

1 HB362
2 136794-3
3 By Representative Gaston
4 RFD: Internal Affairs
5 First Read: 21-FEB-12

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 2010 First Special Session and the 2011 Regular
6 Session as contained in the 2011 Cumulative Supplement to
7 certain volumes of the code and 2011 Replacement Volumes 12A,
8 17, 21, and 21A; to initially adopt and incorporate into the
9 Code of Alabama 1975, 2011 Volume 22F (Local Laws Dale -
10 Escambia Counties) and to adopt and incorporate into the Code
11 of Alabama 1975, 2011 Cumulative Supplements to local law
12 volumes; to make certain corrections in 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 2012 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 2010 First Special Session and

1 the 2011 Regular Session as contained in the 2011 Cumulative
2 Supplements to Volumes 3 to 12, inclusive, Volumes 13 to 16A,
3 inclusive, Volumes 17A to 20, inclusive, Volume 22, and Volume
4 22A, and the 2011 Replacement Volumes 12A, 17, 21, and 21A and
5 the additions and deletions made by the Code Commissioner for
6 editorial purposes, as edited and published by West Group, as
7 the Code Publisher, which volumes of the 2011 Cumulative
8 Supplement and 2011 Replacement Volumes are identified and
9 authenticated by the Great Seal of the State of Alabama placed
10 upon the front and back of each of the volumes of the
11 cumulative supplement and upon the first inside page and the
12 last inside page of the replacement volume, are adopted and
13 incorporated into the Code of Alabama 1975.

14 (b) The following corrections are made to the 2011
15 Cumulative Supplements:

16 (1) Section 17-14-70, 2011 Cumulative Supplement to
17 Volume 13A, page 74. In subsection (a), to correct a manifest
18 typographical error, delete the following language appearing
19 on the last line of page 74 and the first four lines of page
20 75:

21 ", Block 40, Block 41, Block 42, Block 43, Block 44,
22 Block 45, Block 46, Block 47, Block 48, Block 49, Block 50,
23 Block 51, Block 52, Block 53, Block 54, Block 55, Block 22,
24 Block 23, Block 24, Block 25, Block 26, Block 27, Block 28,

1 Block 29, Block 30, Block 31, Block 32, Block 33, Block 34,
2 Block 35, Block 36, Block 37, Block 38, Block 39"

3 (2) Section 22-9A-13, 2011 Cumulative Supplement to
4 Volume 14A, page 49. In the first sentence of subdivision (3)
5 of subsection (b), to correct an effective date translation,
6 delete "January 1, 2013" and insert in lieu thereof "January
7 1, 2012".

8 (3) Section 15-22-36, 2011 Replacement Volume 12A,
9 page 896. At the end of the first sentence and beginning of
10 the second sentence of subdivision (1) of subsection (e), to
11 correct a manifest typographical error, after the language
12 "authorized individual" delete ". The" and insert in lieu
13 thereof ", the".

14 (4) Section 32-5A-191, as amended by Act 2011-621
15 and Act 2011-613, 2011 Cumulative Supplement to Volume 17A,
16 page 19. In subsection (e), to resolve a conflict between two
17 amendatory acts so as to give the later act effect, delete the
18 following language appearing in the third sentence of
19 subsection (e):

20 "the person provides blood alcohol concentration of
21 0.15 or greater or,"

22 Section 2. Those local and permanent laws of the
23 state previously enacted and contained in initial 2011 Volume
24 22F (Local Laws Dale - Escambia Counties) and the local and
25 permanent laws pertaining to various counties enacted during

1 the 2010 First Special Session and the 2011 Regular Session as
2 contained in the 2011 Cumulative Supplement to Volumes 22B,
3 22C, 22D, and 22E and the additions and deletions made by the
4 Code Commissioner for editorial purposes, as edited and
5 published by West Group, as the Code Publisher, which volumes
6 of the 2011 Cumulative Supplement are identified and
7 authenticated by the Great Seal of the State of Alabama placed
8 upon the front and back of each of the volumes of the
9 cumulative supplement, are adopted and incorporated into the
10 Code of Alabama 1975.

11 Section 3. The adoption and incorporation of the
12 supplements and replacement volumes specified in this act
13 shall constitute a continuous systematic codification of the
14 entire Code of Alabama 1975, for purposes of Section 85 of the
15 Official Recompilation of the Constitution of Alabama of 1901,
16 as amended. This act is a law that adopts a code for the
17 purposes of Section 45 of the Official Recompilation of the
18 Constitution of Alabama of 1901, as amended.

19 Section 4. It is declared that West Group, as the
20 Code Publisher, has certified that it has discharged its
21 duties and responsibilities to edit and publish 2011
22 Replacement Volumes 12A, 17, 21, and 21A of the Code of
23 Alabama 1975, by combining the material in the previous bound
24 volumes with the material contained in the cumulative
25 supplement without making substantive changes, but making,

1 under the supervision and pursuant to the direction of the
2 Code Commissioner, nonsubstantive changes and corrections as
3 may have resulted from changes in reference numbers, changes
4 of names and titles of governmental departments, agencies, and
5 officers, typographical errors, grammatical changes, and
6 misspellings.

7 Section 5. The adoption of this act shall not
8 repeal, supersede, amend, or in any other way affect any
9 statute enacted into law during any 2012 session of the
10 Legislature.

11 Section 6. Upon passage and approval of this act,
12 the duly authenticated volumes of the 2011 Cumulative
13 Supplements and the 2011 Replacement Volumes shall be
14 transmitted to the Secretary of State, who shall file the
15 volumes of the supplements and the replacement volumes in that
16 office. The volumes of the supplements and replacement volumes
17 shall not be removed from the office of the Secretary of
18 State, but the Secretary of State, upon request, under proper
19 certificate and seal of that office, shall certify any part or
20 parts thereof upon payment of the fee specified by law for
21 similar services.

22 Section 7. This act shall become effective
23 immediately following its passage and approval by the
24 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

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 05-APR-12.

Greg Pappas
Clerk

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| Senate | <hr/> 03-MAY-12 <hr/> | Amended and Passed |
| House | <hr/> 08-MAY-12 <hr/> | Concurred in Sen- ate Amendment |