

1 HB532
2 219614-1
3 By Representatives Stringer and Brown (C)
4 RFD: Judiciary
5 First Read: 31-MAR-22

8 SYNOPSIS: This bill would create the crime of doxing
9 and establish penalties for violations.

10 Amendment 621 of the Constitution of Alabama
11 of 1901, as amended by Amendment 890, now appearing
12 as Section 111.05 of the Official ReCompilation of
13 the Constitution of Alabama of 1901, as amended,
14 prohibits a general law whose purpose or effect
15 would be to require a new or increased expenditure
16 of local funds from becoming effective with regard
17 to a local governmental entity without enactment by
18 a 2/3 vote unless: it comes within one of a number
19 of specified exceptions; it is approved by the
20 affected entity; or the Legislature appropriates
21 funds, or provides a local source of revenue, to
22 the entity for the purpose.

23 The purpose or effect of this bill would be
24 to require a new or increased expenditure of local
25 funds within the meaning of the amendment. However,
26 the bill does not require approval of a local
27 governmental entity or enactment by a 2/3 vote to

1 become effective because it comes within one of the
2 specified exceptions contained in the amendment.

3
4 A BILL
5 TO BE ENTITLED
6 AN ACT

7
8 Relating to crimes and offenses; to create the crime
9 of doxing; to establish penalties for violations; and in
10 connection therewith would have as its purpose or effect the
11 requirement of a new or increased expenditure of local funds
12 within the meaning of Amendment 621 of the Constitution of
13 Alabama of 1901, as amended by Amendment 890, now appearing as
14 Section 111.05 of the Official Recompilation of the
15 Constitution of Alabama of 1901, as amended.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. (a) For the purposes of this section, the
18 following terms shall have the following meanings:

19 (1) FIREFIGHTER. The term as defined in Section
20 36-21-180, Code of Alabama 1975.

21 (2) GOVERNMENTAL FUNCTION. The term as defined in
22 Section 13A-10-1, Code of Alabama 1975.

23 (3) LAW ENFORCEMENT OFFICER. An officer employed by
24 the state, county, or municipality who is certified by the
25 Alabama Police Officer's Standards and Training Commission and
26 who has the power of arrest.

1 (4) PERSONAL IDENTIFYING INFORMATION. Includes, but
2 is not limited to, all of the following:

- 3 a. Home address.
- 4 b. Work address.
- 5 c. Phone number.
- 6 d. Email address.
- 7 e. Photographs or information of the victim's
8 children, including the schools they attend.
- 9 f. Any other information that would enable the
10 victim to be located, contacted, harassed, threatened, or
11 harmed.

12 (5) PUBLIC SERVANT. The term as defined in Section
13 13A-10-1, Code of Alabama 1975.

14 (b) An individual commits the crime of doxing if he
15 or she does either of the following:

16 (1) Intentionally electronically publishes, posts,
17 or provides personal identifying information of another
18 person, with the intent that others will use that information
19 to harass or harm that other person, and the other person is
20 actually harassed or harmed.

21 (2) Intentionally electronically publishes, posts,
22 or provides personal identifying information of a law
23 enforcement officer, firefighter, or public servant, with the
24 intent that others will use that information to harass, harm,
25 or impede the duties of that law enforcement officer,
26 firefighter, or public servant, and the law enforcement
27 officer, firefighter, or public servant is actually harassed,

1 harmed, or impeded from performing his or her governmental
2 function.

3 (c) (1) A violation of subsection (b) is a Class A
4 misdemeanor.

5 (2) A second or subsequent violation of subsection
6 (b) is a Class D felony.

7 Section 2. Although this bill would have as its
8 purpose or effect the requirement of a new or increased
9 expenditure of local funds, the bill is excluded from further
10 requirements and application under Amendment 621, as amended
11 by Amendment 890, now appearing as Section 111.05 of the
12 Official Recompilation of the Constitution of Alabama of 1901,
13 as amended, because the bill defines a new crime or amends the
14 definition of an existing crime.

15 Section 3. This act shall become effective on the
16 first day of the third month following its passage and
17 approval by the Governor, or its otherwise becoming law.