

1 SB395
2 199044-2
3 By Senator Orr
4 RFD: Governmental Affairs
5 First Read: 09-MAY-19

1 SB395

2
3
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 2018 Regular Session as contained in the 2018
8 Cumulative Supplement to certain volumes of the code and 2018
9 Replacement Volumes 7, 7A, and 12B; to adopt and incorporate
10 into the Code of Alabama 1975, 2018 Cumulative Supplements to
11 local law volumes; to make certain corrections in the
12 replacement volumes and certain volumes of the cumulative
13 supplement; to specify that this adoption and incorporation
14 constitute a continuous systematic codification of the entire
15 Code of Alabama 1975, and that this act is a law that adopts a
16 code; to declare that the Code Publisher has certified it has
17 discharged its duties regarding the replacement volumes; to
18 expressly provide that this act does not affect any 2019
19 session statutes; and to specify the duties of the Secretary
20 of State regarding the custody of these cumulative supplements
21 and replacement volumes.

22 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

23 Section 1. (a) Those general and permanent laws of
24 the state enacted during the 2018 Regular Session as contained
25 in the 2018 Cumulative Supplements to Volumes 3 to 6B,

1 inclusive, Volumes 8 to 12A, inclusive, Volumes 13 to 22A,
2 inclusive, and the 2018 Replacement Volumes 7, 7A, and 12B,
3 and the additions and deletions made by the Code Commissioner
4 for editorial purposes, as edited and published by Thomson
5 Reuters, as the Code Publisher, which volumes of the 2018
6 Cumulative Supplement and 2018 Replacement Volumes are
7 identified and authenticated by the Great Seal of the State of
8 Alabama placed upon the front and back of each of the volumes
9 of the cumulative supplements and upon the first inside page
10 and the last inside page of the replacement volumes, are
11 adopted and incorporated into the Code of Alabama 1975.

12 (b) The following corrections are made:

13 (1) Section 13A-8-14, 2015 Replacement Volume 12A,
14 p. 143. To renumber an internal citation in subsection (a) to
15 reflect the renumbering of hierarchy units in Section 13A-8-1
16 by Act 2016-109, replace the language "paragraphs (13)a or
17 (13)c" with "paragraphs (14)a or (14)c"

18 (2) Section 13A-8-15, 2015 Replacement Volume 12A,
19 p. 143. To renumber internal citations in subsections (a) and
20 (b) to reflect the renumbering of hierarchy units in Section
21 13A-8-1 by Act 2016-109, in subsection (a), replace the
22 language "paragraphs (13)b or (13)d through (13)k" with
23 "paragraphs (14)b. or (14)d. through (14)k." and in subsection
24 (b), replace the language "paragraph (13)e" with "paragraph
25 (14)e."

1 (3) Section 13A-9-13.1, 2015 Replacement Volume 12A,
2 p. 294. To renumber an internal citation in subsection (f) to
3 reflect the renumbering of hierarchy units within Section
4 7-1-201 by Act 2004-524, replace the language "Section
5 7-1-201(14)" with "Section 7-1-201"

6 (4) Section 13A-9-46, 2015 Replacement Volume 12A,
7 p. 326. To renumber an internal citation in subsection (b) to
8 reflect the renumbering of hierarchy units within Section
9 7-1-201 by Act 2004-524, replace the language "Section
10 7-1-201(37)" with "Section 7-1-201"

11 (5) Section 45-18-110.20, 2009 Volume 22E, p. 46. To
12 renumber Section 45-18-110.20 as Section 45-18-111 for
13 purposes of consistency and to conform to code style.

14 (6) Section 45-37A-52.58, 2014 Volume 221, p. 442.
15 To correct a clerical error that occurred during the initial
16 codification of this section, delete all of the language in
17 this section and replace it with:

18 "Vacancies in the council shall be filled by the
19 council at the next regular meeting or any subsequent meeting
20 of the council, the person so elected to hold office only
21 until the next election of any kind in which the voters of the
22 city to which this section applies are qualified electors, at
23 which time the unexpired terms shall be filled by the electors
24 in accordance with all provisions of law applicable to such

1 city; in any event, the person elected shall hold office until
2 a successor is elected and qualified."

3 Section 2. Those local and permanent laws of the
4 state previously enacted and contained in the local and
5 permanent laws pertaining to various counties enacted during
6 the 2018 Regular Session as contained in the 2018 Cumulative
7 Supplement to Volumes 22B, 22C, 22D, 22E, 22F, 22G, 22H, 22I,
8 22J, and 22K, and the additions and deletions made by the Code
9 Commissioner for editorial purposes, as edited and published
10 by Thomson Reuters, as the Code Publisher, which volumes of
11 the 2018 Cumulative Supplement are identified and
12 authenticated by the Great Seal of the State of Alabama placed
13 upon the front and back of each of the volumes of the
14 cumulative supplement, are adopted and incorporated into the
15 Code of Alabama 1975.

16 Section 3. The adoption and incorporation of the
17 supplements and replacement volumes specified in this act
18 shall constitute a continuous systematic codification of the
19 entire Code of Alabama 1975, for purposes of Section 85 of the
20 Official Recompilation of the Constitution of Alabama of 1901,
21 as amended. This act is a law that adopts a code for the
22 purposes of Section 45 of the Official Recompilation of the
23 Constitution of Alabama of 1901, as amended. Notwithstanding
24 the foregoing, nothing in this act shall be deemed to codify
25 any provision of law that was adopted in violation of any

1 provision of the Constitution of Alabama of 1901, establishing
2 requirements for, or limitations on, the enactment of a law.

3 Section 4. It is declared that Thomson Reuters, as
4 the Code Publisher, has certified that it has discharged its
5 duties and responsibilities to edit and publish 2018
6 Replacement Volumes 7, 7A, and 12B of the Code of Alabama
7 1975, by combining the material in the previous bound volumes
8 with the material contained in the cumulative supplement
9 without making substantive changes, but making, under the
10 supervision and pursuant to the direction of the Code
11 Commissioner, nonsubstantive changes and corrections as may
12 have resulted from changes in reference numbers, changes of
13 names and titles of governmental departments, agencies, and
14 officers, typographical errors, grammatical changes, and
15 misspellings.

16 Section 5. The adoption of this act shall not
17 repeal, supersede, amend, or in any other way affect any
18 statute enacted into law during any 2019 session of the
19 Legislature.

20 Section 6. Upon passage and approval of this act,
21 the duly authenticated volumes of the 2018 Cumulative
22 Supplements and the 2018 Replacement Volumes shall be
23 transmitted to the Secretary of State, who shall file the
24 volumes of the supplements and the replacement volumes in that
25 office. The volumes of the supplements and replacement volumes

1 shall not be removed from the office of the Secretary of
2 State, but the Secretary of State, upon request, under proper
3 certificate and seal of that office, shall certify any part or
4 parts thereof upon payment of the fee specified by law for
5 similar services.

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB395

Senate 15-MAY-19

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

Patrick Harris,
Secretary.

House of Representatives
Passed: 29-MAY-19

By: Senator Orr