

1 HB384
2 126307-1
3 By Representative Gaston
4 RFD: Internal Affairs
5 First Read: 31-MAR-11

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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 2009
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 2009
21 First Special Session and the 2010 Regular Session
22 as contained in the 2010 Cumulative Supplement to
23 certain volumes of the code and 2010 Replacement
24 Volumes 7A, 17A, 18, and 18A.

25 This bill would adopt and incorporate into
26 the Code of Alabama 1975, the 2010 supplements to
27 local law volumes.

1 This bill would specify that this adoption
2 and incorporation constitutes a continuous
3 systematic codification of the entire Code of
4 Alabama 1975, and would expressly provide that this
5 act does not affect other 2010 Special Session
6 statutes and 2011 session statutes.

7 This bill would also specify the duties of
8 the Secretary of State regarding the custody of
9 these cumulative supplements and replacement
10 volumes.

11
12 A BILL
13 TO BE ENTITLED
14 AN ACT
15

16 To adopt and incorporate into the Code of Alabama
17 1975, those general and permanent laws of the state enacted
18 during the 2009 First Special Session and the 2010 Regular
19 Session as contained in the 2010 Cumulative Supplement to
20 certain volumes of the code and 2010 Replacement Volumes 7A,
21 17A, 18, and 18A; to adopt and incorporate into the Code of
22 Alabama 1975, 2010 Cumulative Supplements to local law
23 volumes; and to specify that this adoption and incorporation
24 constitute a continuous systematic codification of the entire
25 Code of Alabama 1975, and that this act is a law that adopts a
26 code; to declare that the Code Publisher has certified it has
27 discharged its duties regarding the replacement volumes; to

1 expressly provide that this act does not affect any other 2010
2 Special Session statutes or 2011 session statutes; and to
3 specify the duties of the Secretary of State regarding the
4 custody of these cumulative supplements and replacement
5 volumes.

6 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

7 Section 1. Those general and permanent laws of the
8 state enacted during the 2009 First Special Session and the
9 2010 Regular Session as contained in the 2010 Cumulative
10 Supplements to Volumes 3 to 7, inclusive, and Volumes 8 to 17,
11 inclusive, Volume 17B, and Volumes 19 to 22A, inclusive, and
12 the 2010 Replacement Volumes 7A, 17A, 18, and 18A and the
13 additions and deletions made by the Code Commissioner for
14 editorial purposes, as edited and published by West Group, as
15 the Code Publisher, which volumes of the 2010 Cumulative
16 Supplement and 2010 Replacement Volumes are identified and
17 authenticated by the Great Seal of the State of Alabama placed
18 upon the front and back of each of the volumes of the
19 cumulative supplement and upon the first inside page and the
20 last inside page of the replacement volume, are adopted and
21 incorporated into the Code of Alabama 1975.

22 Section 2. The local and permanent laws pertaining
23 to various counties enacted during the 2009 First Special
24 Session and the 2010 Regular Session as contained in the 2010
25 Cumulative Supplement to Volumes 22B, 22C, 22D, and 22E and
26 the additions and deletions made by the Code Commissioner for
27 editorial purposes, as edited and published by West Group, as

1 the Code Publisher, which volumes of the 2010 Cumulative
2 Supplement are identified and authenticated by the Great Seal
3 of the State of Alabama placed upon the front and back of each
4 of the volumes of the cumulative supplement, are adopted and
5 incorporated into the Code of Alabama 1975.

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

14 Section 4. It is declared that West Group, as the
15 Code Publisher, has certified that it has discharged its
16 duties and responsibilities to edit and publish 2010
17 Replacement Volumes 7A, 17A, 18, and 18A of the Code of
18 Alabama 1975, by combining the material in the previous bound
19 volumes with the material contained in the cumulative
20 supplement without making substantive changes, but making,
21 under the supervision and pursuant to the direction of the
22 Code Commissioner, nonsubstantive changes and corrections as
23 may have resulted from changes in reference numbers, changes
24 of names and titles of governmental departments, agencies, and
25 officers, typographical errors, grammatical changes, and
26 misspellings.

1 Section 5. The adoption of this act shall not
2 repeal, supersede, amend, or in any other way affect any
3 statute enacted into law during any 2010 Special Session and
4 any 2011 session of the Legislature.

5 Section 6. Upon passage and approval of this act,
6 the duly authenticated volumes of the 2010 Cumulative
7 Supplements and the 2010 Replacement Volumes shall be
8 transmitted to the Secretary of State, who shall file the
9 volumes of the supplements and the replacement volumes in that
10 office. The volumes of the supplements and replacement volumes
11 shall not be removed from the office of the Secretary of
12 State, but the Secretary of State, upon request, under proper
13 certificate and seal of that office, shall certify any part or
14 parts thereof upon payment of the fee specified by law for
15 similar services.

16 Section 7. This act shall become effective
17 immediately following its passage and approval by the
18 Governor, or its otherwise becoming law.