9-594

143 (a) The commission shall ~~establish its own~~ adopt rules  
144 and policies for the performance of the responsibilities  
145 ~~charged to it in~~ under this article. Unless otherwise stated,  
146 the rules of the commission are subject to the Alabama  
147 Administrative Procedure Act, Chapter 22 of Title 41. ALEA may  
148 establish procedures to implement the rules and policies of  
149 the commission or as otherwise stated in state law.

150 (b) The commission shall ~~establish~~ adopt rules and  
151 policies that will restrict the information obtained under  
152 authority of this article to the items germane to the  
153 implementation of this article and restrict the use of  
154 information only to authorized persons and agencies.

155 (c) The chair of the commission shall appoint a Privacy  
156 and Security Committee from the membership of the commission  
157 who are elected officials, or their designees, consisting of a  
158 chair and three members, to study the privacy and security  
159 implications of sharing criminal justice information and to  
160 formulate rule or policy recommendations for consideration by  
161 the commission concerning the collection, storage,  
162 dissemination, or usage of criminal justice information.

163 (d) The commission may adopt rules and policies  
164 regarding the collection, storage, and dissemination of  
165 criminal justice information that conform to the policies of  
166 the FBI CJIS. ~~The commission may adopt rules and policies that~~  
167 ~~permit ALEA to perform background checks for noncriminal~~  
168 ~~justice purposes and may provide for the procedure for~~



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169 ~~obtaining the records including, but not limited to, charging~~  
170 ~~a fee not to exceed twenty-five dollars (\$25) for securing~~  
171 ~~records through ALEA. All fees shall be deposited into the~~  
172 ~~State Treasury to the credit of the Public Safety Fund and~~  
173 ~~shall be used to cover the expenses for improving criminal~~  
174 ~~history records and the state repository at ALEA.~~

175 ~~(e) Any rule or policy of the commission to the~~  
176 ~~contrary notwithstanding, the police department of any college~~  
177 ~~or university in this state which offers medical, nursing, and~~  
178 ~~health care education, or which operates a hospital may~~  
179 ~~request from ALEA a criminal background check on any person~~  
180 ~~who applies for employment with the college or university, and~~  
181 ~~ALEA may charge a background search fee of up to twenty-five~~  
182 ~~dollars (\$25) from each applicant for each search conducted on~~  
183 ~~the applicant. All fee proceeds from the background check fee~~  
184 ~~shall be deposited in the State Treasury to the credit of the~~  
185 ~~Public Safety Fund and shall be used to cover expenses for~~  
186 ~~improving criminal history records and the state repository at~~  
187 ~~ALEA.~~

188 (e) The commission may direct ALEA CJIS to establish  
189 procedures, manuals, documents, forms or requirements; perform  
190 tasks to facilitate federal and state law; and perform tasks  
191 to facilitate rules or policies established by the commission.  
192 These directives and ALEA CJIS's subsequent response are not  
193 subject to APA approval, but must be approved by the  
194 commission.

195 ~~(f) The Unless otherwise provided by law, the~~  
196 ~~commission may establish a fee schedule for any services~~



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197 rendered by ALEA under the authority of this article. All fees  
198 shall be deposited into the State Treasury to the credit of  
199 the Public Safety Fund and shall be used to support, develop,  
200 maintain, and promote operations as authorized in this  
201 article."

202 "§41-9-625

203 ~~(a) All persons in this state in charge of law~~  
204 ~~enforcement and correctional agencies shall obtain biometric~~  
205 ~~identifiers, which may include fingerprints, photographs, palm~~  
206 ~~prints, retina scans, or other identifiers specified by the~~  
207 ~~FBI, according to the biometric identification system at ALEA~~  
208 ~~and the rules established by the commission of all persons~~  
209 ~~arrested or taken into custody as fugitives from justice, and~~  
210 ~~of all unidentified human corpses in their jurisdictions. All~~  
211 ~~biometric identifiers collected according to this section~~  
212 ~~shall be provided to ALEA according to the rules of the~~  
213 ~~commission.~~

214 ~~(b) If any person arrested or taken into custody is~~  
215 ~~subsequently released without charge or cleared of the offense~~  
216 ~~through criminal justice proceedings, the disposition shall be~~  
217 ~~reported by all state, county, and municipal criminal justice~~  
218 ~~agencies to ALEA within 30 days of such action, and all of the~~  
219 ~~information shall be eliminated and removed.~~

220 (a) When an individual is arrested for an offense, the  
221 arresting agency shall obtain fingerprints, palm prints, a  
222 mugshot, and descriptive information required to establish a  
223 criminal history record. The arresting agency may obtain other  
224 biometric identifiers, including iris scans; photographs of



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225 scars, marks, or tattoos; and DNA. Any data submitted to ALEA  
226 CJIS as required or authorized by this section shall be  
227 provided to ALEA according to the commission-approved  
228 procedures established by ALEA CJIS for inclusion in the state  
229 biometric identification repository.

230 (b) When an individual is detained or taken into  
231 custody as a fugitive from justice, the agency with custody  
232 over the individual may obtain descriptive information  
233 required to establish a criminal history record and biometric  
234 identifiers, which may include fingerprints; photographs; palm  
235 prints; iris scans; photographs of scars, marks, or tattoos;  
236 DNA; or other identifiers specified by AJIC rule. Any data  
237 submitted to ALEA CJIS as required or authorized by this  
238 subsection shall be provided to ALEA according to the  
239 commission-approved procedures established by ALEA CJIS for  
240 inclusion in the state biometric identification repository. If  
241 the individual is subsequently released without charge,  
242 released to the jurisdiction of the underlying arrest, or  
243 otherwise cleared of the charged offense through criminal  
244 justice proceedings, the involved agency shall notify ALEA  
245 CJIS of the disposition within 30 days. Upon receiving  
246 notification, ALEA shall remove all information regarding the  
247 detainment or custodial event from all ALEA CJIS information  
248 systems.

249 (c) All agencies that recover an unidentified human  
250 corpse shall obtain biometric identifiers and provide this  
251 information and other recovery event-related information to  
252 ALEA according to the rules established by the commission and



253 procedures established by ALEA CJIS for inclusion in the state  
254 biometric identification repository.

255 (d) Any AJIS rule specifying other biometric  
256 identifiers obtained under subsections (a), (b), or (c), shall  
257 be subject to the Alabama Administrative Procedure Act,  
258 Chapter 22 of Title 41.

259 (e) A law enforcement officer may use a biometric  
260 identification device with access to the state and federal  
261 biometric identification repositories to identify an  
262 individual to the extent allowed by state law in situations  
263 that provide the officer authority to request or otherwise  
264 take action to identify an individual. The device must meet  
265 FBI or AJIC standards to compare the captured identifier to  
266 the state or federal biometric identification repositories.  
267 The commission shall establish rules for the use of these  
268 devices and the resulting information returned from the use."

269 "§41-9-650

270 ~~In addition to any other requirements, any agency,~~  
271 ~~board, or commission in this state that issues a permit or~~  
272 ~~license, by rule, may require a criminal background check~~  
273 ~~through ALEA as part of its licensing or permitting~~  
274 ~~requirements. Any agency, board, or commission adopting a rule~~  
275 ~~requiring a background check shall be subject to rules and~~  
276 ~~procedures of the commission for the use of the background~~  
277 ~~check.~~

278 (a) ALEA shall establish and operate a service, to be  
279 called the Alabama Background Check Service, that allows  
280 authorized persons and entities, pursuant to Section



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281 41-9-650.1, to obtain background checks on individuals for  
282 noncriminal justice purposes.

283 (b) (1) AJIC shall adopt rules for the limited purpose  
284 of the operation and use of the Alabama Background Check  
285 Service in accordance with this act.

286 (2) ALEA CJIS shall establish procedures that are  
287 consistent with the commission's rules.

288 (c) ALEA may contract with one or more vendors or other  
289 third-party entities to facilitate any or all functions of the  
290 service on behalf of ALEA."

291 Section 2. Sections 41-9-650.1, 41-9-650.2, 41-9-650.3,  
292 41-9-650.4, and 41-9-650.5 are added to the Code of Alabama  
293 1975, to read as follows:

294 §41-9-650.1

295 (a) For the noncriminal justice purposes specified  
296 herein, ALEA may provide a background check to any of the  
297 following persons or entities:

298 (1) Any public or private employer to screen a  
299 prospective employee or contractor or for other employment  
300 purposes.

301 (2) Any government agency, board, or commission with  
302 legal authority to issue a license, permit, or certification  
303 to screen an applicant for the issuance or renewal of the  
304 license, permit, or certification.

305 (3) Any nonprofit or volunteer organization to screen a  
306 prospective or current volunteer of the organization.

307 (4) Any housing authority or lessor of rental property  
308 to screen a prospective or current resident.



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309 (5) Any educational entity to screen student  
310 applicants, prospective or current volunteers involved with  
311 entity-related activities, or other individuals directly  
312 related to the operations or events of the entity and subject  
313 to the entity's authority.

314 (6) Any agency or organization established by federal  
315 or state law for an official purpose of the agency or  
316 organization.

317 (7) Any person or entity authorized by the rules of the  
318 commission to obtain a background check for noncriminal  
319 justice purposes.

320 (b) Except as otherwise provided by law, an individual  
321 who is the subject of a background check for noncriminal  
322 justice purposes shall provide express permission for the  
323 release of information to the authorized person or entity  
324 requesting the check prior to ALEA's dissemination of  
325 background check information. The subject's express permission  
326 shall be maintained, physically or digitally, by the  
327 requesting person or entity for a period of three years or for  
328 the term of the subject's association with the requester,  
329 whichever is longer.

330 (c) A background check may not be provided on any  
331 individual under 18 years of age without parental consent.

332 (d) Any person or entity that is authorized by state  
333 law to perform a background check or allowed by law to adopt  
334 rules requiring a background check is subject to the AJIC  
335 rules and ALEA procedures described in Section 41-9-650.

336 (e) The commission may require a person or entity to



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337 develop background check guidelines for the commission's  
338 review and approval prior to allowing the release of  
339 background check information to that person or entity.

340 (f) Background check information may only be  
341 disseminated for the specific purposes listed in this section.  
342 No person or entity that has received background check  
343 information from ALEA shall subsequently disseminate the  
344 background check information to any other person or entity.

345 (g) Any recipient of a background check record may be  
346 subject to an audit by ALEA CJIS.

347 §41-9-650.2

348 (a) The Alabama Background Check Service may be  
349 provided through a biometric-based or a name-based search for  
350 a background check record.

351 (b) A name-based search shall be initiated by  
352 submitting an individual's name to ALEA through an Internet  
353 web portal or other commission-approved mechanism, which shall  
354 allow for the electronic transfer of records and shall only  
355 return state information results.

356 (c) The response to a biometric-based search shall only  
357 be provided upon the receipt of biometric information by ALEA  
358 or a commission-approved third-party entity acting on behalf  
359 of ALEA that meets all FBI standards for biometric  
360 identification collection. This search shall provide state  
361 information results, as well as other state and federal  
362 information as allowed by law.

363 (d) An applicant for a license, permit, or  
364 certification shall provide the issuing government agency,



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365 board, or commission with his or her name, date of birth,  
366 Social Security number, and express permission for the release  
367 of information on a form sworn by the applicant. This  
368 information shall be digitally provided to ALEA. If a  
369 biometric-based check is requested, the applicant shall submit  
370 fingerprints or other biometrics in accordance with AJIC rules  
371 and ALEA CJIS procedures. If a national record check is  
372 required, ALEA shall forward or process the applicant's prints  
373 or other biometrics to the FBI for a national criminal  
374 background check in a manner consistent with federal law.

375 §41-9-650.3

376 (a) The secretary may establish reasonable record fees  
377 for the provision of a background check report, not to exceed  
378 thirty dollars (\$30). The record fee may be waived at the  
379 discretion of the secretary.

380 (b) Additional costs may be assessed to a person or  
381 entity requesting a background check for any of the following:

382 (1) The cost for a national criminal background check,  
383 as determined by the FBI.

384 (2) Financial transaction fees.

385 (3) A reasonable one-time account registration fee.

386 (c) ALEA may enter into an agreement with one or more  
387 vendors or other third-party entities to perform background  
388 check services for ALEA on the basis of fee sharing or by  
389 adding an additional convenience fee for third-party services.

390 (d) Requests for background checks made by the Alabama  
391 Peace Officers' Standards and Training Commission or by any  
392 criminal justice agency are exempt from fees established



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393 pursuant to this section if the request is made for criminal  
394 justice purposes or for the purpose of making an employment  
395 suitability decision.

396 (e) All monies received for background checks shall be  
397 deposited in the State Treasury to the credit of the Public  
398 Safety Fund. The monies shall be used for the purposes of ALEA  
399 CJIS and for other ALEA expenses as determined by the  
400 secretary.

401 §41-9-650.4

402 (a) As part of the Alabama Background Check Service,  
403 ALEA may establish the Alabama Rap Back Program. If  
404 established, ALEA shall participate in the FBI's Next  
405 Generation Identification (NGI) Rap Back Service. The purpose  
406 of the rap back service is to allow ALEA to notify  
407 participating entities when an enrolled individual is the  
408 subject of a rap back notification event, including, but not  
409 limited to, being arrested for or convicted of an offense.

410 (b) As used in this section, the following words have  
411 the following meanings:

412 (1) INDIVIDUAL. Any individual who has undergone a  
413 fingerprint-based background check in order to care for  
414 children, the disabled, or the elderly, or to be licensed,  
415 certified, or to perform volunteer service, or for any other  
416 FBI or federally authorized purpose with a participating  
417 entity and who has been enrolled by that participating entity  
418 in the Alabama Rap Back Program.

419 (2) PARTICIPATING ENTITY. An entity with statutory  
420 authority to require an individual to undergo a



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421 fingerprint-based background check as a condition to care for  
422 children, the disabled, or the elderly, or to be licensed,  
423 certified, or to perform volunteer service, or for any other  
424 FBI or federally authorized purpose and has elected to enroll  
425 those individuals in the Alabama Rap Back Program.

426 (c) ALEA may submit fingerprints and accompanying  
427 records to the FBI to be retained in and advised through the  
428 FBI's NGI Rap Back Service when an enrolled individual is  
429 arrested for or convicted of a criminal offense. Fingerprints  
430 submitted to the FBI may be used for future searches,  
431 including latent searches.

432 (d) ALEA shall ensure that notification is made to the  
433 participating entity that enrolls an individual in the Alabama  
434 Rap Back Program when an FBI Rap Back report notification is  
435 received. The information contained in the notification shall  
436 be used by the participating entity for purposes of  
437 determining the eligibility of the continued service of the  
438 individual and shall not be further disseminated.

439 (e) ALEA shall adopt rules governing the operation and  
440 maintenance of the Alabama Rap Back Program and the removal  
441 and destruction of records on individuals who are deceased or  
442 who are no longer individuals as defined in this section. Such  
443 rules shall provide that a participating entity shall  
444 disenroll any individual who is deceased or is no longer an  
445 individual as defined in this section within five business  
446 days of death or such event that no longer requires the  
447 individual to be enrolled in the Alabama Rap Back Program to  
448 ensure the prompt removal and destruction of records from the



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449 Alabama Rap Back Program.

450 (f) ALEA may assess an annual fee not to exceed twelve  
451 dollars (\$12) per individual enrolled in the Alabama Rap Back  
452 Program. The fee shall be paid by the participating entity  
453 enrolling an individual in the Alabama Rap Back Program. When  
454 more than one participating entity enrolls the same individual  
455 in the Alabama Rap Back Program, both participating entities  
456 shall be responsible for paying the full cost for maintenance  
457 and notification. Any fees collected shall be deposited in the  
458 State Treasury to the credit of the Public Safety Fund. Such  
459 monies shall be used for the purposes of ALEA CJIS and for  
460 other ALEA expenses as determined by the secretary.

461 (g) No participating entity authorized to submit  
462 fingerprints shall be considered negligent per se in a civil  
463 action solely because the entity elected not to enroll an  
464 individual in the Alabama Rap Back Program pursuant to this  
465 section.

466 (h) Prior to enrolling an applicant in the Alabama Rap  
467 Back Program, a participating entity shall ensure the  
468 applicant receives notice and access to documentation  
469 informing the applicant that his or her fingerprints shall be  
470 retained for the purpose of providing the participating entity  
471 notification of any subsequent modifications to the  
472 applicant's criminal history record.

473 (i) ALEA may establish an in-state rap back service for  
474 any person or entity that does not qualify to receive  
475 information from the FBI Rap Back service but that has  
476 authority to require a state-only background check.



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477 §41-9-650.5

478 (a) An individual commits the crime of misuse of a  
479 background check report if he or she does any of the  
480 following:

481 (1) Knowingly receives, disseminates, or otherwise uses  
482 a background check contrary to the purposes allowed by this  
483 article or otherwise allowed in law.

484 (2) Performs a background check on an individual  
485 without first receiving a release, when required, from the  
486 subject of the report.

487 (3) Willfully uses information submitted to the Alabama  
488 Rap Back Program for purposes not authorized in this article  
489 with the intent to harass or intimidate another individual.

490 (b) Misuse of a background check report is a Class B  
491 misdemeanor.

492 (c) Upon conviction for any violation of this section,  
493 the defendant may be ordered to pay restitution to the victim  
494 whose information was misused. Restitution shall include any  
495 pecuniary damages or loss to the victim ordered pursuant to a  
496 hearing held as provided in Section 15-18-67.

497 Section 3. Article 4 of Chapter 2 of Title 32, Code of  
498 Alabama 1975, relating to the release of criminal history  
499 information, is repealed.

500 Section 4. This act shall become effective on October  
501 1, 2026.



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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB118

Senate 03-Feb-26

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris,  
Secretary.

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House of Representatives  
Amended and passed: 17-Mar-26

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Senate concurred in House amendment 01-Apr-26

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By: Senator Bell