

1 SB134
2 209488-2
3 By Senator Holley
4 RFD: Governmental Affairs
5 First Read: 02-FEB-21

1 SB134

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4 ENROLLED, An Act,

5 To adopt and incorporate into the Code of Alabama
6 1975, those general and permanent laws of the state enacted
7 during the 2019 First Special Session and the 2019 Regular
8 Session as contained in the 2019 Cumulative Supplement to
9 certain volumes of the code and 2019 Replacement Volumes 18,
10 18A, and 22 and the 2020 Regular Session as contained in the
11 2020 Cumulative Supplement to certain volumes of the code; to
12 initially adopt and incorporate into the Code of Alabama 1975,
13 2019 Volume 22L, Local Laws Marshall to Mobile Counties, and
14 to adopt and incorporate into the Code of Alabama 1975, 2019
15 and 2020 Cumulative Supplements to local law volumes; to make
16 certain corrections in the replacement volumes and certain
17 volumes of the cumulative supplements; to specify that this
18 adoption and incorporation constitute a continuous systematic
19 codification of the entire Code of Alabama 1975, and that this
20 act is a law that adopts a code; to declare that the Code
21 Publisher has certified it has discharged its duties regarding
22 the replacement volumes; to expressly provide that this act
23 does not affect any 2021 session statutes; and to specify the
24 duties of the Secretary of State regarding the custody of
25 these cumulative supplements and replacement volumes.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. (a) (1) Those general and permanent laws
3 of the state enacted during the 2019 First Special Session and
4 the 2019 Regular Session as contained in the 2019 Cumulative
5 Supplements to Volumes 3 to 17B, inclusive, Volumes 19 to 21A,
6 inclusive, Volume 22A, and the 2019 Replacement Volumes 18,
7 18A, and 22, and the additions and deletions made by the Code
8 Commissioner for editorial purposes, as edited and published
9 by Thomson Reuters, as the Code Publisher, which volumes of
10 the 2019 Cumulative Supplement and 2019 Replacement Volumes
11 are identified and authenticated by the Great Seal of the
12 State of Alabama placed upon the front and back of each of the
13 volumes of the cumulative supplements and upon the first
14 inside page and the last inside page of the replacement
15 volumes, are adopted and incorporated into the Code of Alabama
16 1975.

17 (2) Those general and permanent laws of the state
18 enacted during the 2020 Regular Session as contained in the
19 2020 Cumulative Supplements to Volumes 3 to 22A, inclusive,
20 and the additions and deletions made by the Code Commissioner
21 for editorial purposes, as edited and published by Thomson
22 Reuters, as the Code Publisher, which volumes of the 2020
23 Cumulative Supplement and 2020 Replacement Volumes are
24 identified and authenticated by the Great Seal of the State of
25 Alabama placed upon the front and back of each of the volumes

1 of the cumulative supplements and upon the first inside page
2 and the last inside page of the replacement volumes, are
3 adopted and incorporated into the Code of Alabama 1975.

4 (b) The following corrections are made:

5 (1) Section 16-6G-7, 2020 Cumulative Supplement to
6 Volume 13, page 119. To correct a manifest typographical
7 error, in the second sentence of subsection (a), replace
8 "three members" with "four members"

9 (2) Section 34-23-77, 2020 Replacement Volume 18A,
10 page 74. To correctly reference the licensing entity for
11 physicians, in subsection (a), replace "the State Board of
12 Medical Examiners" with "the Medical Licensure Commission"

13 (3) Section 37-11C-4, 2020 Cumulative Supplement to
14 Volume 20, page 39. To correct a manifest typographical error,
15 in subdivision (f)(2), replace "Commissioner of Revenue" with
16 "Department of Commerce"

17 (4) Section 45-22-243.08, 2009 Initial Volume 22E,
18 pages 366 and 367. To correct a scrivener's error that
19 occurred in the initial codification of this section and
20 resulted in the erroneous codification of amendatory language
21 from Acts 89-476 and 89-670 into this section, beginning with
22 the fifth sentence, delete all of the following language:

23 "It shall be the duty of the Comptroller to issue
24 his or her warrant each month payable to the custodian of the
25 public school funds of Cullman County, in his or her official

1 capacity, in an amount equal to the amount so certified by the
2 commissioner of revenue as having been collected for the use
3 of the county. The custodian of public school funds for
4 Cullman County shall deposit the revenue derived from the
5 taxes levied herein into the general fund of the Cullman
6 County school system. The net proceeds derived from the taxes
7 levied by this subpart shall be distributed as follows: The
8 custodian of public school funds shall pay annually to the
9 governing body of Cullman County and to the City of Cullman
10 each the sum of twelve thousand five hundred dollars (\$12,500)
11 which shall be payable at the rate of one thousand dollars
12 (\$1,000) per month for 11 months and one thousand five hundred
13 dollars (\$1,500) for the twelfth month. Funds payable to the
14 county governing body shall be paid into the county general
15 fund and funds payable to the City of Cullman shall be paid to
16 the city treasurer. Such funds shall be kept separate and
17 apart from other funds and shall be used exclusively for the
18 purpose of promoting industrial development or for
19 recreational purposes. Exclusive of the twenty-five thousand
20 dollars (\$25,000) heretofore allocated to the county governing
21 body of Cullman County and the City of Cullman to be used for
22 the purpose of promoting industrial development or for
23 recreational purposes, the remaining proceeds shall be divided
24 as follows: Sixty percent to the Board of Education of Cullman
25 County and 40 percent to the City of Cullman payable on a

1 monthly basis. The board of education's share of the proceeds
2 shall be used exclusively for educational purposes, including
3 transportation, capital outlay, maintenance and up-keep of
4 buildings, and current expenses other than teachers salaries.
5 The city's share of the proceeds other than that specifically
6 allocated by this subpart for the promotion of industrial
7 development and for recreational purposes shall be used for
8 general municipal purposes."

9 In place of the deleted language, insert the
10 following language:

11 "It shall be the duty of the Comptroller to issue a
12 warrant each month payable to the county treasurer in his or
13 her official capacity in an amount equal to the amount so
14 certified by the Commissioner of the Department of Revenue as
15 having been collected for the use of the county."

16 (5) Section 45-31-122, 2020 Cumulative Supplement to
17 Volume 22G, page 76. To correct a grammatical error, replace
18 "is" with "are"

19 Section 2. Those local and permanent laws of the
20 state previously enacted and contained in the local and
21 permanent laws pertaining to various counties enacted during
22 the 2019 First Special Session, the 2019 Regular Session, and
23 the 2020 Regular Session as contained in initial Volume 22L,
24 Local Laws Marshall to Mobile Counties, and the 2019 and 2020
25 Cumulative Supplements to Volumes 22B, 22C, 22D, 22E, 22F,

1 22G, 22H, 22I, 22J, and 22K, and the additions and deletions
2 made by the Code Commissioner for editorial purposes, as
3 edited and published by Thomson Reuters, as the Code
4 Publisher, which volumes of the 2019 Cumulative Supplement and
5 the 2020 Cumulative Supplement are identified and
6 authenticated by the Great Seal of the State of Alabama placed
7 upon the front and back of each of the volumes of the
8 cumulative supplements, are adopted and incorporated into the
9 Code of Alabama 1975.

10 Section 3. The adoption and incorporation of the
11 supplements and replacement volumes specified in this act
12 shall constitute a continuous systematic codification of the
13 entire Code of Alabama 1975, for purposes of Section 85 of the
14 Official Recompilation of the Constitution of Alabama of 1901,
15 as amended. This act is a law that adopts a code for the
16 purposes of Section 45 of the Official Recompilation of the
17 Constitution of Alabama of 1901, as amended. Notwithstanding
18 the foregoing, nothing in this act shall be deemed to codify
19 any provision of law that was adopted in violation of any
20 provision of the Constitution of Alabama of 1901, establishing
21 requirements for, or limitations on, the enactment of a law.

22 Section 4. It is declared that Thomson Reuters, as
23 the Code Publisher, has certified that it has discharged its
24 duties and responsibilities to edit and publish 2019
25 Replacement Volumes 18, 18A, and 22 of the Code of Alabama

1 1975, by combining the material in the previous bound volumes
2 with the material contained in the cumulative supplements
3 without making substantive changes, but making, under the
4 supervision and pursuant to the direction of the Code
5 Commissioner, nonsubstantive changes and corrections as may
6 have resulted from changes in reference numbers, changes of
7 names and titles of governmental departments, agencies, and
8 officers, typographical errors, grammatical changes, and
9 misspellings.

10 Section 5. The adoption of this act shall not
11 repeal, supersede, amend, or in any other way affect any
12 statute enacted into law during any 2021 session of the
13 Legislature.

14 Section 6. Upon passage and approval of this act,
15 the duly authenticated volumes of the 2019 Cumulative
16 Supplements and the 2019 Replacement Volumes and the 2020
17 Cumulative Supplements shall be transmitted to the Secretary
18 of State, who shall file the volumes of the supplements and
19 the replacement volumes in that office. The volumes of the
20 supplements and replacement volumes shall not be removed from
21 the office of the Secretary of State, but the Secretary of
22 State, upon request, under proper certificate and seal of that
23 office, shall certify any part or parts thereof upon payment
24 of the fee specified by law for similar services.

1 Section 7. This act shall become effective
2 immediately following its passage and approval by the
3 Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB134

Senate 11-FEB-21

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

Patrick Harris,
Secretary.

House of Representatives
Passed: 01-APR-21

By: Senator Holley