

HB420 INTRODUCED



1 HB420

2 1192VLZ-1

3 By Representatives Butler, Robertson, Bedsole

4 RFD: Judiciary

5 First Read: 10-Feb-26



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4 SYNOPSIS:

5 Under existing law, a person who discharges a
6 firearm into an occupied school bus or school building
7 is guilty of a Class B felony.

8 This bill would increase the penalty for
9 discharging a firearm into an occupied school bus or
10 school building to a Class A felony.

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13 A BILL

14 TO BE ENTITLED

15 AN ACT

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17 Relating to crimes and offenses; to amend Section
18 13A-11-61.1, Code of Alabama 1975, to revise the penalties for
19 discharging a firearm into an occupied school bus or school
20 building.

21 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

22 Section 1. Section 13A-11-61.1, Code of Alabama 1975,
23 is amended to read as follows:

24 "§13A-11-61.1

25 (a) No person shall shoot or discharge a firearm into
26 an occupied or unoccupied school bus or school building.

27 (1) A person who shoots or discharges a firearm into an
28 occupied school bus or school building shall be guilty of a



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29 ~~Class B~~ Class A felony.

30 (2) A person who shoots or discharges a firearm into an
31 unoccupied school bus or school building shall be guilty of a
32 Class C felony.

33 (b) No person shall shoot or discharge a firearm on
34 school property.

35 (1) A person who shoots or discharges a firearm on
36 school property during school hours or during school
37 activities after school hours~~r~~ shall be guilty of a Class B
38 felony.

39 (2) In circumstances other than those provided in
40 subdivision (1), a person who shoots or discharges a firearm
41 on school property shall be guilty of a Class C felony.

42 (c) A person shall not be in violation of this section
43 if the person is justified in using physical force pursuant to
44 Section 13A-3-23.

45 (d) A person shall not be in violation of this section
46 if he or she is engaging in an organized competition or school
47 ~~system sanctioned~~ system-sanctioned event involving the use of
48 a firearm or participating in or practicing for a performance
49 by an organized group under 26 U.S.C. § 501(c) (3) which uses
50 firearms as part of the performance or is on land leased from
51 a school system.

52 (e) For the purposes of this section, "school property"
53 does not include sixteenth section land or school lands,
54 pursuant to Section 16-20-1, held in trust for the benefit of
55 a school district, that do not have any school buildings~~r~~ and
56 ~~that is are~~ not actively used for the purpose of providing

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57 educational or recreational activities to students.

58 (f) A person shall not be in violation of this section
59 if he or she is under 19 years of age.

60 (g) This section shall not be construed to repeal other
61 criminal laws. Whenever conduct prescribed by any provision of
62 this section is also prescribed by any other provision of law,
63 the provision which carries the more serious penalty shall be
64 applied."

65 Section 2. This act shall become effective on October
66 1, 2026.