

**SUMMARIES
OF
GENERAL LAWS ENACTED AND
CONSTITUTIONAL AMENDMENTS PROPOSED
BY THE LEGISLATURE OF ALABAMA
AT THE
2014 REGULAR SESSION**

Prepared by:
Legislative Reference Service
613 Alabama State House
11 South Union Street
Montgomery, Alabama 36130

**INDEX TO
SUMMARIES OF GENERAL LAWS ENACTED AND
CONSTITUTIONAL AMENDMENTS PROPOSED BY THE
LEGISLATURE OF ALABAMA AT THE
2014 REGULAR SESSION**

| <u>ACT</u> | <u>BILL</u> | | <u>ACT</u> | <u>BILL</u> | | <u>ACT</u> | <u>BILL</u> |
|--------------|-------------|--|--------------|-------------|--|--------------|-------------|
| Act 2014-6 | HB62 | | Act 2014-138 | SB163 | | Act 2014-245 | SB38 |
| Act 2014-12 | SB21 | | Act 2014-144 | HB2 | | Act 2014-246 | SB180 |
| Act 2013-13 | SB80 | | Act 2014-145 | HB11 | | Act 2014-247 | SB181 |
| Act 2014-15 | SB207 | | Act 2014-146 | HB105 | | Act 2014-248 | SB182 |
| Act 2014-16 | SB217 | | Act 2014-147 | HB384 | | Act 2014-261 | HB362 |
| Act 2014-17 | SB272 | | Act 2014-156 | HB74 | | Act 2014-262 | HB404 |
| Act 2014-63 | SB133 | | Act 2014-157 | HB365 | | Act 2014-273 | SB22 |
| Act 2014-64 | SB134 | | Act 2014-158 | HB400 | | Act 2014-274 | SB75 |
| Act 2014-65 | SB135 | | Act 2014-160 | SB147 | | Act 2014-275 | SB151 |
| Act 2014-66 | SB136 | | Act 2014-163 | SB13 | | Act 2014-276 | SB154 |
| Act 2014-67 | SB137 | | Act 2014-164 | SB56 | | Act 2014-277 | SB174 |
| Act 2014-68 | SB138 | | Act 2014-165 | SB84 | | Act 2014-278 | SB256 |
| Act 2014-71 | SB66 | | Act 2014-166 | SB113 | | Act 2014-279 | SB291 |
| Act 2014-72 | SB149 | | Act 2014-167 | SB177 | | Act 2014-280 | SB294 |
| Act 2014-73 | SB128 | | Act 2014-168 | SB179 | | Act 2014-281 | SB366 |
| Act 2014-74 | SB129 | | Act 2014-172 | HB226 | | Act 2014-283 | SB467 |
| Act 2014-75 | SB130 | | Act 2014-173 | HB360 | | Act 2014-284 | HB235 |
| Act 2014-76 | SB131 | | Act 2014-175 | SB213 | | Act 2014-285 | HB600 |
| Act 2014-77 | SB132 | | Act 2014-177 | SB85 | | Act 2014-286 | HB322 |
| Act 2014-78 | SB139 | | Act 2014-178 | SB146 | | Act 2014-287 | SB265 |
| Act 2014-79 | SB140 | | Act 2014-179 | SB54 | | Act 2014-292 | SB108 |
| Act 2014-82 | HB155 | | Act 2014-180 | SB159 | | Act 2014-293 | SB61 |
| Act 2014-84 | HB243 | | Act 2014-181 | SB229 | | Act 2014-294 | SB73 |
| Act 2014-85 | H409 | | Act 2014-184 | SB333 | | Act 2014-295 | SB86 |
| Act 2014-86 | SB176 | | Act 2014-185 | SB7 | | Act 2014-296 | SB101 |
| Act 2014-87 | HB89 | | Act 2014-188 | SB255 | | Act 2014-297 | SB120 |
| Act 2014-88 | HB102 | | Act 2014-216 | SB98 | | Act 2014-298 | SB143 |
| Act 2014-89 | HB194 | | Act 2014-217 | SB110 | | Act 2014-299 | SB162 |
| Act 2014-90 | HB254 | | Act 2014-218 | SB121 | | Act 2014-300 | SB186 |
| Act 2014-105 | SB289 | | Act 2014-219 | SB123 | | Act 2014-301 | SB188 |
| Act 2014-107 | HB195 | | Act 2014-220 | SB148 | | Act 2014-302 | SB210 |
| Act 2014-124 | HB64 | | Act 2014-221 | SB280 | | Act 2014-303 | SB273 |
| Act 2014-125 | HB101 | | Act 2014-222 | SB319 | | Act 2014-304 | SB318 |
| Act 2014-133 | SB173 | | Act 2014-239 | HB54 | | Act 2014-305 | SB328 |
| Act 2014-134 | SB216 | | Act 2014-240 | HB107 | | Act 2014-306 | SB332 |
| Act 2014-135 | SB284 | | Act 2014-243 | HB403 | | Act 2014-307 | SB359 |

| <u>ACT</u> | <u>BILL</u> | | <u>ACT</u> | <u>BILL</u> | | <u>ACT</u> | <u>BILL</u> |
|--------------|-------------|--|--------------|-------------|--|--------------|-------------|
| Act 2014-314 | HB83 | | Act 2014-377 | SB45 | | Act 2014-443 | HB416 |
| Act 2014-315 | HB144 | | Act 2014-378 | SB59 | | Act 2014-444 | HB450 |
| Act 2014-316 | HB151 | | Act 2014-399 | HB9 | | Act 2014-445 | HB494 |
| Act 2014-317 | HB165 | | Act 2014-400 | HB49 | | Act 2014-448 | HB472 |
| Act 2014-318 | HB229 | | Act 2014-401 | HB136 | | Act 2014-452 | HB509 |
| Act 2014-319 | HB232 | | Act 2014-402 | HB180 | | Act 2014-453 | HB280 |
| Act 2014-320 | HB234 | | Act 2014-403 | HB191 | | Act 2014-455 | HB543 |
| Act 2014-321 | HB82 | | Act 2014-404 | HB24 | | Act 2014-456 | SB184 |
| Act 2014-324 | HB111 | | Act 2014-405 | HB156 | | Act 2014-457 | HB30 |
| Act 2014-325 | HB129 | | Act 2014-406 | HB257 | | | |
| Act 2014-326 | HB220 | | Act 2014-407 | HB276 | | | |
| Act 2014-327 | HB231 | | Act 2014-408 | HB552 | | | |
| Act 2014-329 | HB185 | | Act 2014-413 | HB48 | | | |
| Act 2014-330 | HB234 | | Act 2014-414 | HB20 | | | |
| Act 2014-331 | HB97 | | Act 2014-415 | HB108 | | | |
| Act 2014-332 | HB46 | | Act 2014-417 | HB211 | | | |
| Act 2014-333 | HB148 | | Act 2014-418 | HB568 | | | |
| Act 2014-334 | HB299 | | Act 2014-419 | SB116 | | | |
| Act 2014-335 | HB352 | | Act 2014-420 | SB254 | | | |
| Act 2014-336 | HB373 | | Act 2014-421 | SB297 | | | |
| Act 2014-338 | HB528 | | Act 2014-424 | SB114 | | | |
| Act 2014-339 | HB334 | | Act 2014-425 | SB115 | | | |
| Act 2014-340 | HB356 | | Act 2014-427 | SB89 | | | |
| Act 2014-341 | HB449 | | Act 2014-428 | SB235 | | | |
| Act 2014-342 | HB502 | | Act 2014-429 | SB267 | | | |
| Act 2014-343 | HB518 | | Act 2014-430 | SB312 | | | |
| Act 2014-344 | HB329 | | Act 2014-431 | SB317 | | | |
| Act 2014-345 | HB537 | | Act 2014-432 | SB398 | | | |
| Act 2014-346 | HB402 | | Act 2014-433 | SB400 | | | |
| Act 2014-348 | HB325 | | Act 2014-434 | SB459 | | | |
| Act 2014-349 | HB319 | | Act 2014-435 | SB2 | | | |
| Act 2014-350 | HB376 | | Act 2014-436 | SB48 | | | |
| Act 2014-351 | HB367 | | Act 2014-437 | SB57 | | | |
| Act 2014-372 | SB10 | | Act 2014-438 | SB63 | | | |
| Act 2014-373 | SB19 | | Act 2014-439 | SB355 | | | |
| Act 2014-374 | SB28 | | Act 2014-440 | SB36 | | | |
| Act 2014-375 | SB40 | | Act 2014-441 | HB489 | | | |
| Act 2014-376 | SB44 | | Act 2014-442 | HB349 | | | |

SENATE BILLS

2014 REGULAR SESSION

| <u>BILL</u> | <u>ACT</u> | | <u>BILL</u> | <u>ACT</u> | | <u>BILL</u> | <u>ACT</u> |
|-------------|--------------|--|-------------|--------------|--|-------------|--------------|
| SB2 | Act 2014-435 | | SB120 | Act 2014-297 | | SB188 | Act 2014-301 |
| SB7 | Act 2014-185 | | SB121 | Act 2014-218 | | SB207 | Act 2014-15 |
| SB10 | Act 2014-372 | | SB123 | Act 2014-219 | | SB210 | Act 2014-302 |
| SB13 | Act 2014-163 | | SB128 | Act 2014-73 | | SB213 | Act 2014-175 |
| SB19 | Act 2014-373 | | SB129 | Act 2014-74 | | SB216 | Act 2014-134 |
| SB21 | Act 2014-12 | | SB130 | Act 2014-75 | | SB217 | Act 2014-16 |
| SB22 | Act 2014-273 | | SB131 | Act 2014-76 | | SB229 | Act 2014-181 |
| SB28 | Act 2014-374 | | SB132 | Act 2014-77 | | SB235 | Act 2014-428 |
| SB36 | Act 2014-440 | | SB139 | Act 2014-78 | | SB254 | Act 2014-420 |
| SB38 | Act 2014-245 | | SB140 | Act 2014-79 | | SB255 | Act 2014-188 |
| SB40 | Act 2014-375 | | SB133 | Act 2014-63 | | SB256 | Act 2014-278 |
| SB44 | Act 2014-376 | | SB134 | Act 2014-64 | | SB265 | Act 2014-287 |
| SB45 | Act 2014-377 | | SB135 | Act 2014-65 | | SB267 | Act 2014-429 |
| SB48 | Act 2014-436 | | SB136 | Act 2014-66 | | SB272 | Act 2014-17 |
| SB54 | Act 2014-179 | | SB137 | Act 2014-67 | | SB273 | Act 2014-303 |
| SB56 | Act 2014-164 | | SB138 | Act 2014-68 | | SB280 | Act 2014-221 |
| SB57 | Act 2014-437 | | SB143 | Act 2014-298 | | SB284 | Act 2014-135 |
| SB59 | Act 2014-378 | | SB146 | Act 2014-178 | | SB289 | Act 2014-105 |
| SB61 | Act 2014-293 | | SB147 | Act 2014-160 | | SB291 | Act 2014-279 |
| SB63 | Act 2014-438 | | SB148 | Act 2014-220 | | SB294 | Act 2014-280 |
| SB66 | Act 2014-71 | | SB149 | Act 2014-72 | | SB297 | Act 2014-421 |
| SB73 | Act 2014-294 | | SB151 | Act 2014-275 | | SB312 | Act 2014-430 |
| SB75 | Act 2014-274 | | SB154 | Act 2014-276 | | SB317 | Act 2014-431 |
| SB80 | Act 2013-13 | | SB159 | Act 2014-180 | | SB318 | Act 2014-304 |
| SB84 | Act 2014-165 | | SB162 | Act 2014-299 | | SB319 | Act 2014-222 |
| SB85 | Act 2014-177 | | SB163 | Act 2014-138 | | SB328 | Act 2014-305 |
| SB86 | Act 2014-295 | | SB173 | Act 2014-133 | | SB332 | Act 2014-306 |
| SB89 | Act 2014-427 | | SB174 | Act 2014-277 | | SB333 | Act 2014-184 |
| SB98 | Act 2014-216 | | SB176 | Act 2014-86 | | SB355 | Act 2014-439 |
| SB101 | Act 2014-296 | | SB177 | Act 2014-167 | | SB359 | Act 2014-307 |
| SB108 | Act 2014-292 | | SB179 | Act 2014-168 | | SB366 | Act 2014-281 |
| SB110 | Act 2014-217 | | SB180 | Act 2014-246 | | SB398 | Act 2014-432 |
| SB113 | Act 2014-166 | | SB181 | Act 2014-247 | | SB400 | Act 2014-433 |
| SB114 | Act 2014-424 | | SB182 | Act 2014-248 | | SB459 | Act 2014-434 |
| SB115 | Act 2014-425 | | SB184 | Act 2014-456 | | SB467 | Act 2014-283 |
| SB116 | Act 2014-419 | | SB186 | Act 2014-300 | | | |

HOUSE BILLS
2014 REGULAR SESSION

| <u>BILL</u> | <u>ACT</u> | | <u>BILL</u> | <u>ACT</u> | | <u>BILL</u> | <u>ACT</u> |
|--------------------|-------------------|--|--------------------|-------------------|--|--------------------|-------------------|
| HB2 | Act 2014-144 | | HB211 | Act 2014-417 | | HB449 | Act 2014-341 |
| HB9 | Act 2014-399 | | HB220 | Act 2014-326 | | HB450 | Act 2014-444 |
| HB11 | Act 2014-145 | | HB226 | Act 2014-172 | | HB472 | Act 2014-448 |
| HB20 | Act 2014-414 | | HB229 | Act 2014-318 | | HB489 | Act 2014-441 |
| HB24 | Act 2014-404 | | HB231 | Act 2014-327 | | HB494 | Act 2014-445 |
| HB30 | Act 2014-457 | | HB232 | Act 2014-319 | | HB502 | Act 2014-342 |
| HB46 | Act 2014-332 | | HB234 | Act 2014-320 | | HB509 | Act 2014-452 |
| HB48 | Act 2014-413 | | HB235 | Act 2014-284 | | HB518 | Act 2014-343 |
| HB49 | Act 2014-400 | | HB243 | Act 2014-84 | | HB528 | Act 2014-338 |
| HB54 | Act 2014-239 | | HB254 | Act 2014-90 | | HB537 | Act 2014-345 |
| HB62 | Act 2014-6 | | HB257 | Act 2014-406 | | HB543 | Act 2014-455 |
| HB64 | Act 2014-124 | | HB276 | Act 2014-407 | | HB552 | Act 2014-408 |
| HB74 | Act 2014-156 | | HB280 | Act 2014-453 | | HB568 | Act 2014-418 |
| HB82 | Act 2014-321 | | HB299 | Act 2014-334 | | HB600 | Act 2014-285 |
| HB83 | Act 2014-314 | | HB319 | Act 2014-349 | | | |
| HB89 | Act 2014-87 | | HB321 | Act 2014-330 | | | |
| HB97 | Act 2014-331 | | HB322 | Act 2014-286 | | | |
| HB101 | Act 2014-125 | | HB325 | Act 2014-348 | | | |
| HB102 | Act 2014-88 | | HB329 | Act 2014-344 | | | |
| HB105 | Act 2014-146 | | HB334 | Act 2014-339 | | | |
| HB107 | Act 2014-240 | | HB349 | Act 2014-442 | | | |
| HB108 | Act 2014-415 | | HB352 | Act 2014-335 | | | |
| HB111 | Act 2014-324 | | HB356 | Act 2014-340 | | | |
| HB129 | Act 2014-325 | | HB360 | Act 2014-173 | | | |
| HB136 | Act 2014-401 | | HB362 | Act 2014-261 | | | |
| HB144 | Act 2014-315 | | HB365 | Act 2014-157 | | | |
| HB148 | Act 2014-333 | | HB367 | Act 2014-351 | | | |
| HB151 | Act 2014-316 | | HB373 | Act 2014-336 | | | |
| HB155 | Act 2014-82 | | HB376 | Act 2014-350 | | | |
| HB156 | Act 2014-405 | | HB384 | Act 2014-147 | | | |
| HB165 | Act 2014-317 | | HB400 | Act 2014-158 | | | |
| HB180 | Act 2014-402 | | HB402 | Act 2014-346 | | | |
| HB185 | Act 2014-329 | | HB403 | Act 2014-243 | | | |
| HB191 | Act 2014-403 | | HB404 | Act 2014-262 | | | |
| HB194 | Act 2014-89 | | HB409 | Act 2014-85 | | | |
| HB195 | Act 2014-107 | | HB416 | Act 2014-443 | | | |

SUMMARIES OF GENERAL LAWS ENACTED AND CONSTITUTIONAL
AMENDMENTS PROPOSED BY THE LEGISLATURE OF ALABAMA AT THE 2014
REGULAR SESSION

Act 2014-6, HB62, amends Sections 17-6-21, 17-9-3, 17-9-51, 17-11-5, 17-11-12, 17-11-18, 17-13-5, 17-13-18, 17-13-22, 17-13-23, 17-13-81, 17-13-82, 17-13-85, and 17-13-86, Code of Alabama 1975, to change certain deadlines concerning the qualification and certification of candidates running for office, printing and distribution of ballots, contesting nominations, and an appealing county executive committee decisions in order to comply with state and federal law relating to individuals voting by absentee ballot pursuant to the Uniformed and Overseas Citizens Absentee Voting Act, 42 U.S.C. 1973ff. The act also allows the use of federal write-in absentee ballots by overseas voters in any primary, primary runoff, general, or special election for federal, state, or county office or proposed constitutional amendments or other referenda.

EFFECTIVE DATE: February 10, 2014.

Act 2014-12, SB21, amends Section 23-1-60, Code of Alabama 1975, to allow the Director of Transportation, without approval of the Governor, to alter plans or character of work, determine the need for extra work, and make supplemental agreements relating to highway projects, provided the increased amount does not exceed \$100,000 or 10 percent of the initial contract amount, whichever is greater, and the aggregate increase does not exceed \$200,000.

EFFECTIVE DATE: February 18, 2014.

Act 2013-13, SB80, is the Military Land Use Planning Act. The act requires local governments to notify military installations of proposed land use changes, allows military installations to comment on the impact of the proposed land use changes, and requires the local government to review those comments when considering approval of local impact issues. The act also amends Section 11-52-8, Code of Alabama 1975, relating to the duty of the commission to make and adopt a master plan for the physical development of the municipality, to include consideration of military installations in the master plan.

EFFECTIVE DATE: February 18, 2014.

Act 2014-15, SB207, prohibits a municipality from imposing a business license tax on the rental of residential real estate on a per unit basis unless the municipality was imposing the tax on a per unit basis prior to January 1, 2014.

EFFECTIVE DATE: February 18, 2014.

Act 2014-16, SB217, creates the Alabama Workforce Council, an appointed group of state business and industry senior managers responsible for advising and supporting the Chancellor of the Alabama Community College System and the Superintendent of the Alabama Department of Education relating to the formulation of policies, the development of innovative educational workforce programming, and the discussion of issues critical to the workforce development needs of this state. The council consists of members appointed by the Governor, Lieutenant Governor, Speaker of the House of Representatives, the President Pro Tempore of the Senate, one member from each of the 10 designated regions of the state, and the Director of the Governor's Office of Workforce Development, as an ex officio member. The act provides that the Secretary of Commerce is responsible for the administrative functions of the council and requires the council to annually report to the Governor, the Legislature, the State Board of Education, and the Alabama Council of College and University Presidents.

EFFECTIVE DATE: May 1, 2014.

Act 2014-17, SB272, amends Section 31-9-8, Code of Alabama 1975, relating to the Alabama Emergency Management Act of 1955, to require that when the Governor or the Legislature declares a state of emergency affecting less than the entire state, those counties to which the state of emergency applies be designated.

EFFECTIVE DATE: February 18, 2014.

Act 2014-63, SB133, continues the existence and functioning of the Department of Insurance pursuant to the Alabama Sunset Law until October 1, 2016.

EFFECTIVE DATE: February 21, 2014.

Act 2014-64, SB134, continues the existence and functioning of the Public Service Commission pursuant to the Alabama Sunset Law until October 1, 2016.

EFFECTIVE DATE: February 21, 2014.

Act 2014-65, SB135, continues the existence and functioning of the State Board of Podiatry pursuant to the Alabama Sunset Law until October 1, 2017.

EFFECTIVE DATE: February 21, 2014.

Act 2014-66, SB136, continues the existence and functioning of the Board of Registration for Foresters pursuant to the Alabama Sunset Law until October 1, 2018.

EFFECTIVE DATE: February 21, 2014.

Act 2014-67, SB137, continues the existence and functioning of the State Oil and Gas Board pursuant to the Alabama Sunset Law until October 1, 2018.

EFFECTIVE DATE: February 21, 2014.

Act 2014-68, SB138, continues the existence and functioning of the Alabama State Board of Prosthetists and Orthotists pursuant to the Alabama Sunset Law until October 1, 2015.

EFFECTIVE DATE: February 21, 2014.

Act 2014-71, SB66, amends Section 36-25-4.3, Code of Alabama 1975, to require the State Ethics Commission to redact certain identifying information included on a statement of economic interest filed by a public official or public employee and in the database on August 1, 2013.

EFFECTIVE DATE: February 25, 2014.

Act 2014-72, SB149, allows the Alabama Emergency Management Agency to offer surplus equipment, supplies, or material through sale, gift, grant, or loan to any local emergency management agency to be used for emergency management purposes.

EFFECTIVE DATE: February 25, 2014.

Act 2014-73, SB128, continues the existence and functioning of the State Radiation Control Agency pursuant to the Alabama Sunset Law. The act removes the agency from review by the Alabama Sunset Committee and repeals Section 22-14-6, Code of Alabama 1975, establishing the Radiation Advisory Board of Health.

EFFECTIVE DATE: February 25, 2014.

Act 2014-74, SB129, continues the existence and functioning of the Board of Home Medical Equipment Service Providers pursuant to the Alabama Sunset Law until October 1, 2018. The act also amends Section 34-14C-4, Code of Alabama 1975, to remove the requirement that the travel allowances for out-of-state inspections of facilities of an out-of-state applicant for licensure required to be paid for the inspection be approved by the Alabama State Ethics Commission.

EFFECTIVE DATE: February 25, 2014.

Act 2014-75, SB130, continues the existence and functioning of the Alabama Manufactured Housing Commission pursuant to the Alabama Sunset Law until October 1, 2017.

EFFECTIVE DATE: February 25, 2014.

Act 2014-76, SB131, continues the existence and functioning of the Sickle Cell Oversight and Regulatory Commission pursuant to the Alabama Sunset Law until October 1, 2018.

EFFECTIVE DATE: February 25, 2014.

Act 2014-77, SB132, continues the existence and functioning of the Alabama Athletic Commission pursuant to the Alabama Sunset Law until October 1, 2015.

EFFECTIVE DATE: February 25, 2014.

Act 2014-78, SB139, continues the existence and functioning of the Alabama Construction Recruitment Institute pursuant to the Alabama Sunset Law until October 1, 2018.

EFFECTIVE DATE: February 25, 2014.

Act 2014-79, SB140, continues the existence and functioning of the Alabama Surface Mining Commission pursuant to the Alabama Sunset Law until October 1, 2018.

EFFECTIVE DATE: February 25, 2014.

Act 2014-82, HB155, amends Section 37-2A-4, Code of Alabama 1975, to remove certain customer complaints related to retail telecommunication services that are not otherwise regulated by the commission from the jurisdiction of the Public Service Commission if the carrier files a written election with the commission requesting to be removed from the commission's complaint and dispute jurisdiction.

EFFECTIVE DATE: February 25, 2014.

Act 2014-84, HB243, proposes an amendment to the Constitution of Alabama of 1901, pertaining only to Cullman County, to prohibit an elected or appointed public official, including the sheriff, from assuming a supernumerary office after February 25, 2014. The proposed amendment also provides that elected or appointed public officials, including the sheriff, may participate in the Employees' Retirement System in lieu of participating in the supernumerary program or system.

EFFECTIVE DATE: Contingent upon ratification.

Act 2014-85, H409, proposes an amendment to the Constitution of Alabama of 1901, pertaining only to Franklin County, to allow, beginning October 1, 2014, the county governing body to allocate one-fourth of the proceeds from the one-cent sales tax levied in Franklin County for the purpose of matching funds for any grant from the Alabama Transportation Rehabilitation and Improvement Program. The proposed amendment also provides that the allocation is effective for two years and may be extended for additional two-year periods if approved by a majority of the voters of Franklin County voting on the issue.

EFFECTIVE DATE: Contingent upon ratification.

Act 2014-86, SB176, proposes an amendment to the Constitution of Alabama of 1901, pertaining only to Mobile County, to provide for the transfer of assets and liabilities of the Water and Sewer Board of the City of Prichard to the Board of Water and Sewer Commissioners of the City of Mobile, presently known as the Mobile Area Water and Sewer System. An election on the proposed amendment shall be held on the date of the June 2014 primary election.

EFFECTIVE DATE: Contingent upon ratification.

Act 2014-87, HB89, amends Section 35-8B-1, Code of Alabama 1975, to provide that if a community development district established prior to June 1, 2014, is incorporated as a municipality, the territory of the community development district will be wet and the sale and distribution of alcoholic beverages is authorized to the extent of any other wet municipality. The act also requires notice to potential voters that if the newly formed municipality is incorporated, it will be a wet municipality.

EFFECTIVE DATE: June 1, 2014.

Act 2014-88, HB102, amends Section 24-1A-42, Code of Alabama 1975, relating to the Alabama Home Buyers Initiative Act, to provide that funds in the mortgage guarantee fund established by the act are available for alternative housing programs that establish reserve funds for housing initiatives, provide for the payment of mortgage premiums, and establish and administer homeowner education programs. The act requires the program administrator to certify to the State Treasurer that there is a specific dollar amount of funds on deposit in the mortgage guarantee fund, provides guidelines for the funding of alternative housing programs, and allows for modification of certified amounts, as defined by the act. The act also provides that the mortgage guarantee fund will remain available until it is depleted through the funding of alternative housing programs.

EFFECTIVE DATE: March 3, 2014.

Act 2014-89, HB194, amends Sections 16-55-2, 16-55-5, and 16-55-6, Code of Alabama 1975, to revise the membership of the Board of Trustees of the University of South Alabama to include two additional at-large members from the state and two at-large members from the United States. The act also removes the Superintendent of Education as a board member and realigns the state senatorial districts from which members are appointed. The act also decreases the terms of office of board members from twelve to 6 years and authorizes the chair pro tempore of the board to call special meetings of the board.

EFFECTIVE DATE: June 1, 2014.

Act 2014-90, HB254, provides certain restrictions for the use of tanning facilities. The act prohibits a person 16 or 17 years of age from using a tanning device without written consent of a parent or legal guardian and prohibits a person 15 years of age from using a tanning device without the presence of a parent or legal guardian who has signed a written consent. The act also prohibits a person 14 years of age or younger from using a tanning device unless prescribed by a physician and requires all persons using tanning facilities to use protective eyewear.

EFFECTIVE DATE: September 1, 2014.

Act 2014-105, SB289, amends Sections 23-1-181, 23-1-301, 23-1-305, 23-1-309, 23-1-311, 23-1-313, 23-1-314, and 23-1-315, Code of Alabama 1975, relating to the Alabama Federal Aid Highway Finance Authority, to revise the membership of the authority and to provide for the pledge of certain state gasoline tax revenues to secure bonds issued by the authority. The act specifies that pledges by the authority to secure bonds issued by the authority may include a portion of funds appropriated and pledged by law. The act requires that pledges of certain state gasoline tax revenues to secure bonds issued by the authority to be on parity with pledges of tax revenues to secure obligations issued by the Alabama Highway Finance Corporation. The act also further provides for the investment of proceeds of bonds issued by the authority and of pledged revenues held in the sinking fund.

EFFECTIVE DATE: March 3, 2014.

Act 2014-107, HB195, is the Fair and Open Competition in Governmental Construction Act. The act prohibits public agencies from including a term in certain public improvement contracts or in bid specifications, project agreements, or other controlling documents that requires, prohibits, encourages, or discourages bidders, contractors, or subcontractors from entering into an agreement with a collective bargaining organization or discriminates against bidders, contractors, or subcontractors based on status with a collective bargaining organization. The act also prohibits a public agency from awarding a grant, tax abatement, or tax credit that is conditioned upon a requirement that the awardee include a prohibited term in a contract. The act allows the head of a public agency to exempt a particular project, contract, subcontract, grant, tax abatement, or tax credit from these requirements after public notice, a hearing, and a finding that

special circumstances exist to require the exemption to avert an imminent threat to public health or safety.

EFFECTIVE DATE: June 1, 2014.

Act 2014-124, HB64, provides that education employees, acting in their official capacity, are an agent of the state for purposes of sovereign provisions of Article I, Section 14, of the Constitution of Alabama of 1901. The act also states the basis on which an officer, employee, or agent of the state, including an education employee, is immune from civil liability in his or her personal capacity, such as the exercise of judgment in the administration of a department or agency of government.

EFFECTIVE DATE: March 5, 2014.

Act 2014-125, HB101, amends Sections 34-13-1, 34-13-4, 34-13-6, 34-13-9, 34-13-20, 34-13-22, 34-13-23, 34-13-26, 34-13-31, 34-13-53, 34-13-56, 34-13-57, 34-13-70, 34-13-71, 34-13-72, 34-13-73, 34-13-91, 34-13-92, 34-13-93, 34-13-94, 34-13-111, 34-13-113, 34-13-132, and 34-13-134, Code of Alabama 1975, relating to the Alabama Board of Funeral Service to require the board to maintain in electronic format the statutory law regulating the industry, rules of the board, renewal dates and fees, and license examination dates and time. The act also requires the board to provide specified information in electronic format to licensees of the board. The act requires each funeral establishment to clearly display the casket price on each full-size and cut casket and on each photograph and electronic image of a casket, authorizes independent contractors of the board to enter funeral establishments for inspections, deletes the requirement that quarterly meetings be held for examining applicants, and allows the board to delegate responsibility for the licensing examination. The act further provides for the appeal of action of the board, requires a court to remand cases under certain conditions, authorizes an interview of an applicant for a license as a funeral director or embalmer, and provides for a fee for examination. The act also requires that a change in ownership of a funeral establishment be immediately reported to the board.

EFFECTIVE DATE: June 1, 2014.

Act 2014-133, SB173, requires the state, a county, municipality, or any other governmental or quasi-governmental entity to disclose to the public certain information concerning the purchase of any real property using public funds within 60 days following the purchase. The required disclosures include appraisal information, contracts, terms of the purchase, source of funds, and any other related materials.

EFFECTIVE DATE: June 1, 2014.

Act 2014-134, SB216, makes supplemental appropriations from the Enforcement Seizure Fund to the Alabama Alcoholic Beverage Control Board in the amount of \$750,000 for the fiscal year ending September 30, 2014, and from the Music Hall of Fame Fund to the Alabama Music Hall of Fame Board in the amount of \$80,000 for the fiscal year ending September 30, 2014. The act also transfers \$50,000 from the ABC Board Fund of the Alabama Alcoholic Beverage Control Board to the State General Fund for the fiscal year ending September 30, 2014. The act makes a supplemental appropriation of \$50,000 from the State General Fund to the Court of Civil Appeals for the fiscal year ending September 30, 2014, and a supplemental appropriation of \$25,300 from the Forfeited Assets Fund to the Department of Forensic Sciences for the fiscal year ending September 30, 2014. The act transfers \$125,000 from the Departmental Emergency Fund to the Alabama Job Creation and Military Stability Commission for fiscal year ending September 30, 2014, and transfers \$1,500,000 from the Office of the Attorney General to the Office of Prosecution Services for the fiscal year ending September 30, 2014. The act also amends appropriations made in Section 2C of Act 2013-263 for the fiscal year ending September 30, 2014.

EFFECTIVE DATE: March 5, 2014.

Act 2014-135, SB284, prohibits a person from distributing, selling, or offering for sale any rigid plastic beverage container labeled “degradable,” “biodegradable,” “compostable,” or any other word suggesting that it will be biodegradable, unless the container complies with certain federal regulations and includes a similar label that reads “Not Recyclable, Do Not Recycle.”

EFFECTIVE DATE: July 1, 2015.

Act 2014-138, SB163, amends Section 13A-11-270, Code of Alabama 1975, to provide criminal penalties for: (1) manufacturing, importing, installing, reinstalling, selling, or offering to sell a counterfeit or nonfunctional airbag; (2) selling, installing, or reinstalling a device in a motor vehicle that causes the vehicle's diagnostic system to inaccurately indicate that the vehicle is equipped with a functional airbag; or (3) installing or requesting another to install a counterfeit or nonfunctional airbag and selling or offering to sell the vehicle to another person with the intent to deceive the purchaser about the existence of the counterfeit airbag or nonfunctional airbag in the vehicle. The act provides enhanced criminal penalties if the airbag fraud caused physical injury to a person. The act also repeals Section 13A-11-271, Code of Alabama 1975, relating to the fraudulent sale of a motor vehicle without an airbag.

EFFECTIVE DATE: June 1, 2014.

Act 2014-144, HB2, is the Alabama Limited Liability Company Law of 2014. The act further provides for the formation of limited liability companies after January 1, 2015, by repealing the current limited liability company law with updated language modeled after the uniform law governing limited liability companies. The act clarifies that a limited liability agreement is a contractual agreement between the parties to the agreement and may be modified to suit the

needs of the parties. The act provides that certain obligations of the contractual agreement, such as the obligation of good faith and fair dealing, may not be modified, requires a limited liability company to file certain documents with the Secretary of State for the formation, dissolution, merger, or conversion of the company, and provides that a limited liability company may establish in its certificate of formation and its limited liability company agreement one or more designated series of assets with which certain members may be associated. This act also amends Sections 10A-1-1.03 and 10A-1-1.08, Code of Alabama 1975, to make conforming changes and repeals Sections 10A-5-1.01 to 10A-5-9.06, inclusive, Code of Alabama 1975, effective on January 1, 2017.

EFFECTIVE DATE: January 1, 2015.

Act 2014-145, HB11, amends Sections 9-17-100, 9-17-101, 9-17-103, 9-17-104, 9-17-105, 9-17-106, 9-17-107, 9-17-109, 9-17-121, 9-17-122, 40-17-161, 40-17-164, and 40-17-165, Code of Alabama 1975, relating to the Alabama Liquefied Petroleum Gas Board and the Liquefied Petroleum Gas Fuel Tax. The act requires the posting of board rules and amendments to rules on the board website. The act deletes the requirement that a permit holder file a surety in cash with the board and the requirement that the board administrator file an official bond with the Secretary of State. The act authorizes the board to issue uniform nontraffic citations relating to the transportation of LP-gas, removes the requirement that Class A permit applicants provide the board with proof of the availability of gas sufficient to supply customers, and requires permit holders to ensure that only trained and qualified personnel perform the functions approved by the permit. The act revises the minimum requirements for commercial general liability and automobile liability insurance coverage for applicants, requires all LP-gas delivery vehicles to be appropriately marked pursuant to federal regulations, and changes the date on which fees for Class F and Class F-1 permits are due. The act also eliminates the refund of certain fees when a permit holder sells gas to an end user who is outside the state and removes the ability of an entity to act as an agent for duties already provided for under an existing permit.

EFFECTIVE DATE: June 1, 2014.

Act 2014-146, HB105, is the Alabama Taxpayer Fairness Act. The act amends Sections 40-2A-3, 40-2A-4, 40-2A-5, 40-2A-7, 40-2A-8, and 40-18-27, Code of Alabama 1975, to abolish the current Administrative Law Division of the Department of Revenue and, beginning October 1, 2014, to transfer both the personnel and equipment from the division to a newly-formed, independent state agency under the executive branch known as the Alabama Tax Tribunal. The act authorizes the tribunal to hear appeals of final assessments of sales, use, rental, and lodging taxes issued by or on behalf of certain participating self-administered cities and counties. The tribunal consists of at least one judge, but no more than three judges, appointed by the Governor for a six-year term. The judges are subject to disciplinary proceedings before the Judicial Inquiry Commission. The act allows a taxpayer to appeal a preliminary assessment to the tribunal or to the appropriate circuit court after five years from the date of entry if the assessment has not been

made final or withdrawn by the taxing authority and allows the taxpayer advocate to correct a final order issued by the tribunal if there is newly discovered evidence that demonstrates a taxpayer was incorrectly assessed. The act repeals Section 40-2A-9, Code of Alabama 1975, relating to the Administrative Law Division of the Department of Revenue.

EFFECTIVE DATE: Section 4 of the act, providing for the appointment of a chief judge to the Alabama Tax Tribunal, takes effect on July 1, 2014. The remaining sections of the act take effect on October 1, 2014.

Act 2014-147, HB384, provides a state income tax credit, equal to 50 percent of contributions, to individuals and business entities that make contributions for qualifying educational expenses directly associated with the Career-Technical Dual Enrollment Program as defined by the State Board of Education for tax years beginning January 1, 2015. The act provides that the cumulative amount of the tax credits issued may not exceed \$5,000,000 annually and allows a taxpayer to carry forward all or part of a tax credit granted to the taxpayer for a period of up to three years. The act allows the Department of Revenue to require a taxpayer to submit financial documentation to confirm eligibility and requires the Commissioner of Revenue to annually report the total amount of tax credits claimed to the Director of Finance and certain legislative committees. The act also provides that the Department of Postsecondary Education is responsible for administering the Career-Technical Dual Enrollment Program.

EFFECTIVE DATE: March 11, 2014.

Act 2014-156, HB74, amends Section 16-22-1, Code of Alabama 1975, to allow Faulkner University to appoint and employ police officers.

EFFECTIVE DATE: June 1, 2014.

Act 2014-157, HB365, is the Facilitating Business Rapid Response to Declared Disasters Act of 2014. The act provides that an out-of-state employee or business performing disaster or emergency related work on public infrastructure is not considered to have established residency or a presence in this state that would require the person or his or her employer to file income taxes or be subject to tax withholdings during a disaster period, as defined by the act. The act also specifies that an out-of-state employee or business is not exempt from paying transaction-based taxes and fees, such as fuel taxes, lodging taxes, or automobile leasing taxes, during the disaster period or from securing and paying applicable license and related fees to professional licensing boards of the state.

EFFECTIVE DATE: March 13, 2014.

Act 2014-158, HB400, amends Sections 40-12-264, 40-12-390, 40-12-391, 40-12-392, 40-12-395, 40-12-396, 40-12-398, and 40-12-400, Code of Alabama 1975, relating to motor vehicle dealer license plates and regulatory license requirements, to establish a uniform motor vehicle

dealer license and license fee for all new and used vehicle dealers, wholesalers, and rebuilders by consolidating existing licenses. The act decreases the time period to obtain an off-site sale event license from 14 days prior to the sale to one day prior to the sale, specifies that the surety bond must be in the amount of \$25,000 for all licensees, eliminates the need for a separate designated agent surety bond, and increases the penalty for certain violations.

EFFECTIVE DATE: Section 1 of the act establishing a uniform motor vehicle dealer license and license fee is effective October 1, 2014. The remainder of the act is effective August 1, 2014.

Act 2014-160, SB147, amends Section 34-1A-1, Code of Alabama 1975, relating to the Electronic Security Board of Licensure, to require an alarm monitoring company, as defined by the act, to make reasonable attempts to verify that an alarm signal is valid. The act also provides that an alarm verification is not required in cases of a fire alarm or in cases where a crime in progress has been verified to be true by video within a certain timeframe, or when the contract between the alarm user and the monitoring company specifies the use of a different calling protocol. The act also exempts certain persons from the definition of locksmith.

EFFECTIVE DATE: June 1, 2014.

Act 2014-163, SB13, creates the Alabama Behavior Analyst Licensing Board within the Division of Developmental Disabilities of the Alabama Department of Mental Health. The act authorizes the board to regulate the practice of behavior analyst professionals in the state, provides exemptions from licensure and regulation for certain persons, provides for reciprocity for professionals licensed in other states, and subjects the board to the Alabama Sunset Law.

EFFECTIVE DATE: June 1, 2014.

Act 2014-164, SB56, amends Section 28-3A-20.1, Code of Alabama 1975, which authorizes certain licensees of the Alcoholic Beverage Control Board to remove a recorked or resealed bottle of wine from the licensed premise, to specify the manner of transportation of a recorked or resealed bottle of wine in a motor vehicle considering the type of storage space available in the vehicle.

EFFECTIVE DATE: March 13, 2014.

Act 2014-165, SB84, repeals Section 13A-5-9.1, Code of Alabama 1975, which provides that the habitual offender provisions are applied retroactively by a judge in the consideration of early parole of a nonviolent convicted offender based on evaluations performed by the Department of Corrections, approval by the Board of Pardons and Paroles, and submission of the report to the court. The act specifies that the repeal of this provision applies prospectively only and does not affect a case in which a motion filed pursuant to Section 13A-5-91, Code of Alabama 1975, is pending in an appellate court on appeal from the denial or dismissal of a motion.

EFFECTIVE DATE: March 13, 2014.

Act 2014-166, SB113, amends Section 12-19-290, Code of Alabama 1975, expands the authority of the circuit and district courts to accept credit cards and debit cards for the payment of court costs, fees, fines, forfeitures, or assessments to also allow the use of charge cards and expand the purposes for which they may be used to include judgments, restitution, attorney fees, or monies collected and payable to individuals, businesses, or any other person or entity. The act also authorizes surcharges or convenience fees for payments made by credit card, charge card, or debit card. The act ratifies surcharges or convenience fees collected by courts prior to June 1, 2014, and affords limited immunity to persons making collections in accordance with rules adopted by the Administrative Office of Courts.

EFFECTIVE DATE: June 1, 2014.

Act 2014-167, SB177, amends Sections 35-12A-1, 35-12A-2, 35-12A-3, 35-12A-4, 35-12A-5, 35-12A-6, 35-12A-7, 35-12A-8, 35-12A-10, 35-12A-11, 35-12A-12, 35-12A-13, and 35-12A-14, relating to abandoned manufactured dwellings, to further provide for: (1) the sale of an abandoned manufactured dwelling; (2) storage for the dwelling and personal property of the tenant; and (3) the required notice to tenants and lienholders. The act specifies how the notice of the sale of the abandoned dwelling is made, requires additional information to be included in the notice, reduces the timeframe in which a tenant must contact the manufactured dwelling community owner after receipt of notice from 45 days to 30 days, and specifies the unpaid rental fees that may be deducted from the proceeds of the sale. The act repeals Section 35-12A-9, Code of Alabama 1975, relating to the sale or disposal of an abandoned manufactured dwelling.

EFFECTIVE DATE: June 1, 2014.

Act 2014-168, SB179, amends Section 34-7B-13, Code of Alabama 1975, to exempt any person who has been practicing as a barber for at least 10 years from licensure by the Alabama Board of Cosmetology and Barbering.

EFFECTIVE DATE: June 1, 2014.

Act 2014-172, HB226, amends Sections 34-14C-1, 34-14C-2, 34-14C-3, 34-14C-4, 34-14C-4.1, 34-14C-5, 34-14C-6, 34-14C-7, and 34-14C-8, Code of Alabama 1975, relating to the Home Medical Equipment Service Providers Board, to rename the board the Board of Home Medical Equipment, provide for the removal of board members under certain conditions, and authorize the board to employ necessary employees, adopt a seal, and establish and charge reasonable fees. The act further provides for the licensing of out-of-state providers, prohibits the unlicensed practice of providing home medical equipment services, and allows late renewal and the renewal of a lapsed license. The act also increases the application fee, authorizes the board to deny, revoke, or suspend a license, provides for disciplinary hearings, and provides for administrative fines, injunctions, and other penalties against violators, including criminal penalties.

EFFECTIVE DATE: June 1, 2014.

Act 2014-173, HB360, prohibits a political subdivision of the state from requiring an employer to provide vacation or other forms of leave to employees of the employer not required by federal or state law, and provides that any ordinance, policy, rule, or other mandate of the political subdivision to the contrary is void. The act does not apply to a mandate enacted by a political subdivision of the state relating to vacation or other forms of leave for an employee or class of employees of the political subdivision.

EFFECTIVE DATE: March 18, 2014.

Act 2014-175, SB213, amends Section 41-16-21, Code of Alabama 1975, relating to contracts for which competitive bidding is not generally required, to increase the minimum amount of contracts let by educational and eleemosynary institutions, the Alabama State Port Authority, and certain other state agencies subject to competitive bidding from \$7,500 to \$15,000, retroactive to August 1, 2012.

EFFECTIVE DATE: March 18, 2014.

Act 2014-177, SB85, amends Sections 31-6-2, 31-6-4, 31-6-5, 31-6-6, 31-6-11, and 31-6-15, Code of Alabama 1975, relating to the educational scholarship benefits for postsecondary education to dependents of certain veterans, to remove the qualification requirement that the veteran's service must have been during wartime or under extrahazardous conditions for dependents seeking benefits for the first time beginning with the fall term of the 2014-15 academic year. The act also allows dependents denied scholarship benefits for failure to satisfy the wartime or extrahazardous condition requirement to receive the full benefits for which they were initially entitled, notwithstanding any age limitations. The act also limits the scholarship benefits for new recipients seeking benefits for the first time beginning with the fall term of the 2014-15 academic year to undergraduate study only and limits the value of the benefits to the in-state tuition rate of the school attended by the scholarship recipient.

EFFECTIVE DATE: March 18, 2014.

Act 2014-178, SB146, amends Sections 34-1-2, 34-1-16, and 34-1-17, Code of Alabama 1975, relating to the Public Accountancy Act of 2003, to define the term "report" and to further define the term "attest" to include any engagement to be performed in accordance with the Statements on Standards for Attestation Engagements rather than just examination of prospective financial information performed in accordance with those standards. The act also requires nonresident certified public accountants with practicing privileges in this state to provide services in accordance with professional standards.

EFFECTIVE DATE: October 1, 2014.

Act 2014-179, SB54, amends Section 31-10-2, Code of Alabama 1975, relating to the Alabama National Guard Educational Assistance Act, to revise the definition of "tuition" to include the

cost of instruction and fees plus the average cost of books and supplies, to a minimum of \$100, and not to exceed 50 percent of the remaining balance after all federal benefits have been applied to the account for the student, for a total amount not exceeding \$2000 annually.

EFFECTIVE DATE: June 1, 2014.

Act 2014-180, SB159, exempts certain cottage food production operations that produce baked goods and candy for sale at the producer's home from regulation by the county health department, except that the department may issue a stop sale, seize, or hold order for any food suspected of being the source of a food borne illness. The act requires the operator to label certain foods produced by the cottage food operation, authorizes the Alabama Department of Public Health to adopt rules relating to label requirements, and prohibits an operation from selling certain items over the Internet.

EFFECTIVE DATE: June 1, 2014.

Act 2014-181, SB229, amends Section 9-11-59, Code of Alabama 1975, relating to licensing of persons for the trapping of fur-bearing animals, to increase license fees for residents and to limit the amount of the license for nonresidents to no less than 10 times the license fee charged for residents. The act also decreases the residency requirement from six months to 90 days and further requires the use of metal tags to identify traps used by licensees.

EFFECTIVE DATE: June 1, 2014.

Act 2014-184, SB333, is Landon's Law. The act amends Sections 13A-12-231 and 20-2-23, Code of Alabama 1975, to increase the requisite weight for trafficking in a synthetic controlled substance or a controlled substance analogue and to include additional synthetic controlled substances and analogues to the Schedule I controlled substance list.

EFFECTIVE DATE: March 18, 2014.

Act 2014-185, SB7, proposes an amendment to Amendment 621 to the Constitution of Alabama of 1901, relating to unfunded mandates for municipalities, to remove the exception for expenditures by a local board of education. The proposed amendment specifies that the phrase "board of education" includes the Alabama Institute for Deaf and Blind, the Alabama School of Fine Arts, and the Alabama High School of Mathematics and Science.

EFFECTIVE DATE: Contingent upon ratification.

Act 2014-188, SB255, proposes an amendment to Amendment 388 to the Constitution of Alabama of 1901, relating specifically to the assessments authorized for cotton producers to support a program for the promotion of the production, distribution, improvement, marketing, use, and sale of cotton, to delete the requirement for refunding of assessments to nonparticipating cotton producers. See Act 2014-278.

EFFECTIVE DATE: Contingent upon ratification.

Act 2014-216, SB98, amends Sections 27-17A-2, 27-17A-3, 27-17A-10, 27-17A-11, 27-17A-12, 27-17A-13, 27-17A-14, 27-17A-18, 27-17A-22, 27-17A-23, 27-17A-25, 27-17A-31, 27-17A-32, 27-17A-34, 27-17A-40, 27-17A-42, 27-17A-44, 27-17A-47, 27-17A-50, and 27-17A-55, Code of Alabama 1975, relating to the Alabama Preneed Funeral and Cemetery Act, to further provide for the handling of preneed and cemetery endowment care funds, to further provide for the ability of the Commissioner of Insurance to deter violations and ensure compliance with the act, to grant the commissioner jurisdiction over any person unlawfully writing preneed contracts, and to clarify the penalties for violations. The act delineates which violations related to preneed sales, trust deposits, and collections are felonies and increases criminal penalties for non-felony violations. The act allows the commissioner to file a civil action against persons for certain violations of the act, revises the annual application and renewal dates for persons holding preneed certificates of authority, and waives the requirement of filing annual financial statements under certain conditions. The act requires each certificate holder to file with the commissioner a quarterly report of all preneed contract and trust activities, clarifies the amount of a bond used as an alternative to a trusting requirement, and authorizes the commissioner to use funds received from any source for enforcement purposes. The act also subjects endowment cemetery authorities to the act, requires a person receiving funds from the sale of a preneed contract to contribute to a trust fund, life insurance contract, or annuity contract, requires that preneed cemetery merchandise and services funds remain in trust until cancellation or fulfillment of the preneed contract, and prohibits a person serving on a cemetery board of trustees from also serving as trustee of an endowment care fund.

EFFECTIVE DATE: July 1, 2014.

Act 2014-217, SB110, amends Section 12-2-19, Code of Alabama 1975, to delete the requirement that the Secretary of State publish rules of practice and procedure adopted by the Alabama Supreme Court in the Acts of Alabama.

EFFECTIVE DATE: April 2, 2014.

Act 2014-218, SB121, prohibits a person from asserting a claim of patent infringement in bad faith and authorizes the Attorney General to investigate related claims, issue subpoenas, and file enforcement actions. The act also authorizes targets of patent infringement assertions in bad faith to file suit in circuit court for damages, including court costs, attorney's fees, and exemplary damages. The act prescribes the factors the court must consider when determining whether a

person has made an assertion of patent infringement in bad faith. The act also exempts from the requirements of the act a demand letter or civil action that includes certain claims for relief arising under the Federal Food, Drug, and Cosmetic Act or the Public Health Service Act.

EFFECTIVE DATE: July 1, 2014.

Act 2014-219, SB123, amends Section 27-52-1, Code of Alabama 1975, to allow the Alabama Health Insurance Plan to cease operations in the event any federal mandate includes market reform provisions that satisfy the guaranteed-issue requirements of the Health Insurance Portability and Accountability Act of 1996 (HIPAA). Upon termination of the plan and upon satisfaction of any future liabilities, the act provides that any unspent or unencumbered funds may be transferred to the State General Fund. The act also provides that the plan may be reestablished and implemented to satisfy the requirements of a federal mandate issued on or after April 2, 2014.

EFFECTIVE DATE: April 2, 2014.

Act 2014-220, SB148, amends Sections 37-15-2, 37-15-4, 37-15-5, 37-15-6, 37-15-7, 37-15-8, 37-15-9, and 37-15-10, Code of Alabama 1975, relating to the One-Call Notification System for excavations or demolitions on or near property where underground facilities are located, to exclude certain activity from the definition of “excavate” or “excavation.” The act revises the time during which notification to an operator or to a One-Call Notification System is valid and provides that the One-Call Notification System must be incorporated or operated as a non-profit corporation and governed by a board of directors. The act requires notification to underground facility operators of design and survey locate requests and specifies certain action that must be taken when performing excavation in a tolerance zone, as defined in the act. The act also provides civil penalties for excavators who misrepresent an emergency excavation or demolition and provides criminal penalties for willfully or maliciously removing or otherwise destroying a marking used by an operator to mark the location of any underground facility, except in the ordinary course of excavation.

EFFECTIVE DATE: January 1, 2015.

Act 2014-221, SB280, amends Sections 11-46-36, 11-46-107, 17-4-33, 17-9-15, and 17-11-5, Code of Alabama 1975, relating to the computerized statewide voter registration lists, to provide for the omission of the residential and mailing address of a registered voter if: (1) the registered voter is the victim of domestic violence or is the custodian of a minor victim of domestic violence; or (2) the registered voter, or a minor in his or her custody, is protected by a domestic violence order that has been issued by a judge or magistrate pursuant to the Domestic Violence Protection Order Enforcement Act.

EFFECTIVE DATE: July 1, 2014.

Act 2014-222, SB319, amends Sections 32-5A-191, 32-5A-191.4, 32-5A-301, and 32-5A-304, Code of Alabama 1975, relating to driving under the influence, to provide that a suspension of person's driver's license for a first conviction of driving under the influence may be stayed if the offender elects to have an approved ignition interlock device installed on his or her motor vehicle for six months and to provide further for the use of an ignition interlock device when a person refuses to have a blood alcohol concentration or if a child under the age of 14 years was a passenger in the vehicle when the first offense was committed. The act further provides for the use of an ignition interlock device for second, third, and fourth and subsequent convictions of driving under the influence. The act provides that when a person is convicted of driving under the influence with at least 0.15 percent or more by weight of alcohol in his or her blood, the court must require the offender to install and use an ignition interlock device. The act also creates an additional fee of \$100 to be paid by an offender who successfully completes a pretrial diversion or deferral program when the individual is charged with driving under the influence, redistributes the fee paid by offenders for monitoring the ignition interlock device, and provides for the installation of the device when an offender is indigent.

EFFECTIVE DATE: July 1, 2014.

Act 2014-239, HB54, establishes the crime of interference with a public safety communication, defined by the act as certain radio signals or electronic transmissions intended for law enforcement, fire service, 911 personnel, or emergency personnel acting in an official capacity. The act prohibits the following intentional conduct: (1) tampering with certain equipment used for public safety communications; (2) removing, damaging, or destroying an audible or visual device used to provide mass notifications, alerts, or warnings; (3) interfering with the transmission of a public safety communication; (4) operating an apparatus that is capable of interfering with or causing disruption to a public safety communication; and (5) intercepting an encrypted public safety communication. The act does not apply to certain persons, such as certified law enforcement officers, acting in the performance of their duties.

EFFECTIVE DATE: July 1, 2014.

Act 2014-240, HB107, amends Section 25-5-67, Code of Alabama 1975, to increase the maximum burial expense paid when an employee dies as a result of an employment related accident or occupational disease from \$3,000 to \$6,500.

EFFECTIVE DATE: July 1, 2014.

Act 2014-243, HB403, amends Section 41-1-1, Code of Alabama 1975, to further provide for the limits and boundaries of the territorial waters of this state for management and protection of marine resources.

EFFECTIVE DATE: July 1, 2014.

Act 2014-245, SB38, amends Sections 16-1-11, 16-28-1, 16-28-7, 16-46-1, 16-46-2, 16-46-3, 16-46-4, 16-46-5, 16-46-6, 16-46-7, 16-46-8, 16-46-9, and 16-46-10, Code of Alabama 1975, to clarify that nonpublic schools, including private, church, parochial, and religious schools, offering educational instruction in grades K-12, as well as home-schooled students, are not subject to regulation by the Department of Education, the State Board of Education, or the State Superintendent of Education and may not be regulated by the state or any political subdivision of the state. The act requires nonpublic schools to comply with attendance laws and perform criminal history background checks on employees, prohibits public two-year or four-year institutions of higher education from denying admittance to or otherwise discriminating against a qualified student based upon his or her attendance at a nonpublic school, and prohibits the State Department of Education from denying certification to a person based upon his or her employment by an elementary or secondary nonpublic school. The act also provides that all nonpublic schools that are members of the Alabama High School Athletic Association must be in compliance with the constitution and bylaws established by the association member schools.

EFFECTIVE DATE: July 1, 2014.

Act 2014-246, SB180, makes an appropriation of \$9,269,227 from the Education Trust Fund to Tuskegee University for the support and maintenance of the educational program of the institution, for the fiscal year ending September 30, 2015. The act provides that at least \$1,484,788 must be expended for the agricultural research and extension service state match.

EFFECTIVE DATE: October 1, 2014.

Act 2014-247, SB181, makes an appropriation of \$273,276 from the Education Trust Fund to Lyman Ward Military Academy for the support and maintenance of the educational program of the institution, for the fiscal year ending September 30, 2015.

EFFECTIVE DATE: October 1, 2014.

Act 2014-248, SB182, makes an appropriation of \$632,997 from the Education Trust Fund to Talladega College for the support and maintenance of the educational program of the institution, for the fiscal year ending September 30, 2014.

EFFECTIVE DATE: October 1, 2014.

Act 2014-261, HB362, amends Section 41-15-4, Code of Alabama 1975, relating to the State Insurance Fund, to require the risk manager, with the approval of the Finance Director, to develop a program of gap coverage and gap plus coverage, as defined in the act, to provide proceeds sufficient to allow a K-12 public school building that has been rendered a total loss as a result of a covered peril to be reconstructed with materials superior to its original construction and in an increased size, if appropriate, based upon current construction standards and occupancy. The act requires the risk manager to draft rules, guidelines, limitations, and coverage endorsements for the program and to determine actuarially sound premiums to be paid annually from the Public School Fund to the Department of Finance, Division of Risk Management.

EFFECTIVE DATE: July 1, 2014.

Act 2014-262, HB404, amends Sections 40-25-1, 40-25-2, 40-25-4, 40-25-7, 40-25-8, 40-25-9, 40-25-13, 40-25-20, and 40-2A-10, Code of Alabama 1975, to eliminate cigar categories for which the tobacco tax is no longer applied. The act deletes language requiring distributors to cancel a stamp when it has been affixed to a tobacco product and requires the state tobacco tax amount to be separately stated from the price of the tobacco products on an invoice. The act requires retailers to maintain invoices relating to tobacco sales for 90 days and requires the use of computer or machine generated invoices. The act also increases penalties for the failure to provide and maintain records and the reuse or refilling of boxes, packages, or containers. The act requires any tobacco products seized to be. The act also requires the Department of Revenue to provide, on its website, information relating to product seizures and a list of each wholesaler, jobber, semijobber, retailer, importer, or distributor of tobacco products qualified or registered with the department.

EFFECTIVE DATE: October 1, 2014.

Act 2014-273, SB22, requires state licenses for physicians, chiropractors, optometrists, and dentists to be granted on demonstrated skill and academic competence and prohibits the granting of a license based upon the condition that the health care professional participate in any public or private health insurance plan, public health care system, public service initiative, or emergency room coverage. The act also provides that physician or optometric licensure may not be conditioned upon compliance with the use of electronic health records as required by certain federal regulations.

EFFECTIVE DATE: July 1, 2014.

Act 2014-274, SB75, is the Jessica Elkins Act. The act requires local school systems to provide certain information to parents and guardians of students in grades six through 12 on meningococcal meningitis disease and its vaccine whenever other health information is provided.

EFFECTIVE DATE: July 1, 2014.

Act 2014-275, SB151, creates the crime of bestiality to prohibit certain sexual conduct or contact with an animal, the aiding or abetting of another to engage in certain sexual conduct or contact with an animal, or the organization, promotion, observance, or performance of any service furthering an act involving sexual conduct or contact with an animal for commercial or recreational purposes. The act does not apply to accepted animal husbandry practices, conformation judging practices, or accepted veterinary medicine practices.

EFFECTIVE DATE: July 1, 2014.

Act 2014-276, SB154, amends Section 16-26B-6, Code of Alabama 1975, to authorize the Board of Trustees of the Alabama School of Fine Arts to select from its members an executive committee of five persons to transact business of the board in lieu of a quorum of the board.

EFFECTIVE DATE: July 1, 2014.

Act 2014-277, SB174, is Carly's Law. The act creates a defense of necessity in the prosecution for the unlawful possession of marijuana when the defendant has a debilitating epileptic condition and possesses cannabidiol (CBD) pursuant to an authorized prescription. The act also creates a defense of necessity in a prosecution of possession of marijuana when a parent or caretaker possesses CBD on behalf of an individual with an authorized prescription for the medication due to a debilitating epileptic condition and where the parent or caretaker's possession of the CBD is for the prescribed person's use only. The act provides the Department of Neurology at the University of Alabama at Birmingham with the exclusive right to prescribe CBD for the treatment of individuals diagnosed with debilitating epileptic conditions and requires the Department of Neurology to establish a research and development study to determine medical uses and benefits of CBD for individuals with the condition. The act terminates in five years.

EFFECTIVE DATE: July 1, 2014.

Act 2014-278, SB256, amends Section 2-8-193, Code of Alabama 1975, relating to the assessments on cotton producers to promote cotton, to authorize assessments without any provision for refunds. The act also repeals Section 2-8-203, relating to the refund of assessments.

EFFECTIVE DATE: The act is effective upon the adoption of an amendment to Amendment 388 of the Constitution of Alabama 1901, now appearing as Section 93.06 of the Official

Recompilation of the Constitution of Alabama of 1901, as amended, deleting the requirement for refunds of assessments on cotton producers. (See Act 2014-188)

Act 2014-279, SB291, amends Sections 35-9A-201, 35-9A-421, and 35-9A-423, Code of Alabama 1975, relating to the Uniform Landlord and Tenant Act, to increase the time in which a landlord must refund the entire deposit to a tenant or provide an itemized list of deductions and to decrease the timeframe in which a rental agreement will terminate upon a material noncompliance by the tenant or other specified circumstances. The act provides that no breach of a term of the lease may be cured by a tenant more than four times in any 12-month period except by the express written consent of the landlord. The act also provides that rental property may be deemed abandoned by the tenant if the electric service to the property has been terminated for seven consecutive days.

EFFECTIVE DATE: July 1, 2014.

Act 2014-280, SB294, requires hospitals to provide certain educational information on pertussis to the parents prior to the discharge of a newborn child. The act provides that physicians and hospitals are not liable for claims resulting from providing or failing to provide the required information relating to pertussis.

EFFECTIVE DATE: October 1, 2014.

Act 2014-281, SB366, amends Sections 9-17-1 and 9-17-12, Code of Alabama 1975, to further provide for the regulation by the State Oil and Gas Board of drilling units and drainage or production units for horizontal wells and offshore wells, including the size and configuration of drilling units and drainage or production units for horizontal oil wells. The act prohibits the board from establishing acreage limitations in excess of certain measurements. The acreage limitations do not apply to offshore wells.

EFFECTIVE DATE: July 1, 2014.

Act 2014-283, SB467, proposes an amendment to Amendment 518 of the Constitution of Alabama of 1901, relating to Franklin County, to allow the Franklin County Water Coordinating and Fire Prevention Authority to provide sewer services and broadband Internet services in the county.

EFFECTIVE DATE: Contingent upon ratification. (See Act 2014-285)

Act 2014-284, HB235, is the General Fund Budget. The act makes appropriations for the ordinary expenses of the executive, legislative, and judicial departments for the fiscal year ending September 30, 2015.

EFFECTIVE DATE: October 1, 2014.

Act 2014-285, HB600, proposes an amendment to Amendment 518 of the Constitution of Alabama of 1901, relating to Franklin County, to allow the Franklin County Water Coordinating and Fire Prevention Authority to provide sewer services and broadband Internet services in the county.

EFFECTIVE DATE: Contingent upon ratification. (See Act 2014-283)

Act 2014-286, HB322, proposes an amendment to Amendment 597 of the Constitution of Alabama of 1901, now appearing as Section 36.02 of the Official Recompile of the Constitution of Alabama of 1901, as amended, to clarify that the citizens of this state have the right to hunt, fish, and harvest wildlife subject to reasonable regulations that promote conservation and management of fish and wildlife and preserve the future of hunting and fishing.

EFFECTIVE DATE: Contingent upon ratification.

Act 2014-287, SB265, authorizes the Department of Revenue to contract with a third party to manufacture and distribute license plates and validation decals. The act provides that amounts distributed to the Department of Corrections prior to April 7, 2014, for the manufacture of license plates and decals may not be reduced, except by the amount of related costs incurred by the Department of Corrections associated with material, production, and distribution of license plates. The act also continuously appropriates any amounts distributed to the Department of Corrections for its operation.

EFFECTIVE DATE: April 7, 2014.

Act 2014-292, SB108, allows a person charged with certain misdemeanor criminal offenses, violations, traffic violations, or municipal ordinance violations to petition the circuit court to expunge records relating to the charge under certain conditions, such as dismissal of the charges. The act specifies a filing fee for the petition, provides for distribution of the fee, and allows a person to apply for indigent status to waive the filing fee. The act provides that the prosecuting authority or the victim of the crime may file an objection to the petition seeking expungement. The act requires the criminal justice agency in possession of records to be expunged to forward the records to the Alabama Criminal Justice Information Center for archiving and designation as protected. The act also provides criminal penalties for the unauthorized disclosure of expunged records and provides limited immunity to a custodian of an expunged record who makes an unintentional disclosure of the record.

EFFECTIVE DATE: July 7, 2014

Act 2014-293, SB61, amends Section 10A-1-4.02, 10A-1-8.01, 10A-1-8.02, and 10A-1-8.04, Code of Alabama 1975, relating to merger and conversion of business entities, to clarify that certificates or articles of merger and statements of conversion must be delivered to the judge of probate for filing and to provide for the delivery of certain filing instruments to the Secretary of

State under certain conditions. The act replaces references to the “articles of incorporation” with “governing documents” in provisions governing the conversion of certain business entities, including nonprofit corporations, into another form. The act specifies the information required to be included in a statement of conversion, further provides for when a conversion takes effect, and provides that all debts, obligations, and other liabilities of the converting entity continue as debts, obligations, and liabilities of the converted entity. The act also specifies what may be included in a plan of merger and provides for the approval of a plan of merger for nonprofit corporations.

EFFECTIVE DATE: July 1, 2014.

Act 2014-294, SB73, amends Section 34-27A-7, Code of Alabama 1975, to require applicants for licensing by the Alabama Real Estate Appraisers Board to submit certain information to the board for a criminal history background check, to authorize the board to consult with law enforcement authorities to determine an applicant’s criminal history, and to require the board to keep certain information relating to the criminal history background check confidential.

EFFECTIVE DATE: July 1, 2014.

Act 2014-295, SB86, amends Section 32-6-65, to provide that a registered driver on military deployment during any part of his or her designated motor vehicle license renewal month has an additional 30 calendar days from the date the deployment ends to renew his or her motor vehicle registration without incurring a late registration penalty or associated interest charges. The act also provides what evidence of deployment may be submitted for the deferment of penalties and interest.

EFFECTIVE DATE: July 1, 2014.

Act 2014-296, SB101, amends Sections 27-7-4.4, 27-9A-17, and 27-25-4.6, Code of Alabama 1975, relating to criminal background checks of insurance producers, title insurance agents, and independent adjusters by the Department of Insurance, to delete references to submission and storage of electronic fingerprint records with the National Association of Insurance Commissioners for retention in a centralized repository and to provide a specific exception to required fingerprinting and criminal history record checks for limited lines producers.

EFFECTIVE DATE: April 8, 2014.

Act 2014-297, SB120, amends Sections 16-25-26 and 36-27-8.2, Code of Alabama 1975, relating to the Teachers’ Retirement System and the Employees’ Retirement System, to allow part-time service by a retiree as an independent contractor. The act also requires the retiree to provide written notice of the postretirement employment to the retirement system within 30 days after the date the retiree knows or should know that he or she will be performing duties on a full-time or permanent basis or will earn an amount in excess of the annual earning limit.

EFFECTIVE DATE: April 8, 2014.

Act 2014-298, SB143, amends Section 31-4-15, Code of Alabama 1975, to require that money derived from the rental of an armory be paid to the Armory Commission.

EFFECTIVE DATE: July 1, 2014.

Act 2014-299, SB162, is the Alabama Uniform Partition of Heirs Property Act. The act preserves the right of a cotenant to sell his or her interest in inherited real property, while providing certain due process protections to other cotenants to prevent a forced sale, such as notice, appraisal, and the right of first refusal. The act provides that, if the other cotenants do not exercise their right to purchase property from the seller, the court must order a partition-in-kind if feasible or a sale of the real property by an open market sale, with or without a broker or brokers, by sealed bids, public auction, or private sale.

EFFECTIVE DATE: April 8, 2014, and applies to partition actions filed on or after January 1, 2015.

Act 2014-300, SB186, amends Section 32-5-222, Code of Alabama 1975, relating to the distribution of fines for violation of the child safety restraint law to a voucher system for child passenger restraints for low-income families, to provide for the administration of the program by the Alabama Department of Public Health rather than the Alabama Head Injury Foundation and to delete the requirement that the Department of Examiners of Public Accounts annually audit receipts and disbursements of the program.

EFFECTIVE DATE: July 1, 2014.

Act 2014-301, SB188, allows a county official authorized to issue motor vehicle registrations to offer an optional two-year registration. The act specifies the payment of local issuance fees, license taxes, registration fees, and ad valorem taxes upon election of a two-year registration.

EFFECTIVE DATE: January 1, 2015.

Act 2014-302, SB210, amends Section 34-13-53, Code of Alabama 1975, to require licensed funeral directors, embalmers, and operators to complete continuing education requirements prescribed by the Alabama Board of Funeral Service, with certain exceptions. The act also requires the board to publish renewal notices in printed form, electronic image, in an online publication, or on the website of the board that is accessible to each licensee.

EFFECTIVE DATE: July 1, 2014.

Act 2014-303, SB273, to authorize municipalities to adopt by ordinance alternate procedures to declare overgrown grass or weeds to be a public nuisance and abated after an abatement procedure under the existing law for the same property has previously been satisfied or attempted. The act provides that the costs may be assessed against the property in the same manner as provided under Section 11-67-66, Code of Alabama 1975, the existing grass and weed abatement law.

EFFECTIVE DATE: April 8, 2014.

Act 2014-304, SB318, amends Section 9-15-82, Code of Alabama 1975, to provide that the Alabama Mental Health Finance Authority is exempt from certain requirements regarding the sale and lease of real property owned by the authority.

EFFECTIVE DATE: July 1, 2014.

Act 2014-305, SB328, amends Section 25-2-12, Code of Alabama 1975, to increase the maximum daily compensation of the members of the Board of Appeals of the Department of Labor from \$100 to \$150 per day and to increase the maximum annual compensation of the members from \$24,000 to \$36,000.

EFFECTIVE DATE: July 1, 2014.

Act 2014-306, SB332, is the Alabama Comprehensive Criminal Proceeds Forfeiture Act. The act further provides for the seizure and forfeiture of property acquired directly or indirectly through the commission of certain felony offenses, to specify procedures for the seizure and forfeiture, and to provide for the interests of the owners and bona fide lienholders of the property. The act provides for the disposition of abandoned forfeited property and proceeds and provides that a portion of proceeds remaining from the sale or distribution of forfeited property may be used to pay restitution to any victim of the underlying offense.

EFFECTIVE DATE: April 8, 2014.

Act 2014-307, SB359, amends Section 36-15-4.2, Code of Alabama 1975, to require the Office of the Attorney General to deposit court-ordered attorney's fees and related expenses or negotiated settlements and penalties into the Attorney General's Litigation Support Fund for general use and to remove the limitations on the amount the Office of the Attorney General may deposit into the fund. The act requires the Attorney General to submit a detailed description of each deposit received and any future deposits referenced in a court order or settlement to the Legislative Fiscal Officer, in addition to certain legislative committees and the State Budget Officer.

EFFECTIVE DATE: April 8, 2014.

Act 2014-314, HB83, amends Sections 41-15A-2 and 41-15A-6, Code of Alabama 1975, to authorize the Comptroller to transmit funds from the Penny Trust Fund to the Department of Public Health for the Alabama Drug Assistance Program and other similar programs upon the application of the State Health Officer and to the State Board of Education for the promotion of the public health of children in public schools upon the application of the State Superintendent of Education. The act limits appropriations in subsequent years to a maximum of 90 percent of the prior fiscal year's earnings of the Penny Trust Fund. The act also expands the membership of the Board of Control of the Penny Trust Fund by adding two members appointed by the Governor and requires the board to develop and approve an investment policy and annually notify the State Superintendent of Education and the State Health Officer of funds eligible for payment from the Penny Trust Fund.

EFFECTIVE DATE: October 1, 2014.

Act 2014-315, HB144, repeals Section 8-15-8, Code of Alabama 1975, requiring the bond on a public warehouse filed with the Commissioner of Agriculture and Industries to be recorded in the office of the judge of probate.

EFFECTIVE DATE: April 8, 2014.

Act 2014-316, HB151, is the Small Business Tax Relief Act of 2014. The act amends Section 40-23-7, Code of Alabama 1975, to increase the average monthly tax liability for a taxpayer to be required to make estimated state sales tax payments from \$1,000 or greater to \$2,500 or greater.

EFFECTIVE DATE: August 1, 2014.

Act 2014-317, HB165, amends Sections 5-17-3, 5-17-6, 5-17-7, 5-17-8, 5-17-11, 5-17-15, 5-17-16, 5-17-19, 5-17-22, 5-17-45, and 5-17-56, Code of Alabama 1975, relating to the Credit Union Administration and the regulation of credit unions, to provide civil penalties for persons or entities using the term "credit union" in violation of law, to authorize the board of directors, rather than two-thirds of the members of a credit union, to expel a credit union member, to revise annual operating fees of credit unions, and to authorize the administrator to annually fix the operating assessment on credit unions to fund the Credit Union Administration. The act further provides for the following: (1) orders of the Credit Union Administration to take possession and control of a state credit union; (2) deposits by minors; (3) the disposition of accounts to a surviving spouse or guardian; and (4) adverse claims for deposits. The act specifies that insurance on accounts may be by a private insurance carrier and authorizes the sharing of information with federal agencies through supervisory agreements. The act also repeals Sections 5-17-25 to 5-17-28, inclusive, 5-17-49, 5-17-53, and 5-2A-100 to 5-2A-103, inclusive, Code of Alabama 1975, relating to credit unions and the Bureau of Credit Unions.

EFFECTIVE DATE: July 1, 2014.

Act 2014-318, HB229, makes an appropriation of \$40,972,964 from the Children First Trust Fund for the fiscal year ending September 30, 2015, to the entities delineated in Section 41-15B-2.2, Code of Alabama 1975. The act also provides for the deposit of tobacco settlement revenues in the Children First Trust Fund, requires written notification of anticipated agency allocations by the Director of Finance, and conditions the allocations on the receipt of tobacco revenues. The act makes an appropriation of \$44,875,562 from other tobacco settlement funds for the fiscal year ending September 30, 2015, to specified entities, including the Medicaid Agency. The act also makes conditional appropriations of additional tobacco revenues.

EFFECTIVE DATE: April 8, 2014.

Act 2014-319, HB232, amends Section 41-10-629, Code of Alabama 1975, to make a one-time transfer of \$20,000,000 from the Alabama 21st Century Fund to the State General Fund for the fiscal year ending September 30, 2015.

EFFECTIVE DATE: October 1, 2014.

Act 2014-320, HB234, amends Section 32-2-84, Code of Alabama 1975, to provide that funds transferred from the Public Road and Bridge Fund of the Department of Transportation to the Department of Public Safety, which will become part of the Alabama State Law Enforcement Agency, may be expended for the operations of the Department of Public Safety.

EFFECTIVE DATE: April 8, 2014.

Act 2014-321, HB82, amends Sections 40-18-100 and 40-18-103, Code of Alabama 1975, to allow a county or municipality to submit to the Department of Revenue a debt of at least \$25 owed to it for collection against any income tax refund due to the debtor. The debt would be submitted through either the Association of County Commissions of Alabama or an entity established through the association or the Alabama League of Municipalities or an entity established through the league. The organization collecting a debt on behalf of a county or municipality may assess a fee of \$25, which may be collected as the first amount set off against any tax refund. At the time of the transfer of funds to the claimant county or municipality, the act requires the county or municipality to notify the taxpayer whose refund is sought to be set off that the transfer has been made and provides a period in which the taxpayer may contest the tax setoff.

EFFECTIVE DATE: July 1, 2014.

Act 2014-324, HB111, amends Sections 10A-20-6.16, 27-21A-23, 27-29-1, 27-29-2, 27-29-3, 27-29-4, 27-29-5, 27-29-6, 27-29-7, 27-29-10, and 27-34-54, Code of Alabama 1975, relating to the Alabama Insurance Holding Company System Regulatory Act, to require the assessment of enterprise risk within the insurance holding company system and to provide that a public hearing on a merger or other acquisition of control must be held within 30 days, rather than 45 days, of

the statement filing and that the hearings may be consolidated upon request. The act requires pre-acquisition notice to the Commissioner of Insurance and authorizes the commissioner to disapprove acquisitions and participate in supervisory colleges with other regulators for a domestic insurer that is part of an international holding company. The act authorizes the commissioner to assess a civil penalty for each day an insurer fails to produce requested records, books, or other information without cause and provides additional penalties for other violations of the act, such as failing to file a registration statement without just cause. The act also allows the commissioner to share certain information, including confidential information and documents, to assist in the performance of his or her duties and grants recovery rights to receivers for a domestic insurer.

EFFECTIVE DATE: January 1, 2016.

Act 2014-325, HB129, amends Sections 40-23-4 and 40-23-62, Code of Alabama 1975, to clarify that the gross proceeds of sales to, or the storage, use, or other consumption, of tangible personal property by private schools, colleges, and universities, not including nurseries, day care centers, or home schools, located in this state are exempt from state and local sales and use tax. The act provides that this exemption also applies to lunches sold to school children in public or private schools while in school buildings that are not sold for profit. The act provides that no refunds may be issued for those periods prior to the effective date of the act.

EFFECTIVE DATE: Effective April 8, 2014, retroactive to all open tax periods for which a preliminary or final assessment of tax could be entered pursuant to Section 40-2A-7, Code of Alabama 1975, or any successor general or local law.

Act 2014-326, HB220, amends Sections 16-5-5, 16-64-4, and 16-64-5, Code of Alabama 1975, relating to the Council of Presidents, Commission on Higher Education, and Athens State University, to include the President of Athens State University as a member of the Council of Presidents, to replace the State Superintendent of Education with the Chancellor of Postsecondary Education as a member of the council, and to provide for the appointment of members to the council by the Chancellor. The act also authorizes Athens State University to set tuition and distance learning rates and authorizes the Code Commissioner to make the appropriate changes in terminology in the code to reflect the reconstituted status of Athens State University.

EFFECTIVE DATE: April 8, 2014.

Act 2014-327, HB231, makes an appropriation of \$196,978 from the State General Fund to the Coalition Against Domestic Violence for the fiscal year ending September 30, 2015, and requires the appropriation to be distributed equally to domestic violence programs.

EFFECTIVE DATE: October 1, 2014.

Act 2014-329, HB185, amends Sections 34-4-21, 34-4-25, and 34-4-54, Code of Alabama 1975, to allow the State Board of Auctioneers to impose any fee and licensing requirement on applicants for licenses from a reciprocal state that the reciprocal state imposes on an Alabama license, to rename the Board of Auctioneers Account, and to restrict the use of money deposited into the account.

EFFECTIVE DATE: April 8, 2014.

Act 2014-330, HB321, amends Sections 10A-1-7.02 and 16-46-3, Code of Alabama 1975, relating to foreign nonprofit entities operating legally in this state without registration and the regulation of certain schools offering online programs of instruction, to further provide for the participation of the state in reciprocity agreements in which colleges and universities of member states are allowed to operate, without additional state approval or authorization, in other member states.

EFFECTIVE DATE: July 1, 2014.

Act 2014-331, HB97, requires the Department of Revenue, by administrative rule, to suspend collection of certain taxes or fees if the administrative cost of collection is more than the amount collected for each of the three previous years. If the suspension of the tax or fee would result in reduced local revenues, the act requires the department to notify the affected local entities prior to filing a notice of the proposed rule. The act also provides that, if the rule is repealed, no tax or fee is due for any periods for which the rule was in effect.

EFFECTIVE DATE: July 1, 2014.

Act 2014-332, HB46, amends Section 11-52-33, Code of Alabama 1975, relating to municipal subdivision development, to provide that a valid and enforceable contract for the purchase or sale of any lot in a proposed subdivision within the jurisdiction of a municipal planning commission may not be impaired or limited by existing law. The act also allows the county engineer to authorize the developer to secure pre-sale agreements for a proposed subdivision development in unincorporated areas of the county under certain conditions.

EFFECTIVE DATE: April 8, 2014.

Act 2014-333, HB148, amends Section 23-4-20, Code of Alabama 1975, to further specify the procedures for the required public hearing upon a request for the vacation of public roads or streets. The act establishes procedures for the vacation of public roads in counties where the members of the county commission are elected by single-member districts, the property owners submitting the petition for vacation are all members of the same immediate family, and a county commissioner from the district in which the street is located does not move to vacate the street. The act also provides that, if the county commission denies or does not take action on a petition

to vacate filed by all owners of abutting property, the owners may file an action in circuit court requesting an order vacating the unpaved street or alley.

EFFECTIVE DATE: April 8, 2014.

Act 2014-334, HB299, allows a municipality to require its new employees to participate in the direct deposit of the employee's wages in a financial institution selected by the employee unless the employee would incur fees charged to his or her account as a result of the direct deposit and a comparable financial institution that would not charge a fee is not available to the employee. The act requires the municipality to provide the employee with an electronic fund transfer authorization form and a detailed deposit statement itemizing the employee's wages and deductions. The act provides that an employee may opt out of the direct deposit by submitting a written request to his or her employer prior to the end of the first pay period, or once annually thereafter.

EFFECTIVE DATE: July 1, 2014.

Act 2014-335, HB352, amends Sections 15-23-3, 15-23-5, and 15-23-15, Code of Alabama 1975, relating to the Alabama Crime Victims Compensation Commission, to increase the amount of an allowance expense a victim or other claimant may receive and to further provide for the definition of "work loss." The act increases the weekly compensation amount for work loss, replacement service loss, dependent's economic loss, and a dependent's replacement services loss from \$400 to \$600 and increases the aggregate amount of compensation a victim or other claimant may receive from \$15,000 to \$20,000.

EFFECTIVE DATE: October 1, 2014.

Act 2014-336, HB373, amends Sections 40-23-1 and 40-23-60, Code of Alabama 1975, relating to sales and use tax, to define "prepaid wireless service" and to clarify that prepaid wireless service, whether evidenced by a physical card or telephone calling card or that is not evidenced by a physical card or authorization number is subject to sales and use tax. The act provides that transactions that occurred prior to July 1, 2014, in which the consumer did not receive from the retailer an authorization number or a physical card, neither the Department of Revenue nor a local tax official may seek payment for the sales tax not collected; however, audits that began or assessments that were entered prior to July 1, 2014, are subject to payment.

EFFECTIVE DATE: July 1, 2014.

Act 2014-338, HB528, amends Section 33-15-4, Code of Alabama 1975, to allow the Governor to appoint a director at large, rather than from his or her cabinet or staff, to the Board of Directors for the Bear Creek Watershed.

EFFECTIVE DATE: April 9, 2014.

Act 2014-339, HB334, amends Sections 34-22-80, 34-22-81, 34-22-82, 34-22-83, 34-22-84, 34-22-85, 34-22-86, and 34-22-87, Code of Alabama 1975, relating to the practice of optometry, to delete language regulating the practice of optometry across state lines, to provide definitions, and to provide for the regulation of the practice of optometry through telemedicine by the Alabama Board of Optometry. The act also repeals, as duplicative, Section 34-22-88, Code of Alabama 1975, relating to rulemaking authority of the board.

EFFECTIVE DATE: July 1, 2014.

Act 2014-340, HB356, provides an alternate resident daily state lake fishing license, a nonresident state lake fishing license, and a nonresident family three-day state lake fishing license for use at lakes owned and operated by the Division of Wildlife and Freshwater Fisheries, Department of Conservation and Natural Resources, effective for the license year beginning September 1, 2014. The act also provides an alternate disabled three-day fishing event license for use by disabled persons at events sanctioned by the Commissioner of Conservation and Natural Resources, effective for the license year beginning September 1, 2014. The act also amends Section 9-11-56.3, Code of Alabama 1975, to further provide for the licensure of a public fishing pier and the annual saltwater pier fishing license.

EFFECTIVE DATE: July 1, 2014.

Act 2014-341, HB449, amends Sections 6-12-2, 6-12-3, 6-12A-2, 6-12A-3, and 16-12A-5, Code of Alabama 1975, relating to the Escrow Fund for Certain Tobacco Product Manufacturers, to define an “importer” of tobacco products, to further define “units sold” to include cigarettes sold to certain consumers without payment of the cigarette excise tax and exclusion of certain cigarettes made in certain tax-exempt transactions, and to make the tobacco importer jointly and severally liable with the tobacco products manufacturer for escrow deposit obligations. The act provides for seizure and forfeiture of cigarettes for failure to deposit funds into escrow, requires both the non-participating manufacturer and importer of cigarettes to appoint agents for service of process, and requires the non-participating manufacturer to hold a valid permit under federal law. The act requires non-participating manufacturers to obtain a bond and to disclose the name and address of any and all importers of cigarettes in its certification. The act also allows the Commissioner of Revenue to disclose certain information received from manufacturers for the purpose of the proper administration of the fund and the Master Settlement Agreement.

EFFECTIVE DATE: The provisions of the act requiring a non-participating manufacturer to post a bond are effective December 22, 2014. The remaining portions of the act are effective April 9, 2014.

Act 2014-342, HB502, amends Section 11-92B-24, Code of Alabama 1975, to provide that authorities established to develop former military bases are exempt from competitive bidding requirements.

EFFECTIVE DATE: April 9, 2014.

Act 2014-343, HB518, amends Section 41-16-27, Code of Alabama 1975, relating to the authority of the state to award multiple contracts pursuant to a single invitation-to-bid, to expand the authority to include certain contracts for the purchase of personal property for which a service or service contract is necessary. The act also excludes contracts for the purchase or use of push to talk services from the multiple contract provision.

EFFECTIVE DATE: April 9, 2014.

Act 2014-344, HB329, amends Section 32-6-1.2, Code of Alabama 1975, relating to veteran's driver's licenses, to provide that certain veterans may submit their Record and Report of Separation Honorable Discharge Record to prove eligibility and to provide for the issuance of a veteran nondriver identification card. The act also authorizes the Alabama Department of Public Health to issue a certification card to persons with autism spectrum disorder to be presented with a person's driver's license to law enforcement as necessary.

EFFECTIVE DATE: Sections 1 and 3 of the act relating to eligibility for a veteran's drivers license and autism spectrum certification, respectively, are effective July 1, 2014. Section 2 of the Act relating to a veteran nondriver identification card is effective January 1, 2015.

Act 2014-345, HB537, amends Section 41-10-724, Code of Alabama 1975, to increase the membership of the Board of Directors of the Alabama Construction Recruitment Institute from three members to six members, including two members to be appointed by the President Pro Tempore of the Senate and an additional member appointed by the Speaker of the House of Representatives. The act provides that appointments will be made from nomination lists provided by certain construction-related associations.

EFFECTIVE DATE: July 1, 2014.

Act 2014-346, HB402, is the annual codification bill. The act adopts and incorporates into the Code of Alabama 1975, those general and permanent laws of the state enacted during the 2013 Regular Session as contained in the 2013 Cumulative Supplement to certain volumes of the code and 2013 Replacement Volumes 16A, 19A, and 22. The act initially adopts and incorporates into the Code of Alabama 1975, 2013 Volume 22H (Local Laws Greene – Jackson Counties) and adopts and incorporates into the Code of Alabama 1975, 2013 Cumulative Supplements to local law volumes. The act makes certain corrections in certain volumes of the cumulative supplement. The act also specifies that this adoption and incorporation constitutes a continuous systematic codification of the entire Code of Alabama 1975, and that the act is a law that adopts

a code, declares that the code publisher has discharged its duties regarding the replacement volumes, expressly provides that the act does not affect other statutes enacted in 2014, and specifies the duties of the Secretary of State regarding the custody of the cumulative supplements, replacement volumes, and initial volume.

EFFECTIVE DATE: April 9, 2014.

Act 2014-348, HB325, amends Sections 8-6-18, 13A-8-2, and 15-3-1, Code of Alabama 1975, to increase the statute of limitations for all felonies, except for the conversion of public revenues, certain offenses that have no limitation, or any other felony that has a specified limitation, from three years to five years. The act also provides that the statute of limitations for prosecutions of theft by deception and certain securities violations do not commence or begin to accrue until discovery of the facts constituting the deception, after which the prosecution must be commenced within five years.

EFFECTIVE DATE: July 1, 2014.

Act 2014-349, HB319, amends Section 34-24-604, Code of Alabama 1975, relating to physician registration under the Alabama Pain Management Act, to remove the requirement that physicians must submit the results of a criminal background check to the Alabama Board of Medical Examiners in order to register under the act.

EFFECTIVE DATE: April 9, 2014.

Act 2014-350, HB376, amends Section 12-15-114, Code of Alabama 1975, to provide that the juvenile court has exclusive original jurisdiction over termination of parental rights proceedings, retroactive to January 1, 2009. The act also expresses the intent of the Legislature with regard to the jurisdiction of the juvenile court in termination of parental rights cases as provided in the Alabama Juvenile Justice Act.

EFFECTIVE DATE: April 9, 2014.

Act 2014-351, HB367, to provide a cost-of-living increase up to 4 percent to state employees for the fiscal year beginning October 1, 2014, contingent upon the availability of funds in the State General Fund. The act also gives state employees a \$400 lump-sum bonus on December 1, 2014, for fiscal year 2014-2015 only.

EFFECTIVE DATE: April 9, 2014.

Act 2014-372, SB10, dissolves the Foundation for Local Schools and provides for the disbursement of assets held in the foundation. The act repeals Chapter 26C of Title 16, consisting of Sections 16-26C-1 to 16-26C-13, Code of Alabama 1975, relating to the Foundation for Local Schools.

EFFECTIVE DATE: April 9, 2014.

Act 2014-373, SB19, amends Sections 39-2-2, 41-16-24, and 41-16-54, Code of Alabama 1975, relating to contracts for public works and public contracts, to allow an awarding authority, purchasing agent, or a governing body to let a contract for public works or a public contract if a newspaper fails to publish an advertisement for the required two weeks and the awarding authority, the purchasing agent, or the governing body can provide proof that it, in good faith, requested the advertisement in compliance with existing law.

EFFECTIVE DATE: July 1, 2014.

Act 2014-374, SB28, amends Sections 7-9A-102, 7-9A-105, 7-9A-307, 7-9A-311, 7-9A-316, 7-9A-317, 7-9A-326, 7-9A-406, 7-9A-408, 7-9A-502, 7-9A-503, 7-9A-507, 7-9A-515, 7-9A-516, 7-9A-518, 7-9A-521, and 7-9A-607, Code of Alabama 1975, relating to the Uniform Commercial Code-Secured Transactions, to update Article 9A of the Uniform Commercial Code to clarify that the proper name of a business entity or other business organization for protection purposes is the name filed with the state and that the proper name for an individual debtor is that which appears on the debtor's driver's license, the debtor's actual name, or the debtor's surname and first personal name. The act changes the information required on financing statements, provides expanded protection for an existing secured party having a security interest in after-acquired property when its debtor relocates to another state or merges with another entity, and provides a safe harbor for the transfer of chattel paper in conformance with the Uniform Electronic Transaction Act. The act provides for the continuing perfection of security interests perfected prior to July 1, 2014, provides that a security interest that is an unperfected security interest immediately before July 1, 2014, becomes a perfected security interest when certain criteria are satisfied, and provides that the filing of an initial financing statement continues the effectiveness of a financing statement filed before July 1, 2014, if certain criteria are satisfied. The act also prescribes procedures for the amendment of a financing statement filed prior to July 1, 2014.

EFFECTIVE DATE: July 1, 2014.

Act 2014-375, SB40, amends Sections 34-11-1, 34-11-4, 34-11-6, 34-11-30, and 34-11-34, Code of Alabama 1975, relating to the practice of engineering and land surveying, to require that certain applicants for licensure pass an examination approved by the State Board of Licensure for Professional Engineers and Land Surveyors in lieu of an eight-hour written examination. The act authorizes the board to contract with a testing agency to prepare and administer the examination. The act also revises the membership of the board to require that the two land surveyor members

of the board be appointed from a list of three nominees submitted by the Alabama Society of Professional Land Surveyors and provides that a simple majority of board members constitutes a quorum.

EFFECTIVE DATE: July 1, 2014.

Act 2014-376, SB44, amends Section 8-6-11, Code of Alabama 1975, relating to exemptions from securities regulation, to delete the exemption from securities regulation for certain investments within or outside the state and to exempt from securities regulation an offering of securities which satisfy certain criteria conducted solely in this state to residents of this state.

EFFECTIVE DATE: April 9, 2014.

Act 2014-377, SB45, amends Section 10A-20-6.16, 22-21-374, 22-21A-23, 27-2B-2, 27-2B-3, 27-2B-4, 27-2B-7, 27-2B-10, 27-3A-3, 27-6B-2, 27-6B-4, Code of Alabama 1975, to revise the Alabama Risk-Based Capital (RBC) for Insurers Act to define insurers to include fraternal benefit societies and health organizations, such as health care service plans, health maintenance organizations, and dental service corporations, and to subject health organizations to the same RBC requirements applicable to property and casualty insurers. The act also revises the Alabama Business Transacted with Producer Controlled Property and Casualty Insurer Law to modify the definition of insurer to include risk retention groups. The act also revises the Alabama Risk Retention Act to require risk retention groups chartered and licensed in this state to file an annual financial statement with the Department of Insurance and the National Association of Insurance Commissioners (NAIC) in a form prescribed by the NAIC and to require the adoption of governance standards for the board of directors, service provider contracts, written policy, and audit committee, as well as a code of business conduct and ethics for directors, officers, and employees.

EFFECTIVE DATE: January 1, 2015.

Act 2014-378, SB59, amends Section 41-4-110, Code of Alabama 1975, relating to the Division of Purchasing in the Department of Finance, to allow state agencies, departments, and boards to purchase personal property from any vendors not on the statewide contract under certain conditions and if the purchase price is at least 10 percent less than the statewide contract price and provided that each acquisition of personal property does not exceed \$15,000.

EFFECTIVE DATE: April 9, 2014.

Act 2014-399, HB9, is the Alabama Informed Voter Act. The act creates a Fair Ballot Commission to approve fair and accurate statements that explain the effect of a vote for or against a proposed ballot question. The act requires the commission's work to be posted on the Legislature's website and be made available for public distribution at the Office of the Secretary of State or at the office of each judge of probate. The act also allows a member of the Legislature

to post an individual statement supporting or opposing a ballot measure on the portion of the Legislature's website containing the commission's ballot statements.

EFFECTIVE DATE: April 9, 2014.

Act 2014-400, HB49, is the Alabama Drought Planning and Response Act. The act codifies the establishment of the Alabama Drought Assessment and Planning Team created by the Governor's June 24, 2011, Executive Order Number 19 and provides for the membership, duties, and responsibilities of the team. The act establishes the Monitoring and Impacts Group Subcommittee and provides for its membership, duties, responsibilities, and powers. The act requires each community public water system to develop a drought conservation plan that addresses graduated drought response procedures with implementation of specific measures based on drought severity. The act also requires the Alabama Office of Water Resources to develop a State Drought Plan and periodically issue drought declarations and reaffirms the Governor's ability to respond to extreme drought conditions under the powers provided by the Alabama Emergency Management Act of 1955.

EFFECTIVE DATE: July 1, 2014.

Act 2014-401, HB136, creates the Local Government Health Insurance Board to administer the Local Government Health Insurance Program, currently administered by the State Employees' Insurance Board, beginning January 1, 2015. The act provides for the membership of the board and requires the board to establish the premiums for employee, retiree, and dependent coverage to be paid by each employer participant in the program pursuant to rules adopted by the board.

EFFECTIVE DATE: April 9, 2014.

Act 2014-402, HB180, amends Section 34-24-383, Code of Alabama 1975, to allow the Medical Licensure Commission or the Board of Medical Examiners to allow a physician to renew his or her license when the physician is paying an administrative fine in installments and the physician is current on all installment payments.

EFFECTIVE DATE: July 1, 2014.

Act 2014-403, HB191, amends Section 16-28-3, Code of Alabama 1975, to require that any child who withdraws from a public school to enroll in and attend a Southern Association of Colleges and Schools accredited institution or certain other accredited online school be counted as a transfer student and to require grade placement testing for any student who returns to a public school after the transfer. The act also provides that it may not be interpreted to create online schools.

EFFECTIVE DATE: July 1, 2014.

Act 2014-404, HB24, amends Sections 39-2-2 and 39-2-12, Code of Alabama 1975, relating to public works contracts, to require any pre-bid meeting to be held at least seven days prior to bid opening and to prohibit an awarding authority from offering a contract for bidding unless confirmation of any applicable grant has been received and any required matching funds have been secured by or are available to the awarding authority. The act reduces the timeframe for payment of completed work from 45 days to 35 days and requires contracting agencies to process payment within 10 days after receipt of funds from a grant, award, or direct reimbursement from the state, federal government, or some other source. The act also provides for a review and approval of the progress of completed work and provides procedures for the resolution of disputes of submitted invoices.

EFFECTIVE DATE: July 1, 2014.

Act 2014-405, HB156, requires the State Department of Education to develop, and each local board of education to adopt and implement, an anaphylaxis preparedness program commencing with the 2015-2016 scholastic year. The act also authorizes local boards of education to collaborate with a physician to implement a protocol for emergency response that includes a supply of autoinjectable epinephrine on each school campus, contingent upon state funding.

EFFECTIVE DATE: July 1, 2014.

Act 2014-406, HB257, amends Section 40-18-15, Code of Alabama 1975, to allow spouses who live apart for an entire year and file separate income tax returns to claim either the optional state income tax standard deduction or itemized deductions, regardless of the deductions claimed by the other spouse. The act also specifies that neither spouse may claim a deduction for expenses paid by the other spouse.

EFFECTIVE DATE: July 1, 2014, for tax returns filed for the 2014 and subsequent tax years.

Act 2014-407, HB276, exempts the Community Action Association of Alabama and its member agencies from the payment of state sales and use taxes and county and municipal sales and use taxes if the exemption is approved by resolution of the respective local governing body.

EFFECTIVE DATE: July 1, 2014.

Act 2014-408, HB552, suspends the requirement that each person owning or operating, or both, a motor vehicle that uses natural gas must obtain an annual decal from the Liquefied Petroleum Gas Board to serve as an identification marker that the flat fee has been paid and the requirement to collect the motor fuel tax for vehicles using compressed and liquefied natural gas as fuel has been satisfied. The act provides that the suspension of the requirement ends on October 1, 2016. If no comprehensive approach regulating and taxing natural gas as fuel for motor vehicles has been established by October 1, 2016, the act provides that certain measurements of compressed natural gas will be taxed as one gallon of gasoline and that certain measurements of liquefied

natural gas will be taxed as one gallon of diesel fuel, unless other standards of conversion are adopted by the National Conference for Weights and Measures.

EFFECTIVE DATE: April 9, 2014.

Act 2014-413, HB48, provides a state income tax credit of \$1,000 per child for a private intrastate adoption or the adoption of an individual who is in the permanent legal custody of the Alabama Department of Human Resources or is placed in a licensed or approved foster home by the Alabama Department of Human Resources for the purpose of adoption. The act also provides that a minor adopted after October 1, 2016, who has attained his or her 14th birthday and was adopted from the Alabama foster care system is eligible for \$15,000 in postsecondary education assistance at any Alabama college or university.

EFFECTIVE DATE: Section 3, relating to post-secondary education assistance, is effective October 1, 2016. The remainder of the act is effective April 9, 2014.

Act 2014-414, HB20, requires the State Department of Finance to develop and maintain an automated inventory of all facilities and lands owned, leased, rented, or otherwise occupied or maintained by any agency of the state or by the judicial branch, excluding facilities of the State Department of Transportation or the Alabama State Port Authority, to be maintained for public inspection on the department website. The act also requires the State Department of Transportation to maintain an inventory of its facilities and requires the Alabama Commission on Higher Education and the State Department of Postsecondary Education to maintain a facilities inventory in a manner prescribed by the Department of Finance.

EFFECTIVE DATE: January 1, 2015.

Act 2014-415, HB108, requires the Department of Revenue to design, prior to October 1, 2014, an optional non-itemized business personal property tax short form for those entities whose total original acquisition cost of all taxable tangible business personal property assets is equal to \$10,000 or less each year. The act requires the department, no later than September 30, 2016, to develop an online electronic filing system to allow a taxpayer to electronically file an annual business personal property tax return required by a local county assessing official or applicable agency at no charge. The act also establishes a state and local advisory committee to review the design and operation of the electronic filing system and to make recommendations to the Commissioner of Revenue.

EFFECTIVE DATE: July 1, 2014.

Act 2014-417, HB211, amends Section 9-11-44, Code of Alabama 1975, to establish a special disabled veteran's hunting license for veterans who are 100 percent, service-connected, permanently and totally disabled for a license fee of \$2, plus the applicable issuance fee.

EFFECTIVE DATE: July 1, 2014.

Act 2014-418, HB568, amends Section 22-30B-2.1, Code of Alabama 1975, to modify the distribution to the State General Fund of certain hazardous waste disposal fees. The act provides that 25 percent of the fees are distributed to each county having a commercial site for the disposal of hazardous waste or hazardous substances, with the remaining 75 percent distributed to the State General Fund, with the first \$450,000 earmarked for the Department of Environmental Management.

EFFECTIVE DATE: May 1, 2014.

Act 2014-419, SB116, prohibits a recipient of public assistance benefits from using the benefits to purchase alcoholic beverages, tobacco products, or lottery tickets and provides sanctions for violations, including temporary and permanent suspension of benefits. The act also prohibits a recipient from withdrawing or using the benefits in a retail establishment that primarily sells alcoholic beverages, a casino, a tattoo or body piercing facility, a facility providing psychic services, or an establishment that provides adult-oriented entertainment and provides sanctions for violations, including temporary and permanent suspension of benefits. The act allows a parent who is disqualified from receiving benefits to designate a third party to receive benefits on behalf of minor children of the parent. The act also requires the Department of Human Resources to (1) consult with providers of automatic teller machine services to consider and implement a program or method of blocking access to cash benefits from Electronic Benefits Transfer (EBT) cards at ATM machines located in certain establishments; and (2) perform monthly matches to determine whether, based upon incarceration and whether a recipient is deceased, the recipient is no longer eligible for public assistance.

EFFECTIVE DATE: July 1, 2014.

Act 2014-420, SB254, is the Alabama Coastal Insurance Reform Act. The act amends Section 27-1-24.1, Code of Alabama 1975, to revise the zones in which insurers may receive insurance premium tax credits for providing full property insurance coverage and to designate certain areas of Mobile and Baldwin counties under the Alabama Wind Pool Plan to conform to the zones adopted by the Alabama Insurance Underwriting Association. The act removes the tax credit eligibility requirement that the premium offered by an insurance carrier must be at least 12 percent less than the premium paid by the homeowner under the Alabama Wind Pool Plan. The act caps the aggregate amount of tax credits that can be claimed by insurers at \$50,000 per tax year. The act also requires the Department of Insurance to establish a process of granting tax credit certificates to insurers claiming the tax credit. The act applies to all new policies issued with an effective date after July 1, 2014.

EFFECTIVE DATE: July 1, 2014.

Act 2014-421, SB297, amends Section 15-20A-17, Code of Alabama 1975, to provide that it is a Class C felony for an adult sex offender convicted of a sex offense involving a minor to enter K-12 school property while school is in session or to attend any school activity without first notifying and reporting to the principal and complying with any school rules regarding the visit.

EFFECTIVE DATE: April 10, 2014.

Act 2014-424, SB114, prohibits certain fraudulent conduct in obtaining public assistance under any state or federally funded public assistance program and provides penalties for violations. The act provides that the repayment of public assistance benefits or services or the return of authorization or identification wrongfully obtained is not a defense to a prosecution under this act, provides for the forfeiture of any funds, proceeds, or property obtained by fraudulent conduct in obtaining public assistance, and establishes standards for the introduction of records as evidence in a prosecution related to public assistance fraud. The act requires a person providing services for which compensation is paid under certain public assistance programs to notify the Department of Human Resources of the payment within 10 days and provides criminal penalties for violations. The act also authorizes the Department of Revenue to intercept state income tax refunds of individuals who owe debts to a public housing authority.

EFFECTIVE DATE: July 1, 2014.

Act 2014-425, SB115, amends Sections 38-4-2, 38-4-4, and 38-11A-2, Code of Alabama 1975, to include the income of a spouse or cohabitating partner when determining eligibility for Temporary Assistance for Needy Family (TANF) benefits. The act requires an applicant for TANF benefits to apply for at least three positions of unsubsidized employment prior to applying for TANF cash assistance through the Department of Human Resources. The act also provides that a TANF recipient who voluntarily terminates employment or refuses employment without good cause is ineligible to receive TANF cash assistance.

EFFECTIVE DATE: April 10, 2014.

Act 2014-427, SB89, amends Sections 13A-6-4 and 13A-6-20, Code of Alabama 1975, relating to the crimes of criminally negligent homicide and assault in the first degree, to provide that a person commits these offenses when operating a vehicle or a vessel under the influence of alcohol or drugs. The act also repeals Section 32-5A-192, Code of Alabama 1975, relating to the crime of homicide by vehicle or vessel.

EFFECTIVE DATE: July 1, 2014.

Act 2014-428, SB235, amends Sections 17-3-50 and 17-4-2, Code of Alabama 1975, relating to voter registration, to extend the time period during which a board of registrars is prohibited from registering any person as a qualified elector from 10 to 14 days before an election and to remove the exemption from this requirement for counties having a population of not less than 600,000

inhabitants according to the 1970 or any succeeding federal decennial census. The act requires the judge of probate to prepare a report of qualified electors from the state voter registration list to be printed within the 10-day period before an election.

EFFECTIVE DATE: July 1, 2014, and is required to be implemented beginning with the November 2014 general election.

Act 2014-429, SB267, provides for a funded one-time lump sum addition to the retirement benefits of certain retirees and beneficiaries of the Employees' Retirement System for fiscal year 2014-2015. The act provides that the lump-sum payments must be paid to all eligible recipients in October 2014.

EFFECTIVE DATE: April 10, 2014.

Act 2014-430, SB312, amends Section 40-12-30, Code of Alabama 1975, to provide that an applicant for a business, vocation, or occupation license, store license, motor vehicle dealer, reconditioner, rebuilder, and wholesaler license, or an automotive dismantler and parts recycler license, or any renewal of a license, must submit a federal tax identification number or Social Security number to the Department of Revenue. The act also provides that all business privilege license application information for new licenses and renewals must be transmitted electronically by the probate judge or other county licensing official in a manner prescribed by the department.

EFFECTIVE DATE: October 1, 2014.

Act 2014-431, SB317, amends Sections 11-98-1, 11-98-4.1, and 11-98-5, Code of Alabama 1975, relating to E-911 services, to allow the Governor to appoint 911 Board members from multiple candidates recommended for designated positions by certain governmental entities and industry groups for all terms expiring after June 1, 2014. The act also requires the statewide 911 Board to establish the maximum number of wireline 911 charges imposed at a single subscriber location and clarifies the application of the 911 charge for users served by certain digital service platforms for bills rendered on or after January 1, 2015.

EFFECTIVE DATE: April 10, 2014.

Act 2014-432, SB398, amends Sections 12-15-133 and 15-19-7, Code of Alabama 1975, to allow prosecutors representing the state to access certain legal files in juvenile proceedings, including criminal proceedings in which a person is adjudicated a youthful offender. The act also allows prosecutors representing the state to access fingerprints, photographs, and other records of a person adjudged a youthful offender.

EFFECTIVE DATE: July 1, 2014.

Act 2014-433, SB400, amends Section 40-7-2, Code of Alabama 1975, to provide that the tax levies established by a county commission remain in effect unless there is a change in the tax rate by the county commission in compliance with general law. The act also ratifies the collection of any general or special taxes irrespective if the levy was made at the first regular meeting of the commission in February of each year.

EFFECTIVE DATE: April 10, 2014.

Act 2014-434, SB459, amends Sections 22-6-151, 22-6-153, 22-6-155, 22-6-163, and 22-6-164, Code of Alabama 1975, relating to the Medicaid Agency and regional care organizations, to revise the membership of and the eligibility requirements for the governing board of directors of a regional care organization. The act authorizes the board of directors of a regional care organization to appoint an executive committee and other committees to take certain action, provides for the membership of an executive committee, and requires each regional care organization to create a provider standards committee to review and develop performance standards and quality measures to be approved by the Medicaid Quality Assurance Committee. The act requires the Medicaid Agency to establish, by rule, the minimum reimbursement rate for providers pursuant to certain methodologies, provides for the review of provider contracts by the Medicaid Agency, and establishes procedures for the review of contracts upon the request of dissatisfied providers. The act also requires the Medicaid Agency to adopt rules regarding the review of agreements and contracts by the contract dispute committee and specifies that all agreements and contracts of a regional care organization that have received probationary or final certification are subject to review or approval, or both, by the Medicaid Agency.

EFFECTIVE DATE: April 10, 2014.

Act 2014-435, SB2, is Kelley's Law. The act amends Section 13A-5-40, Code of Alabama 1975, relating to capital offenses, to make it a capital offense for a defendant to murder a person in violation of a protection order issued on behalf of the victim against the defendant or if the protective order was issued as a condition of the defendant's pretrial release.

EFFECTIVE DATE: July 1, 2014.

Act 2014-436, SB48, amends Section 25-4-8, Code of Alabama 1975, relating to unemployment compensation, to further define "employer" as an employing unit that acquires at least 65 percent of an organization, trade, employees, or business located in this state, or substantially all of the assets thereof, of another employing unit or at least 65 percent of an organization, trade, employees, or business located in the state or substantially all of the assets of another employing unit that is not an employer subject to Chapter 4, Title 25, Code of Alabama 1975.

EFFECTIVE DATE: July 1, 2014.

Act 2014-437, SB57, is the Alabama Safe at Schools Act. The act provides for the delegation of specific medical procedures related to diabetes to certain public school personnel for students based on their Individual Health Plan. The act provides for the training of school personnel relating to the diabetic needs of students pursuant to guidelines developed by the State Department of Education in consultation with the Alabama Board of Nursing. The act also provides civil immunity to public schools and certain school personnel for acts or omissions in the supervision or rendering of services, care, or assistance to a student under the act and provides immunity to a physician for any orders, acts, or omissions directly related to the Individual Health Plan under the act, including any vicarious liability for the acts of school employees and officials in carrying out the Individual Health Plan.

EFFECTIVE DATE: July 1, 2014.

Act 2014-438, SB63, requires the Department of Human Resources to implement and administer a drug screening program for any adult applying for Temporary Cash Assistance for Needy Families (TANF) benefits and for certain recipients upon reasonable suspicion of illegal substance use. Under the act, reasonable suspicion exists if the applicant has a conviction for the use or distribution of a drug within five years prior to the date of the application for assistance or if a recipient tests positive for a drug without a valid prescription as a result of a drug screening required under the act. The act requires the department to provide notice of the drug screening to applicants, specifies who is responsible for the costs associated with the drug screening, and provides penalties for positive drug screenings, including: (1) a warning for the first violation; (2) one year of ineligibility for a second violation; and (3) permanent ineligibility for a third positive drug screening. The act also allows a parent testing positive for drugs to designate a third party to receive the benefits for minor children of the parent. The act terminates on September 30, 2017.

EFFECTIVE DATE: October 1, 2015.

Act 2014-439, SB355, amends Sections 11-89C-1, 11-89C-2, 11-89C-4, 11-89C-9, and 11-89C-10, Code of Alabama 1975, to provide the governing bodies of all counties or municipalities that are subject to regulation pursuant to the Environmental Protection Agency (EPA) municipal separate storm sewer system program the authority to carry out the requirements of the program and to provide the governing bodies with the option to establish intercooperative public corporations to govern municipal separate storm sewer systems. The act also limits the jurisdictional scope of local storm water management programs to include only those sites discharging into municipal separate storm sewer systems. The act adopts the “maximum extent practicable” standard applicable to municipal separate storm sewer system programs, limits the scope of certain local storm water management programs, and delineates the type of fees, charges, or assessments governing bodies or certain public corporations levy and from whom fees, charges, or assessments will be levied. The act also exempts discharges originating from any lands or facilities owned or operated by one or more entities under the jurisdiction and

supervision of the Alabama Public Service Commission from regulation under any local storm water management program and specifies that such discharges will be regulated exclusively by the Alabama Department of Environmental Management.

EFFECTIVE DATE: April 10, 2014.

Act 2014-440, SB36, amends Section 36-25-1, 36-25-13, and 36-25-23, Code of Alabama 1975, relating to prohibited lobbying activities of former public officials, to revise the definition of “legislative body” to include the Legislature of Alabama, which includes both the Senate and the House of Representatives. The act prohibits a former member of the Legislature from lobbying either the Senate or the House of Representative for a two-year period following the term of office for which the member was elected. The act also prohibits an elected public official from lobbying any legislative body or any branch of state or local government, including the executive or judicial branches of government, or any other board, agency, or department to which he or she is or was elected during the term of office or remainder of the term of office for which he or she was elected. The act specifies that the non-lobbying provisions do not apply to a former member of the Alabama Judiciary who, as an attorney, represents a client in a legal, non-lobbying capacity.

EFFECTIVE DATE: April 10, 2014, and applies to public officials elected or re-elected on or after April 10, 2014.

Act 2014-441, HB489, is the Woman’s Right to Know Act. The act amends Section 26-23A-4, Code of Alabama 1975, to require a physician or qualified person to provide certain materials and information relating to abortions to a woman at least 48 hours prior to the performance of an abortion.

EFFECTIVE DATE: May 10, 2014.

Act 2014-442, HB349, amends Section 4-10-28, Code of Alabama 1975, to provide that a person or entity entitled to redeem property purchased at a tax sale who has reached a negotiated redemption agreement with or has purchased the property from the purchaser at the tax sale or the purchaser’s successor in interest is entitled to the payment of the excess funds upon proof of the agreement of purchase and upon satisfaction of other conditions.

EFFECTIVE DATE: July 1, 2014.

Act 2014-443, HB416, amends Section 34-27-35, Code of Alabama 1975, to increase, beginning June 1, 2014, the renewal research and education fee for the Alabama Real Estate Commission and to provide that the increase in fees will be distributed to the Alabama Center for Real Estate.

EFFECTIVE DATE: April 10, 2014.

Act 2014-444, HB450, amends Section 13A-9-13.1, Code of Alabama 1975, relating to the crime of negotiating a worthless negotiable instrument to specify that a negotiable instrument includes electronic drafts.

EFFECTIVE DATE: July 1, 2014.

Act 2014-445, HB494, amends Sections 26-21-1 to 26-21-4, inclusive, and 26-21-7, Code of Alabama 1975, relating to the Parental Consent Law, to further define abortion, to require the signature of a parent, legal guardian, or adoptive parent of a minor requesting an abortion on a consent form, and to require that the signature be given in the presence of the abortion provider or agents of the provider with certain identification verification requirements. The act requires certain documents proving that a minor is emancipated to be certified by the appropriate issuing authority and prohibits a parent, legal guardian, custodian, or any other person from coercing a minor into having an abortion. The act (1) requires the Department of Public Health to develop appropriate forms for the consent and emancipation requirements; (2) provides for the appointment of a guardian ad litem to represent the interests of the unborn child during parental consent proceedings; (3) requires that the name of a minor filing a petition for an abortion be kept confidential; and (4) further provides evidentiary standards and procedures for determinations in parental consent proceedings. The act also establishes that failure to comply with the act provides the basis for a civil action for compensatory and punitive damages and a professional disciplinary action and provides that a physician who complies with the act is not civilly liable for failure to obtain informed consent under the act.

EFFECTIVE DATE: July 1, 2014.

Act 2014-448, HB472, amends Section 16-60-111.9, Code of Alabama 1975, to authorize the Chancellor of Postsecondary Education, subject to the rules and procedures of the State Board of Education, to appoint an interim executive officer to serve as the president of any two-year school or college under the auspices of the State Board of Education. The act also provides that an appointed interim or emergency executive officer may be considered to fill an executive officer vacancy.

EFFECTIVE DATE: July 1, 2014.

Act 2014-452, HB509, amends Sections 40-9F-3, 40-9F-4, and 40-9F-5, Code of Alabama 1975, relating to tax credits for the rehabilitation of historic structures, to clarify that tax credits are awarded on a calendar year basis and to remove all restrictions on the ability to change the ownership of the qualified structure. The act also allows the tax credit to be transferred and requires the Department of Revenue to create a transfer statement form to be filed by the transferor with the department.

EFFECTIVE DATE: Subsection (e) of Section 40-9F-4, relating to the transfer of tax credits, is effective for tax periods beginning on or after January 1, 2014. The remaining portions of the act are retroactive to May 15, 2013.

Act 2014-453, HB280, amends Section 40-9-30, Code of Alabama 1975, to provide that durable medical equipment, prosthetics and orthotics devices, and certain medical supplies that are sold, rented, or leased pursuant to a valid prescription and covered by and billed to Medicare, Medicaid, or a health benefit plan are exempt from all state, county, and municipal sales, use, and rental taxes. The act also repeals Section 40-9-39.1, Code of Alabama 1975, relating to a tax exemption for the sale of certain durable medical equipment, prosthetics and orthotics devices, and medical supplies.

EFFECTIVE DATE: August 1, 2014.

Act 2014-455, HB543, establishes criteria for the recusal of a justice or judge who has received a substantial campaign contribution from a party. The act creates a rebuttable presumption that the justice or judge should recuse himself or herself if the contribution during the election cycle of the justice or judge exceeds a certain percentage of the total contributions raised and provides for an appeal of an order denying a motion to recuse a judge or justice. The act also repeals Sections 12-24-1 and 12-24-2, Code of Alabama 1975, relating to recusal of judges and justices and the filing of disclosure statements regarding campaign contributions.

EFFECTIVE DATE: July 1, 2014.

Act 2014-456, SB184, is the Education Trust Fund Budget. The act makes appropriations for the support, maintenance, and development of public education, for debt service, and for capital outlay for the fiscal year ending September 30, 2015.

EFFECTIVE DATE: October 1, 2014.

Act 2014-457, HB30, amends Sections 41-22-3 and 41-22-23, Code of Alabama 1975, relating to the Alabama Administrative Procedure Act, to revise the definition of "agency" to specify the term does not include boards of plans administered by public pension systems and to allow an agency to withdraw a proposed or certified rule without seeking leave of the Joint Committee on Administrative Regulation Review.

EFFECTIVE DATE: April 11, 2014.