

1 SB82  
2 176132-3  
3 By Senators Pittman and Ward  
4 RFD: Judiciary  
5 First Read: 07-FEB-17

1 SB82

2  
3  
4 ENROLLED, An Act,

5 Relating to homicide; to establish the Marshall  
6 James Walton Highway Safety Act; to create the crime of  
7 homicide by vehicle under certain conditions; to provide  
8 criminal penalties; and in connection therewith to have as its  
9 purpose or effect the requirement of a new or increased  
10 expenditure of local funds within the meaning of Amendment 621  
11 of the Constitution of Alabama of 1901, now appearing as  
12 Section 111.05 of the Official Recompilation of the  
13 Constitution of Alabama of 1901, as amended.

14 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

15 Section 1. This act may be cited as the Marshall  
16 James Walton Highway Safety Act.

17 Section 2. (a) A person who causes the death of  
18 another person while knowingly engaged in the violation of  
19 Title 32, Chapter 5A, excluding Section 32-5A-191, Code of  
20 Alabama 1975, applying to the operation or use of a vehicle,  
21 as defined in Section 32-1-1.1 (81) of the Code of Alabama  
22 1975, may be guilty of homicide by vehicle or vessel when the  
23 violation is the proximate cause of the death.

24 (b) A person convicted of homicide by vehicle under  
25 subsection (a) is guilty of a Class C felony.

1           (c) By the tenth day of the 2022 Legislative Regular  
2 Session, the Administrative Office of Courts and the Office of  
3 Prosecution Services will report to the Legislature the  
4 statistical information from court records relating to this  
5 charge.

6           Section 3. Although this bill would have as its  
7 purpose or effect the requirement of a new or increased  
8 expenditure of local funds, the bill is excluded from further  
9 requirements and application under Amendment 621, now  
10 appearing as Section 111.05 of the Official Recompilation of  
11 the Constitution of Alabama of 1901, as amended, because the  
12 bill defines a new crime or amends the definition of an  
13 existing crime.

14           Section 4. This act shall become effective on the  
15 first day of the third month following its passage and  
16 approval by the 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

SB82  
Senate 15-MAR-17  
I hereby certify that the within Act originated in and passed  
the Senate, as amended.

Patrick Harris,  
Secretary.

---

House of Representatives  
Passed: 16-MAY-17

---

By: Senator Pittman