

1 HB12  
2 179854-1  
3 By Representative Givan  
4 RFD:  
5 First Read: 07-FEB-17  
6 PFD: 10/13/2016

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8 SYNOPSIS: Existing law does not require a person  
9 convicted of a sexual offense to serve a mandatory  
10 minimum sentence.

11 This bill would require a person convicted  
12 of rape in the first degree, sodomy in the first  
13 degree, sexual torture, or sexual abuse in the  
14 first degree to serve a mandatory minimum sentence  
15 of three years imprisonment without consideration  
16 of probation, parole, good time credits, or any  
17 other reduction in time.

18  
19 A BILL  
20 TO BE ENTITLED  
21 AN ACT  
22

23 To require a person convicted of rape in the first  
24 degree, sodomy in the first degree, sexual torture, or sexual  
25 abuse in the first degree to serve a mandatory minimum  
26 sentence of three years imprisonment.

27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1                   Section 1. Notwithstanding any other provision of  
2 law, the sentence of a person convicted of rape in the first  
3 degree as defined in Section 13A-6-61, Code of Alabama 1975,  
4 sodomy in the first degree as defined in Section 13A-6-63,  
5 Code of Alabama 1975, sexual torture as defined in Section  
6 13A-6-65.1, Code of Alabama 1975, or sexual abuse in the first  
7 degree, as defined in subdivisions (1) and (2) of subsection  
8 (a) of Section 13A-6-66, Code of Alabama 1975, shall include a  
9 mandatory minimum sentence of three years imprisonment without  
10 consideration of probation, parole, good time credits, or any  
11 other reduction in time.

12                   Section 2. This act shall become effective on the  
13 first day of the third month following its passage and  
14 approval by the Governor, or its otherwise becoming law.