- 1 HB74
- 2 189213-2
- 3 By Representative Hollis
- 4 RFD: Judiciary
- 5 First Read: 09-JAN-18
- 6 PFD: 01/08/2018

1	<u>ENGROSSED</u>
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4	A BILL
5	TO BE ENTITLED
6	AN ACT
7	
8	Relating to sentencing and punishment; to amend
9	Section 15-18-5, Code of Alabama 1975, to further provide when
10	a person shall be credited with actual time served for an
11	offense pending trial or adjudication for the offense.
12	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
13	Section 1. Section 15-18-5, Code of Alabama 1975, is
14	amended to read as follows:
15	<b>"</b> §15-18-5.
16	"(a) Upon conviction and imprisonment or other
17	adjudication resulting in detention pursuant to a court order
18	in a state or county facility for any felony or misdemeanor,
19	the sentencing court shall order that the convicted person $\underline{\text{or}}$
20	juvenile delinquent be credited with all of his or her actual
21	time spent incarcerated or detained pending trial or
22	adjudication for such the offense. The actual time spent
23	incarcerated or detained pending trial or adjudication shall
24	be certified by the circuit clerk or district clerk on forms
25	to be prescribed by the $\frac{Board}{Department}$ of Corrections, in
26	consultation with the Department of Youth Services.

1	"(b) Notwithstanding subsections (b) and (d) of
2	Section 12-15-219, the credit required in subsection (a) shall
3	apply to serious juvenile offenders. Section 12-15-219, the
4	credit required in subsection (a) is limited to the following:
5	"(1) Determinative sentences.
6	"(2) Serious juvenile offenders."
7	Section 2. This act shall become effective on the
3	first day of the third month following its passage and
9	approval by the Governor, or its otherwise becoming law.

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3	House of Representatives	
4 5 6 7	Read for the first time and re- ferred to the House of Representa- tives committee on Judiciary 09-	·JAN-18
8	Read for the second time and placed on the calendar 1 amendment 01-	·MAR-18
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11 12	Read for the third time and passed as amended 15-	·MAR-18
13	Yeas 93, Nays 0, Abstains 4	
14 15 16 17	Jeff Woodard Clerk	