

ACT No. 2001 - 344

1 SB159

2 32796-4

3 By Senators Mitchell, Holley, Denton, Preuitt, Langford,

4 Biddle, Dial, and Little (T)

5 RFD: Governmental Affairs

6 First Read: 06-FEB-2001



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Enrolled, An Act,

To adopt and incorporate into the Code of Alabama 1975, those general and permanent laws of the state enacted during the 1999 Regular Session of the Legislature as originally contained in the 1999 Cumulative Supplement to certain volumes of the Code and carried forward to the 2000 Cumulative Supplement and Replacement Volumes and in the 1999 Replacement Volumes 3, 7A, and 17A of the Code; to adopt and incorporate into the Code of Alabama 1975, those general and permanent laws of the state enacted during the 1999 Second Special Session and the 2000 Regular Session as contained in the 2000 Cumulative Supplement to certain volumes of the code and in the 2000 Replacement Volumes 15 and 22; to make corrections in replacement volumes and volumes of the cumulative supplement; to specify that this adoption and incorporation constitute a continuous systematic codification of the entire Code of Alabama 1975 and that this act is a law that adopts a code; to declare that the Code Publisher has certified it has discharged its duties regarding the replacement volumes; to expressly provide that this act does not affect any 2001 session statute; to specify the duties of the Secretary of State regarding the custody of these cumulative supplements and replacement volumes; and to provide

1 for the meaning and change of preprinted forms in the Code of  
2 Alabama 1975, containing language indicating the year of  
3 application or execution as "19\_\_\_."

4 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

5 Section 1. (a) Those general and permanent laws of  
6 the state enacted during the 1999 Regular Session of the  
7 Legislature as originally contained in the 1999 Cumulative  
8 Supplement to Volumes 4 to 7, inclusive, Volumes 8 to 17,  
9 inclusive, and Volumes 18 to 22A, inclusive, and carried  
10 forward into the 2000 Cumulative Supplement and Replacement  
11 Volumes and as contained in the 1999 Replacement Volumes 3,  
12 7A, and 17A of the Code of Alabama 1975, and the additions and  
13 deletions made by the Code Commissioner for editorial  
14 purposes, as edited and published by West Group, as the Code  
15 Publisher, which volumes of the 1999 Cumulative Supplement and  
16 the 1999 Replacement Volumes are identified and authenticated  
17 by the Great Seal of the State of Alabama placed upon the  
18 front and back of each of the volumes of the cumulative  
19 supplement and upon the first inside page and the last inside  
20 page of the replacement volumes, are adopted and incorporated  
21 into the Code of Alabama 1975. Provided, however, certain  
22 corrections are made in these supplements and replacement  
23 volumes as specified in subsection (c).

24 (b) Those general and permanent laws of the state  
25 enacted during the 1999 Second Special Session and the 2000

1 Regular Session of the Legislature as contained in the 2000  
2 Cumulative Supplement to Volumes 3 to 14A, inclusive, Volumes  
3 15A to 21, inclusive, and Volume 22A, and the 2000 Replacement  
4 Volumes 15 and 22 of the Code of Alabama 1975, and the  
5 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 2000 Cumulative  
8 Supplement and the 2000 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 volumes, are adopted and  
13 incorporated into the Code of Alabama 1975. Provided, however,  
14 certain corrections are made in these supplements and  
15 replacement volumes as specified in subsection (c).

16 (c) The following corrections are made to the 2000  
17 Cumulative Supplements and 1999 and 2000 Replacement Volumes:

18 (1) Section 2-27-62, 1999 Replacement Volume 3, page  
19 582. In subsection (b), after the heading "Remedy by  
20 injunction." delete "Addition" and insert in lieu thereof "In  
21 addition".

22 (2) Section 6-12-2, 2000 Cumulative Supplement to  
23 Volume 5, page 143. In paragraph a. of subdivision (9), in the  
24 third line, delete the comma before "except where" and insert  
25 in lieu thereof an opening parenthesis. Also, at the end of

1 the paragraph a., between "United States" and the semicolon  
2 insert a closing parenthesis.

3 (3) Section 6-12-3, 2000 Cumulative Supplement to  
4 Volume 5, page 145. In subparagraph 2. of paragraph b. of  
5 subdivision (2), in the fifth line, after "Agreement" delete  
6 the comma and insert in lieu thereof an opening parenthesis.  
7 Also, in the eighth line of subparagraph 2., after  
8 "adjustment" delete the comma and insert in lieu thereof a  
9 closing parenthesis.

10 (4) Section 10-15-7, 2000 Cumulative Supplement to  
11 Volume 7A, page 30. In subdivision (5) of subsection (a) in  
12 the column entitled "Fee for State of Alabama" insert "\$5.00"  
13 and in the column entitled "Fee for Probate Judge" insert  
14 "\$5.00".

15 (5) Section 11-2A-2, 2000 Cumulative Supplement to  
16 Volume 8, page 4. In subdivision (7) delete "Sections 11-2A-3  
17 and 12-19-90" and insert in lieu thereof "Section 11-2A-3 and  
18 the changes in fees in Section 12-19-90 as made by Act  
19 2000-108".

20 (6) Section 16-28-16, 2000 Cumulative Supplement to  
21 Volume 13, page 168. In subsection (b) after "prior to the  
22 current" insert "minimum".

23 (7) Section 19-3-282, Volume 14, page 211 of bound  
24 volume. Section 19-3-282 is repealed effective January 1,  
25 2001, to correctly repeal the entire range of Article 12 of

1 Chapter 3 of Title 19 as intended in Section 2 of Act  
2 2000-675.

3 (8) Section 21-7-4, 2000 Cumulative Supplement to  
4 Volume 14A, page 17. After "every person employed by an  
5 accredited school for training guide dogs" insert "shall have  
6 the right to be accompanied by a guide dog in training".

7 (9) Section 23-1-32. 2000 Replacement Volume 15,  
8 page 20. In the first sentence after "The" insert "State  
9 Department of Transportation".

10 (10) Section 24-6-3, 2000 Replacement Volume 15,  
11 page 323. In subsection (b), insert "(1)" preceding the  
12 paragraph beginning with the language "From a list". Also,  
13 redesignate subsection (c) as subdivision (2) of subsection  
14 (b). Also, redesignate subsection (d) as subsection (c) and  
15 subsection (e) as subsection (d).

16 (11) Section 32-7A-9, 2000 Cumulative Supplement to  
17 Volume 17A, pages 37. In the second sentence of subsection  
18 (c), delete "Section 32-7-20" and insert in lieu thereof  
19 "Section 32-7-13 or Section 32-7-31, or both".

20 Also, in the second sentence of subsection (d),  
21 delete "Section 32-7-20" and insert in lieu thereof "Section  
22 32-7-13 or Section 32-7-31, or both".

23 Section 2. The adoption and incorporation of the  
24 supplement and replacement volumes specified in this act shall  
25 constitute a continuous systematic codification of the entire

1 Code of Alabama 1975 for purposes of Section 85 of the  
2 Constitution of Alabama of 1901. This act is a law that adopts  
3 a code for the purposes of Section 45 of the Constitution of  
4 Alabama of 1901.

5 Section 3. It is declared that West Group, as the  
6 Code Publisher, has certified that it has discharged its  
7 duties and responsibilities to edit and publish 1999  
8 Replacement Volumes 3, 7A, and 17A and 2000 Replacement  
9 Volumes 15 and 22 of the Code of Alabama 1975, by combining  
10 the material in the previous bound volume with the material  
11 contained in the cumulative supplement without making  
12 substantive changes, but making, under the supervision and  
13 pursuant to the direction of the Code Commissioner,  
14 nonsubstantive changes and corrections as may have resulted  
15 from changes in reference numbers, changes of names and titles  
16 of governmental departments, agencies, and officers,  
17 typographical errors, grammatical changes, and misspellings.

18 Section 4. The adoption of this act shall not  
19 repeal, supersede, amend, or in any other way affect any  
20 statute enacted into law during the 2001 session of the  
21 Legislature.

22 Section 5. Upon passage and approval of this act,  
23 the duly authenticated volumes of the 1999 Cumulative  
24 Supplement and the duly authenticated 1999 Replacement Volumes  
25 and the duly authenticated 2000 Cumulative Supplement and the

1       duly authenticated 2000 Replacement Volumes shall be  
2       transmitted to the Secretary of State, who shall file the  
3       volumes of the supplement and the replacement volumes in that  
4       office. The volumes of the supplement and the replacement  
5       volumes shall not be removed from the office of the Secretary  
6       of State, but the Secretary of State, upon request, under  
7       proper certificate and seal of that office, shall certify any  
8       part or parts thereof upon payment of the fee specified by law  
9       for similar services.

10               Section 6. (a) Whenever any provision of the Code of  
11       Alabama 1975, contains a preprinted form that contains  
12       language which indicates the year of application or execution  
13       as "19\_\_," the language shall be deemed to mean either a year  
14       beginning with the numbers 19 or 2 as the case may be.

15               (b) The Code Commissioner, when and as deemed  
16       appropriate, shall implement editorial changes to such  
17       language to conform the preprinted form to the applicable  
18       date.

19               Section 7. This act shall become effective  
20       immediately upon its passage and approval by the Governor, or  
21       upon its otherwise becoming a law.



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*Gene Hinson*

President and Presiding Officer of the Senate

*Raymond J. Hunt*

Speaker of the House of Representatives

SB159

Senate 13-MAR-2001

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

McDowell Lee  
Secretary

House of Representatives  
Passed: 24-APR-2001

By: Senator Mitchell

APPROVED 5/1/01  
TIME 8:10 AM  
*[Signature]*  
GOVERNOR