

1 HB40  
2 165421-2  
3 By Representatives Pringle, Lee, Poole, Brown, Wood, Boothe,  
4 Hubbard, Weaver, Harper, Hill (M), Tuggle, Moore (B), Greer,  
5 McMillan, Sessions, Ball, Baker, Davis, Rowe, Holmes (M),  
6 Chesteen, Farley, Clouse, Ingram, Sells, Butler, Rich, Fridy,  
7 Hill (J), Garrett, Faulkner, Martin, Williams (JW),  
8 McCutcheon, Ledbetter, Wilcox, Hanes, Henry and Pettus  
9 RFD: State Government  
10 First Read: 03-MAR-15  
11 PFD: 02/18/2015



1 inclusive, 22-52-50 to 22-52-58, inclusive, 25-1-2, 27-1-8,  
2 27-1-9, 27-26-20 to 27-26-43, inclusive, 28-3-17, 30-1-3,  
3 30-2-12, 30-4-3, 31-9-7, 32-4-3, 32-4-4, 34-6-6, 34-6-9,  
4 34-6-14, 37-8-160, 37-8-213, 40-12-76, 40-12-77, 40-12-85,  
5 40-12-86, 40-12-95, 40-12-109, 40-12-119, 40-12-120,  
6 40-12-132, 40-12-142, 40-12-164, 40-12-170, 40-12-173,  
7 40-12-175, 40-12-423, 40-20-14, 41-6A-8 to 41-6A-11,  
8 inclusive, 41-8A-3 and 41-8A-5 to 41-8A-12, inclusive,  
9 41-9-220, and 41-9-900 to 41-9-906, inclusive, Code of Alabama  
10 1975.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. The following sections of the Code of  
13 Alabama 1975, are repealed:

14 (1) Sections 2-2-110 to 2-2-114, inclusive, Code of  
15 Alabama 1975, relating to the Public Interest Energy and Fuel  
16 Research and Development Grants Program.

17 (2) Section 2-17-26, Code of Alabama 1975, relating  
18 to the Meat and Poultry Inspection Advisory Council.

19 (3) Section 3-1-20, Code of Alabama 1975, relating  
20 to sale or purchase of animals or fowl after dark.

21 (4) Sections 3-1-23 to 3-1-25, inclusive, Code of  
22 Alabama 1975, relating to the burning of the teeth of a horse,  
23 mule, etc.

24 (5) Sections 5-14A-1 to 5-14A-8, inclusive, Code of  
25 Alabama 1975, relating to the Regional Reciprocal Savings  
26 Institutions, which are no longer licensed in this state.

1           (6) Sections 5-16-1 to 5-16-53, inclusive, Code of  
2 Alabama 1975, relating to savings and loan associations, which  
3 are no longer licensed in this state.

4           (7) Section 9-2-16, Code of Alabama 1975, relating  
5 to the Director of Irrigation.

6           (8) Section 9-11-52, Code of Alabama 1975, relating  
7 to dog trainer licenses.

8           (9) Section 9-11-235.1, Code of Alabama 1975,  
9 relating to hunting raccoons or opossums at night.

10          (10) Sections 9-11-247 to 9-11-249, inclusive, Code  
11 of Alabama 1975, relating to "coon on the log" contests.

12          (11) Section 9-11-262, Code of Alabama 1975,  
13 relating to bounties on beavers.

14          (12) Section 9-11-306, Code of Alabama 1975,  
15 relating to impoundment of dogs in wildlife management areas.

16          (13) Section 9-12-2, Code of Alabama 1975, relating  
17 to use of posse comitatus to assist a sheriff.

18          (14) Section 9-12-45, Code of Alabama 1975, relating  
19 to tax on terrapins caught for commercial purposes.

20          (15) Section 9-12-112, Code of Alabama 1975,  
21 relating to the killing of garfish.

22          (16) Section 11-47-12, Code of Alabama 1975,  
23 relating to storage facilities for gunpowder.

24          (17) Section 12-21-92, Code of Alabama 1975,  
25 relating to publishing of foreign interest rates by the  
26 Secretary of State.

1           (18) Sections 13A-11-222 and 13A-11-223, Code of  
2 Alabama 1975, relating to telephone party lines.

3           (19) Sections 13A-12-1 and 13A-12-2, Code of Alabama  
4 1975, relating to certain acts on Sunday.

5           (20) Section 13A-14-3, Code of Alabama 1975,  
6 relating to marathons and similar contests.

7           (21) Section 13A-12-5, Code of Alabama 1975,  
8 relating to the crime of bear wrestling and the holding of  
9 bear wrestling matches.

10          (22) Sections 14-1-8 to 14-1-11, inclusive, Code of  
11 Alabama 1975, relating to the Alabama Board of Corrections.

12          (23) Section 14-1-13, Code of Alabama 1975, relating  
13 to the annual report to the Governor and Legislature by the  
14 Board of Corrections.

15          (24) Section 14-3-1, Code of Alabama 1975, relating  
16 to the duties of the Board of Corrections.

17          (25) Sections 14-3-6 to 14-3-8, inclusive, Code of  
18 Alabama 1975, relating to the handling of records,  
19 correspondence, and other public documents by the Board of  
20 Corrections.

21          (26) Section 14-3-11, Code of Alabama 1975, relating  
22 to reports to the Legislature by the Board of Corrections.

23          (27) Section 14-3-33, Code of Alabama 1975, relating  
24 to delivery of convicts by the sheriff.

25          (28) Section 14-3-39, Code of Alabama 1975, relating  
26 to female guards for female convicts.

1           (29) Section 14-3-41, Code of Alabama 1975, relating  
2 to the separation of convicts suffering from tuberculosis.

3           (30) Section 14-3-42, Code of Alabama 1975, relating  
4 to removal of convicts that are insane.

5           (31) Section 14-3-46, Code of Alabama 1975, relating  
6 to the purchase of Bibles for convicts.

7           (32) Section 14-3-48, Code of Alabama 1975, relating  
8 to inmates working on Sundays and holidays.

9           (33) Section 14-3-49, Code of Alabama 1975, allowing  
10 inmates to work for themselves upon approval of the Board of  
11 Corrections.

12           (34) Sections 14-3-50 to 14-3-53, inclusive, Code of  
13 Alabama 1975, relating to confinement cells and punishment  
14 guidelines.

15           (35) Section 14-3-56, Code of Alabama 1975, relating  
16 to crimes committed by inmates while incarcerated and the  
17 availability of bail.

18           (36) Section 14-3-59, Code of Alabama 1975, relating  
19 to posting of regulations regarding escape in prisons.

20           (37) Section 14-3-60, Code of Alabama 1975, relating  
21 to the prohibition of liquor on prison grounds.

22           (38) Section 14-4-1, Code of Alabama 1975, relating  
23 to the application of state laws to county convicts.

24           (39) Section 14-4-3, Code of Alabama 1975, relating  
25 to maintenance of records regarding county convicts by the  
26 Board of Corrections.

1 (40) Section 14-4-7, Code of Alabama 1975, relating  
2 to work by women inmates on public highways.

3 (41) Section 14-4-8, Code of Alabama 1975, relating  
4 to meals for inmates at noon.

5 (42) Section 14-5-7, Code of Alabama 1975, relating  
6 to work on drains and levees by state convicts.

7 (43) Section 14-5-9, Code of Alabama 1975, relating  
8 to agreements to allow inmates to work on drains and levees.

9 (44) Sections 14-5-30 to 14-5-37, inclusive, Code of  
10 Alabama 1975, relating to the creation of manual labor work  
11 camps.

12 (45) Sections 14-6-60 to 14-6-62, inclusive, Code of  
13 Alabama 1975, relating to patients with tuberculosis and state  
14 hospitals.

15 (46) Sections 14-6-81 to 14-6-85, inclusive, Code of  
16 Alabama 1975, relating to the inspection of county jails by  
17 the Board of Corrections and condemnation of a jail by the  
18 Board of Corrections.

19 (47) Sections 14-6-86 to 14-6-92, inclusive, Code of  
20 Alabama 1975, relating to sanitation requirements of municipal  
21 and county jails and enforcement by the Board of Corrections.

22 (48) Section 14-6-98, Code of Alabama 1975,  
23 requiring sheriffs to provide monthly inmate reports to the  
24 Board of Corrections.

25 (49) Sections 14-6-100 to 14-6-102, inclusive, Code  
26 of Alabama 1975, relating to grand jury reports regarding  
27 inspection of jails and report to the Board of Corrections.

1 (50) Sections 14-6-105 to 14-6-108, inclusive, Code  
2 of Alabama 1975, relating to night watchmen at prisons, a  
3 determination of necessity by the Board of Corrections, and  
4 inspection of insane asylums by the Board of Corrections.

5 (51) Section 14-8-33, Code of Alabama 1975, adoption  
6 of rules limiting confinement of inmates by a county.

7 (52) Section 14-9-3, Code of Alabama 1975, relating  
8 to inmate donations of blood.

9 (53) Section 14-10-3, Code of Alabama 1975, relating  
10 to criminal penalty for wrongful discharge of inmate by public  
11 official.

12 (54) Sections 14-11-1 to 14-11-3, inclusive, Code of  
13 Alabama 1975, relating to criminal penalties for overworking  
14 an inmate, unlawful detainment of an inmate, and failing to  
15 appear as a witness when called by the Board of Corrections.

16 (55) Section 14-11-5, Code of Alabama 1975, relating  
17 to criminal penalties for officers who wrongfully allow  
18 inmates out of solitary confinement.

19 (56) Section 15-4-11, Code of Alabama 1975, relating  
20 to fees for autopsies and examinations.

21 (57) Sections 16-6-1 to 16-6-6, inclusive, Code of  
22 Alabama 1975, relating to the Alabama Education Study  
23 Commission.

24 (58) Sections 16-15-1 to 16-15-13, inclusive, Code  
25 of Alabama 1975, relating to the Alabama Education Authority.

26 (59) Sections 16-17-1 to 16-17-19, inclusive, Code  
27 of Alabama 1975, relating to education building authorities.



1           (60) Sections 16-29-1 to 16-29-6, inclusive, Code of  
2 Alabama 1975, relating to mental and physical examinations of  
3 school children.

4           (61) Sections 16-60-210 to 16-60-221, inclusive,  
5 Code of Alabama 1975, relating to Alabama School of Trades.

6           (62) Sections 20-1-28 to 20-1-30, inclusive, Code of  
7 Alabama 1975, relating to regulations governing soft drinks  
8 colored with coal tar or artificial sweeteners, certain citrus  
9 fruits and artificially colored potatoes, which are no longer  
10 enforced.

11           (63) Sections 21-3-4 to 21-3-8, inclusive, Code of  
12 Alabama 1975, relating to health officers compiling lists of  
13 children with malformations.

14           (64) Section 22-6-5.1, Code of Alabama 1975,  
15 relating to the collection of nursing home patients' income by  
16 tax collector.

17           (65) Section 22-13-1, Code of Alabama 1975, relating  
18 to care and treatment of indigent persons with cancer.

19           (66) Sections 22-52-50 to 22-52-58, inclusive, Code  
20 of Alabama 1975, relating to mentally retarded persons  
21 admitted into state institutions.

22           (67) Sections 22-52-70 to 22-52-72, inclusive, Code  
23 of Alabama 1975, relating to commitment of mentally ill  
24 prisoners, which is processed through interagency agreements.

25           (68) Section 25-1-2, Code of Alabama 1975, relating  
26 to separate bathrooms for women.

1                   (69) Sections 27-1-8 and 27-1-9, Code of Alabama  
2 1975, relating to life insurance company investments, which  
3 are superseded by the Investment Act.

4                   (70) Sections 27-26-20 to 27-26-43, inclusive, Code  
5 of Alabama 1975, relating to the Medical Liability Joint  
6 Underwriting Association, which were never put into practice  
7 and are no longer necessary due to the licensure of the Mutual  
8 Assurance Society.

9                   (71) Section 28-3-17, Code of Alabama 1975, relating  
10 to the location of state liquor stores, which has been ruled  
11 unconstitutional.

12                   (72) Section 30-1-3, Code of Alabama 1975, relating  
13 to incestuous marriages.

14                   (73) Section 30-2-12, Code of Alabama 1975, relating  
15 to divorce for pregnancy of wife at the time of marriage.

16                   (74) Section 30-4-3, Code of Alabama 1975, relating  
17 to clothes of wife separate from husband.

18                   (75) Section 31-9-7, Code of Alabama 1975, relating  
19 to Interstate aid agreements and compacts, which is covered by  
20 another section of the Code of Alabama 1975.

21                   (76) Sections 32-4-3 and 32-4-4, Code of Alabama  
22 1975, relating to the Office of Highway and Traffic Safety.

23                   (77) Sections 32-14-1 to 32-14-6, inclusive, and  
24 32-14-20 to 32-14-24, inclusive, Code of Alabama 1975,  
25 relating to licensure of driver training schools, which the  
26 State Superintendent of Education no longer issues.

1           (78) Section 34-6-6, Code of Alabama 1975, relating  
2 to curtains and blinds required for pool halls.

3           (79) Section 34-6-9, Code of Alabama 1975, relating  
4 to persons under 19 prohibited from entering pool hall.

5           (80) Section 34-6-14, Code of Alabama 1975, relating  
6 to betting in pool halls and bowling alleys.

7           (81) Section 37-8-160, Code of Alabama 1975,  
8 relating to the drinking of liquor on trains.

9           (82) Section 37-8-213, Code of Alabama 1975,  
10 relating to refusal to yield a telephone party line in an  
11 emergency.

12           (83) Sections 40-12-76 and 40-12-77, Code of Alabama  
13 1975, relating to coal and coke dealers.

14           (84) Sections 40-12-85 and 40-12-86, Code of Alabama  
15 1975, relating to cotton licenses.

16           (85) Section 40-12-95, Code of Alabama 1975,  
17 relating to devices used for testing skill and strength.

18           (86) Section 40-12-109, Code of Alabama 1975,  
19 relating to hat cleaning establishment licenses.

20           (87) Section 40-12-119, Code of Alabama 1975,  
21 relating to Legerdemain and sleight of hand license.

22           (88) Section 40-12-120, Code of Alabama 1975,  
23 relating to lightning rod license tax.

24           (89) Section 40-12-132, Code of Alabama 1975,  
25 relating to moving picture shows.

1                   (90) Section 40-12-142, Code of Alabama 1975,  
2 relating to pig iron storage operators license, due to the  
3 issuance of no licenses.

4                   (91) Section 40-12-164, Code of Alabama 1975,  
5 relating to supply cars license, due to the issuance of no  
6 licenses.

7                   (92) Section 40-12-170, Code of Alabama 1975,  
8 relating to trading stamps license.

9                   (93) Section 40-12-173, Code of Alabama 1975,  
10 relating to theatrical and vaudeville shows license.

11                   (94) Section 40-12-175, Code of Alabama 1975,  
12 relating to turpentine and resin license.

13                   (95) Section 40-12-423, Code of Alabama 1975,  
14 relating to returning license plates from dismantled cars to  
15 the Department of Revenue.

16                   (96) Section 40-20-14, Code of Alabama 1975,  
17 relating to tax credits for direct reduced iron.

18                   (97) Sections 41-6A-8 to 41-6A-11, inclusive, Code  
19 of Alabama 1975, relating to the Alabama Energy Management and  
20 Conservation Act of 1980, which created the Department of  
21 Energy.

22                   (98) Sections 41-8A-3 and 41-8A-5 to 41-8A-12,  
23 inclusive, Code of Alabama 1975, relating to the Alabama Law  
24 Enforcement Planning Agency.

25                   (99) Section 41-9-220, Code of Alabama 1975,  
26 relating to the University of Alabama Gorgas Memorial Board.

1                   (100) Sections 41-9-900 to 41-9-906, inclusive,  
2 relating to the Alabama Insurance Board, due to inactivity of  
3 the board.

4                   Section 2. The Code Commissioner shall identify any  
5 board, commission, council, task force, or similar entity that  
6 is defunct or has been inactive by not holding a meeting  
7 within the last four years of the effective date of this act  
8 and report the list of such entities to the Speaker of the  
9 House of Representatives and the President Pro Tempore of the  
10 Senate on or before January 1, 2016, for consideration of a  
11 repeal of any law or resolution granting authority to such  
12 board, commission, council, task force, or similar entity.

13                   Section 3. The provisions of this act are severable.  
14 If any part of this act is declared invalid or  
15 unconstitutional, that declaration shall not affect the part  
16 which remains.

17                   Section 4. Subdivisions (83) through (94),  
18 inclusive, of Section 1 shall become effective on October 1,  
19 2015. The remaining portions of the act shall become effective  
20 immediately following its passage and approval by the  
21 Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-  
ferred to the House of Representa-  
tives committee on State Government  
..... 03-MAR-15

Read for the second time and placed  
on the calendar with 1 substitute  
and 3 amendments..... 05-MAR-15

Read for the third time and passed  
as amended..... 11-MAR-15

Yeas 100, Nays 2, Abstains 0

Jeff Woodard  
Clerk