

**SUMMARIES
OF
GENERAL LAWS ENACTED AND
CONSTITUTIONAL AMENDMENTS PROPOSED
BY THE LEGISLATURE OF ALABAMA
AT THE
2018 REGULAR SESSION**



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Act 2018-17, HB33, proposes an amendment to the Constitution of Alabama of 1901, relating to Calhoun County, to: (1) provide that any territory located in Calhoun County outside of the corporate limits of a municipality is not subject to the police jurisdiction or planning jurisdiction of the municipality if the municipality is not located entirely in Calhoun County; and (2) specify that the amendment does not affect the police jurisdiction or planning jurisdiction of the City of Oxford.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-36, SB17, amends Sections 38-9B-2, 38-9B-3, and 38-9B5, Code of Alabama 1975, relating to the Alabama Family Trust Fund, to: (1) specify that the Board of Trustees of the Alabama Family Trust Fund shall take all necessary steps to satisfy the regulations, rules, and policies of the federal Social Security Administration; (2) provide further for the disbursement of the amounts remaining in a life beneficiary's account upon the death of the life beneficiary; and (3) provide for the disbursement of the amounts remaining in a life beneficiary's account upon the termination of an individual trust agreement by the trustee for any lawful reason other than the death of the life beneficiary.

EFFECTIVE DATE: January 31, 2018.

Act 2018-37, HB168, proposes an amendment to Amendment 671 to the Constitution of Alabama of 1901, now appearing as Section 4, Local Amendments, Clay County, Official Recompilation of the Constitution of Alabama of 1901, as amended, to prohibit the Sheriff of Clay County from participating in a supernumerary program of the county and to allow the sheriff to elect to participate in the Employees' Retirement System. The act also repeals Act 2017-193.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-53, SB98, adds Section 40-7-25.4 to the Code of Alabama 1975, to authorize the governing body of a county to grant an abatement of all or a portion of the rollback ad valorem taxes due on the property if the property is used for a qualifying project under the Alabama Jobs Act.

EFFECTIVE DATE: February 6, 2018.

Act 2018-54, SB145, proposes an amendment to the Constitution of Alabama of 1901, relating to Jackson County, to authorize the Cumberland Mountain Water and Fire Protection Authority, in addition to any other service the authority provides in Jackson County, to provide natural gas service in the county within the service area of the authority.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-70, SB69, continues the existence and functioning of the Board of Home Medical Equipment pursuant to the Alabama Sunset Law until October 1, 2022.

EFFECTIVE DATE: February 7, 2018.

Act 2018-71, SB70, continues the existence and functioning of the Board of Registration for Foresters pursuant to the Alabama Sunset Law until October 1, 2022.

EFFECTIVE DATE: February 7, 2018.

Act 2018-72, SB72, continues the existence and functioning of the Alabama Sickle Cell Oversight and Regulatory Commission pursuant to the Alabama Sunset Law until October 1, 2022.

EFFECTIVE DATE: February 7, 2018.

Act 2018-73, SB73, continues the existence and functioning of the Alabama State Board of Prosthetists and Orthotists pursuant to the Alabama Sunset Law until October 1, 2022.

EFFECTIVE DATE: February 7, 2018.

Act 2018-74, SB75, continues the existence and functioning of the Alabama Surface Mining Commission pursuant to the Alabama Sunset Law until October 1, 2022.

EFFECTIVE DATE: February 7, 2018.

Act 2018-75, SB134, continues the existence and functioning of the State Oil and Gas Board pursuant to the Alabama Sunset Law and provides that the State Oil and Gas Board is no longer subject to review as an enumerated agency under the Alabama Sunset Law.

EFFECTIVE DATE: February 8, 2018.

Act 2018-76, SB135, continues the existence and functioning of the Elevator Safety Review Board pursuant to the Alabama Sunset Law. The act also amends Section 25-13-5, Code of Alabama 1975, to remove the Elevator Safety Review Board from being subject to review as an enumerated agency under the Alabama Sunset Law.

EFFECTIVE DATE: February 8, 2018.

Act 2018-83, SB14, amends Section 16-24C-11, Code of Alabama 1975, to extend the prohibition against allowing a tenured teacher to resign within 30 calendar days prior to the next school term to include all public K-12 teachers and to remove employees of two-year institutions operated under the Department of Postsecondary Education from the prohibition. The act also increases the length of notice which a teacher is required to give before terminating employment from five to 30 days.

EFFECTIVE DATE: May 1, 2018.

Act 2018-91, SB81, proposes an amendment to the Constitution of Alabama of 1901, relating to Clay County, to prohibit the removal of state courts from the historical Clay County Courthouse.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-92, SB216, proposes an amendment to the Constitution of Alabama of 1901, relating to Morgan County, to provide for the salary of the Sheriff of Morgan County and to provide that money received by the sheriff for feeding prisoners may only be expended for feeding prisoners.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-94, SB43, amends Sections 31-9-10 and 31-9-83, Code of Alabama 1975, to: (1) grant the chair or president of a political subdivision the authority to declare an emergency if the Governor or Legislature has done so; and (2) expand the use of funds in the Alabama Disaster Recovery Program. The act also adds Section 31-9-86 to the Code of Alabama 1975, to allow the Alabama Disaster Recovery Program Committee to provide financial assistance to individuals following certain disasters.

EFFECTIVE DATE: February 14, 2018.

Act 2018-95, SB67, amends Sections 40-26B-9, Code of Alabama 1975, to authorize the Department of Revenue to refund credits in the supplemental privilege tax on pharmaceutical services to a pharmaceutical service that has unused credit as of October 1, 2018, and has applied for a petition no later than October 1, 2020.

EFFECTIVE DATE: February 14, 2018.

Act 2018-106, SB29, amends Sections 34-1-2, 34-1-3, 34-1-11, and 34-1-12, Code of Alabama 1975, relating to public accountants, to: (1) further define terms; (2) alter the composition of the Alabama State Board of Public Accountancy; (3) require the executive director of the board to be a certified public accountant in good standing with the board; (4) authorize the board to classify a licensed certified public accountant or public accountant as retired; and (5) shorten the grace period from one year to six months from the expiration date of the permit to practice last obtained or renewed after which time the board may take disciplinary action against a licensee for failure to apply for a permit or be placed on inactive status.

EFFECTIVE DATE: May 1, 2018.

Act 2018-107, SB32, amends Sections 34-23-1 and 34-23-32, relating to the Alabama State Board of Pharmacy, to require outsourcing facilities, as defined by the act, to annually register with the board and pay the required permit fee.

EFFECTIVE DATE: May 1, 2018.

Act 2018-109, SB137, proposes an amendment to Amendment 881 of the Constitution of Alabama, now appearing as Section 9.50, Local Amendments, Franklin County, Official Recompilation of the Constitution of Alabama of 1901, as amended, to: (1) specify that the county governing body may allocate one-fourth of the proceeds from the existing one cent sales tax for public schools in Franklin County for the purpose of paying for costs associated with the

construction, maintenance, and repair of roads and bridges in Franklin County; (2) specify that the proceeds of the tax may not be used to pay for salaries, personnel costs, or the purchase or lease of new equipment; (3) authorize the allocation of one-fourth of the proceeds of the tax until 30 years from the ratification date of the act; and (4) delete certain requirements for a recurring referendum in order for the governing body of Franklin County to maintain the authority to allocate the proceeds of the tax.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-124, HB48, amends Section 11-91A-2, Code of Alabama 1975, relating to the Local Government Health Insurance Program administered by the Local Government Health Insurance Board, to provide that the Care Assurance System for the Aging and Homebound and its affiliated local centers are eligible for health care coverage under the program. The act also specifies that any entities added to the program on or after June 1, 2018, shall be treated as “separate entities” and their premiums shall be established independently from the employer participants who entered into the program prior to the date.

EFFECTIVE DATE: February 22, 2018.

Act 2018-125, HB72, substantially revises and replaces the Alabama Partnership Act, now appearing as Chapter 1 of Title 10A of the Code of Alabama 1975, to provide that the existing procedures for formation, powers, governance, and dissolution are applicable to limited liability limited partnerships, limited liability partnerships, foreign limited liability partnerships, and foreign limited liability limited partnerships that function in the state. The act also repeals Section 10A-1-7.33 and Chapter 8 of Title 10A, comprised of Sections 10A-8-1.01 to 10A-8-11.04, inclusive, Code of Alabama 1975, and adds Chapter 8A to Title 10A of the Code of Alabama 1975.

EFFECTIVE DATE: January 1, 2019.

Act 2018-126, HB90, amends Section 6-5-248, Code of Alabama 1975, relating to the right of redemption on residential property, to: (1) provide that a right of redemption may not be exercised later than one year after the date of foreclosure; (2) provide that a mortgagee’s production of proof that he or she mailed the notice required to be given to the mortgagor upon foreclosure of residential property upon which a homestead exemption was claimed in the tax year constitutes an affirmative defense to any action relating to defective notice or failure to give notice; and (3) reduce the amount of time that an action relating to the notice requirement may be brought from two years to one year.

EFFECTIVE DATE: February 22, 2018.

Act 2018-127, HB190, relating to transportation network companies, (1) provides that a transportation network company (TNC) and TNC drivers are not a common carrier, contract carrier, or motor carrier, do not provide taxi or for-hire vehicle services, and are not subject to the Motor Carrier Act; (2) requires a TNC to obtain a permit from the Public Service Commission before being authorized to operate in the state; (3) requires each TNC to collect a local assessment fee equal to one percent of the gross trip fare for each prearranged ride

originating in the state; (4) requires the Public Service Commission to distribute the local assessment fees collected to each municipality where a prearranged ride originated and to each county where a prearranged ride originated in the unincorporated portion of the county; (5) authorizes a TNC to charge a fare for its services and requires the disclosure of the rates on the TNC's digital network; (6) requires the TNC digital network to display the picture of the TNC driver, the first name of the TNC driver, and the make, model, and license plate number of the TNC driver's vehicle before the rider enters the TNC vehicle; (7) requires a TNC to transmit an electronic receipt to the rider following the completion of the trip; (8) requires a TNC driver to maintain a specified amount of automobile insurance; (9) provides certain requirements that must be met before an individual is authorized to operate as a TNC driver, including submission of an application to a TNC and submitting to a local and national criminal background check; (10) provides certain restrictions on who may operate as a TNC driver; (11) requires TNCs to adopt a nondiscrimination policy and a zero tolerance intoxicating substance policy for TNC drivers that prohibit any amount of intoxication of the driver while providing transportation network services; (12) makes it a crime for a TNC driver to accept a trip for compensation other than through a TNC's digital network; and (13) authorizes the Public Service Commission to revoke a TNC's permit to operate in the state upon failure to comply with the act.

EFFECTIVE DATE: July 1, 2018, except that Section 4 of the act, relating to the collection of a local assessment fee, is effective August 1, 2018.

Act 2018-129, HB131, repeals and replaces Chapter 5 of Title 41, Code of Alabama 1975, relating to the Department of Examiners of Public Accounts, with Chapter 5A, Title 41, Code of Alabama 1975, to: (1) substantially revise the provisions governing the department; (2) revise the qualifications, powers, and duties of the chief examiner; (3) revise the procedures for removal of the chief examiner; (4) revise certain provisions relating to the salary of the chief examiner and certain staff employees; (5) revise the term of service of the chief examiner; (6) require the chief examiner to appoint a chief legal counsel; (7) provide criminal penalties for false or fraudulent statements in an audit conducted by the department; and (8) revise the composition of the Legislative Committee on Public Accounts.

EFFECTIVE DATE: February 22, 2018.

Act 2018-132, SB194, proposes an amendment to Amendment 399 of the Constitution of Alabama of 1901, now appearing as Section 264 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, relating to The University of Alabama Board of Trustees, to: (1) specify that the membership of the board consists of two members from each congressional district in the state as constituted on January 1, 2018; (2) remove the State Superintendent of Education from the board; and (3) remove the provision requiring a trustee retire from the board at the annual meeting following the trustee's seventieth birthday.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-133, HB92, relating to license tags and plates, (1) provides for the issuance of a removable windshield placard by the Department of Veterans Affairs to certain recipients of certain military honors or to individuals who are recognized as having a certain veteran status;

(2) provides that it is unlawful to park in certain parking places designated for recipients of a certain military honor or for individuals with a specific veteran status; (3) provides that it is an affirmative defense to a prosecution of the act if the defendant is in fact a recipient of the military honor or has the veteran status that was designated at the parking place at which the alleged violation occurred; and (4) provides for the distribution of the proceeds of any fines collected under the act.

EFFECTIVE DATE: May 1, 2018.

Act 2018-139, SB5, amends Section 41-22-5, Code of Alabama 1975, relating to the Alabama Administrative Procedure Act, to require the notice of intended action published prior to the adoption, amendment, or repeal of a rule to state whether the proposed adoption, amendment, or repeal of the rule relates to or affects in any manner any litigation to which the agency is a party.

EFFECTIVE DATE: May 1, 2018.

Act 2018-140, SB28, repeals Section 13A-6-83, Code of Alabama 1975, which provides that a school employee charged with the crime of engaging in a sex act or deviant sexual intercourse with a student or the crime of having sexual contact with a student may be placed on paid administrative leave while the charge is adjudicated.

EFFECTIVE DATE: February 27, 2018.

Act 2018-141, SB71, continues the existence and functioning of the Alabama Construction Recruitment Institute pursuant to the Alabama Sunset Law until October 1, 2022.

EFFECTIVE DATE: February 27, 2018.

Act 2018-143, SB147, amends Sections 34-14A-1 to 34-14A-8, inclusive, 34-14A-14, and 34-14A-15, Code of Alabama 1975, relating to the Home Builders Licensure Board, to: (1) specify that a residential roofer is required to hold a license from the Home Builders Licensure Board when the cost of a roofing project exceeds \$2,500; (2) provide for the election of board officers and employment of an executive director, deputy director, and staff; (3) authorize the board, by rule, to require proof and maintenance of insurance as a qualification for licensure; (4) delete the requirement that a licensee notify the board within 10 days after receipt of notice of a civil complaint filed against the licensee; and (5) increase the maximum fine the board may levy from \$2,000 to \$5,000 upon a finding that the licensee has committed fraud in obtaining a license, has been found guilty of gross negligence, incompetence, or misconduct relating to residential home building, or has been found guilty of certain other violations.

EFFECTIVE DATE: May 1, 2018.

Act 2018-144, SB136, amends Section 16-51-3, Code of Alabama 1975, relating to the University of North Alabama, to revise the membership of the Board of Trustees of the university by replacing the State Superintendent of Education with an at-large member appointed by the Governor.

EFFECTIVE DATE: May 1, 2018.

Act 2018-146, SB200, amends Sections 20-2-211, 20-2-212, 20-2-214, and 20-2-215, Code of Alabama 1975, relating to the Prescription Drug Monitoring Program, to: (1) provide that veterinary medical practitioners are not subject to the program; and (2) authorize the Department of Public Health to create an Information Release Review Committee and provide for the membership and duties of the committee.

EFFECTIVE DATE: June 1, 2018.

Act 2018-147, HB58, is the Park for Patriots Act of 2018. The act amends Section 9-14-8, Code of Alabama 1975, to provide that an Alabama resident who is an active or honorably separated member of the United States Armed Forces or National Guard shall be granted free admission to any state park operated by the Department of Conservation and Natural Resources on any day the park is open to the general public.

EFFECTIVE DATE: June 1, 2018.

Act 2018-148, HB106, amends Sections 12-17-274 and 12-17-292, Code of Alabama 1975, relating to court reporters, to: (1) provide that the state salary of an official court reporter shall conform to the pay scale established by the State Personnel Department Pay Plan for state employees; (2) provide for the pay grade and step rate of current and future official court reporters; (3) make official court reporters subject to any cost-of-living and merit raises given to state employees generally; and (4) provide for the salary of a supernumerary court reporter.

EFFECTIVE DATE: March 1, 2018.

Act 2018-149, SB60, amends Section 11-4-41, Code of Alabama 1975, relating to county commissions, to delete the requirement that county commissions select a county depository before the first Monday in December in each year and allow county commissions to select the county depository at any time during the year.

EFFECTIVE DATE: March 1, 2018.

Act 2018-150, SB111. Section 1 of the act amends Sections 11-3-11.3, 11-51-183, 11-51-208, 11-51-210, 40-12-4, and 40-12-7, Code of Alabama 1975, to: (1) provide further for the administration of local sales, use, rental, and lodgings taxes; (2) prohibit the Department of Revenue from charging for the cost of filing, payment processing, and remittance services relating to any tax authorized to be filed under the ONE SPOT system of the department; (3) decrease the cap on costs the department may charge a county from five percent to two percent; and (4) extend the county and municipal tax levy and rate notification requirements to the department. Section 2 of the act adds Section 11-51-210.1 to the Code of Alabama 1975, to provide liability relief for the erroneous collection of local taxes due to the lack of proper rate change notifications.

EFFECTIVE DATE: Section 1 of the act is effective March 1, 2019; Section 2 of the act is effective March 1, 2018.

Act 2018-151, HB18, amends Section 34-25A-5, Code of Alabama 1975, relating to the Board of Prosthetists and Orthotists, to: (1) delete the exemption that allowed a person who is licensed

to perform prosthetic, orthotic, or pedorthic services in another state to perform the services for not more than 60 days in a 12-month period in this state; and (2) authorize the practice of prosthetics, orthotics, or pedorthics by a clinician who is certified or licensed in another state at meetings of the Alabama Prosthetic & Orthotic Association or similar training event approved by the Board of Prosthetists and Orthotists. (See also Act 2018-159)

EFFECTIVE DATE: June 1, 2018.

Act 2018-152, HB22, abolishes certain inactive state boards, commissions, authorities, councils, and task forces established by the Legislature.

EFFECTIVE DATE: June 1, 2018.

Act 2018-153, HB137, is the Alabama Tax Delinquency Act of 2018. The act provides for an amnesty program for all taxes administered by the Department of Revenue except motor fuel taxes, motor vehicle taxes, and property taxes.

EFFECTIVE DATE: March 6, 2018.

Act 2018-159, SB12, amends Section 34-25A-5, Code of Alabama 1975, relating to the Board of Prosthetists and Orthotists, to: (1) delete the exemption that allowed a person who is licensed to perform prosthetic, orthotic, or pedorthic services in another state to perform the services for not more than 60 days in a 12-month period in this state; and (2) authorize the practice of prosthetics, orthotics, or pedorthics by a clinician who is certified or licensed in another state at meetings of the Alabama Prosthetic & Orthotic Association or similar training event approved by the Board of Prosthetists and Orthotists. (See also Act 2018-151)

EFFECTIVE DATE: June 1, 2018.

Act 2018-160, SB45, adds Section 38-7-14.1 to the Code of Alabama 1975, to require day care centers to provide parents and legal guardians with information about the causes and symptoms of influenza disease, the means by which the disease is spread, the effectiveness and contraindications of the influenza vaccine, and the latest influenza vaccine recommendations of the Centers for Disease Control and Prevention.

EFFECTIVE DATE: June 1, 2018.

Act 2018-161, SB85, is the Alabama Public Transportation Act. The act: (1) creates the Alabama Public Transportation Trust Fund to fund activities that increase public transportation options across the state; (2) requires the Alabama Department of Economic and Community Affairs to maintain and administer the trust fund; and (3) creates the Alabama Public Transportation Fund Advisory Committee to advise the director and staff of the Alabama Department of Economic and Community Affairs on the administration of the trust fund and provides for the membership of the committee.

EFFECTIVE DATE: June 1, 2018.

Act 2018-162, SB112, amends Sections 9-11-30 and 9-11-31.1, Code of Alabama 1975, relating to game breeder's licenses, to: (1) require the Commissioner of Conservation and Natural

Resources to issue an annual game breeder's license to any properly accredited person, subject to certain restrictions; and (2) provide further for the crime of violating the game breeder's license law by including within the crime the act of willfully failing to obtain a license or falsifying records.

EFFECTIVE DATE: June 1, 2018.

Act 2018-163, SB152, adds Chapter 9B to Title 8 of the Code of Alabama 1975, to adopt the Alabama Uniform Voidable Transactions Act. The act: (1) establishes procedures by which a creditor may reach assets a debtor has transferred to another person in order to prevent the assets from being used to settle a debt; and (2) specifies which transfers are deemed voidable as to a creditor.

EFFECTIVE DATE. January 1, 2019.

Act 2018-164, SB156, amends Sections 40-23-4 and 40-23-62, Code of Alabama 1975, relating to sales and use tax exemptions, to exempt from sales and use taxes the gross proceeds of the sales of: (1) bullion, which includes gold, silver, platinum, and palladium; and (2) money, which includes coins and paper currency of the United States. The act specifies that the exemption shall continue for five years from the effective date of the act, unless continued by the Legislature.

EFFECTIVE DATE: June 1, 2018.

Act 2018-165, SB224, terminates the participation of the State of Alabama in the Historic Chattahoochee Compact and the Historic Chattahoochee Commission effective September 30, 2018, and repeals Section 41-9-311, Code of Alabama 1975, which provided for the state's participation.

EFFECTIVE DATE: March 6, 2018.

Act 2018-166, HB146, proposes an amendment to the Constitution of Alabama of 1901, as amended, to provide that, with respect to taxable property in the City of Homewood in Jefferson County, the amount of ad valorem taxes payable in one ad valorem tax year on various classes of taxable property are not subject to the limitation set forth in subsection (i) of Amendment 373 of the Constitution of Alabama of 1901, now appearing as subsection (i) of Section 217 of the Official Recompilation of the Constitution of Alabama of 1901, as amended.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-167, SB295, proposes an amendment to the Constitution of Alabama of 1901, relating only to the areas of Madison County outside of the corporate limits of any municipality within the county, to authorize the Madison County Commission to adopt and enforce ordinances or resolutions to limit and restrict noise levels and public nuisances caused by excessive noise levels, and to authorize the commission to adopt criminal penalties not to exceed penalties for a Class C misdemeanor for violations of the ordinances or resolutions.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-176, HB40, amends Section 32-9-20, Code of Alabama 1975, relating to the restrictions on the operation of certain motor vehicles, to: (1) increase the authorized length of stinger-steered type truck tractor units from 75 to 80 feet; (2) increase the authorized length of the load of truck tractor-semitrailers used exclusively for transporting motor vehicles; and (3) further provide for the authorized weight of a motor vehicle that is operated by an engine fueled primarily by natural gas.

EFFECTIVE DATE: June 1, 2018.

Act 2018-178, SB48, amends Sections 22-25C-1 and 22-25C-2, Code of Alabama 1975, relating to centralized waste treatment facilities permitted by the Alabama Department of Environmental Management, to: (1) provide that the bond or other financial assurances that are required to be posted by certain centralized waste treatment facilities prior to the issuance of a permit shall be forfeited if the owner or operator of a facility abandons the facility, ceases operation of the facility, or fails to properly maintain the facility in compliance with state environmental regulations; (2) provide for the expenditure and use of the proceeds of a forfeited bond or other financial assurance; and (3) delete the requirement that each facility receiving a permit to operate a centralized waste treatment facility charge a fee to treat industrial waste, industrial wastewater, and other material used by the facility.

EFFECTIVE DATE: March 8, 2018.

Act 2018-179, SB50, relating to derelict and abandoned vessels, (1) authorizes the removal of a vessel from the waters of this state under certain conditions by a law enforcement officer and a private property owner; (2) provides that a person who removes a vessel pursuant to the act must provide notice of the removal to the Alabama State Law Enforcement Agency (ALEA), perform a lien search on the vessel, and give written notice of the removal to the owner and lienholder of record; (3) provides that a person who removes, stores, or sells a vessel under the act has a lien on the vessel; (4) provides for a right of redemption; (5) authorizes ALEA, without a court order, to sell, donate, destroy, or otherwise dispose of an abandoned or derelict vessel that has a certain value; (6) provides for the distribution of the proceeds of the sale of an abandoned or derelict vessel; (7) creates the Alabama Abandoned and Derelict Vessel Fund; (8) authorizes law enforcement officers to perform an unattended vessel check; and (9) makes it unlawful for the owner of a derelict vessel to refuse or fail to remove the derelict vessel from the waters of this state within 24 hours after a verbal or written request from a law enforcement officer.

EFFECTIVE DATE: June 1, 2018.

Act 2018-180, SB63, amends Sections 40-2A-3 and 40-2A-7, Code of Alabama 1975, relating to the Uniform Revenue Procedures Act, to: (1) eliminate the requirement that a petition for refund for erroneously paid public utilities taxes, sales or use taxes, or transient occupancy tax be filed jointly by the licensed seller who collected the tax and the consumer/purchaser who paid the tax; and (2) authorize the consumer/purchaser who paid the tax to a licensed seller to file a direct petition for refund.

EFFECTIVE DATE: March 8, 2018.

Act 2018-181, SB205, amends Section 41-4-412, Code of Alabama 1975, relating to the Craft Training Board, to: (1) allow members of the board to be appointed for two terms; and (2) stagger the terms of the members.

EFFECTIVE DATE: March 8, 2018.

Act 2018-182, SB232, is Emily's Law. The act: (1) establishes a procedure by which a dog can be declared dangerous; (2) provides for the impounding of a dog that is subject to a dangerous dog investigation and the payment of costs of holding the dog; (3) requires a court to order a dog to be humanely euthanized if the dog is found to be dangerous and to have caused serious physical injury or death; (4) authorizes a court to order a dog to be humanely euthanized or returned to its owner under certain specified conditions if the dog is found to be dangerous but has not caused serious physical injury or death to a person; (5) provides criminal penalties for a dog owner whose dog attacks and causes serious physical injury or death to a person, based on the owner's knowledge of the dangerous propensities of the dog; (6) provides criminal penalties for a dog owner whose dog attacks and causes physical injury to a person, based on the owner's knowledge of the dangerous propensities of the dog; (7) requires the owner of a dog declared to be dangerous to pay an annual dangerous dog registration fee of \$100 and obtain a surety bond of at least \$100,000; (8) provides criminal penalties for the owner of a dangerous dog whose dog is outside, not contained in a proper enclosure, and not secured with a collar and leash; (9) provides criminal penalties for the owner of a dog that is subject to a dangerous dog investigation who refuses to surrender the dog upon the request of an animal control officer or law enforcement officer; and (10) provides criminal penalties for making a false report that a dog is dangerous.

EFFECTIVE DATE: June 1, 2018.

Act 2018-184, HB203, proposes a local constitutional amendment, relating to Chilton County, to allow the Legislature, by local laws, to establish a procedure by which a dog outside the corporate limits of a municipality in the county may be declared dangerous and destroyed.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-185, HB406, proposes a local constitutional amendment, relating to Monroe County, to: (1) tax the judge of probate on a salary basis; (2) provide for disposition of late fees collected by the judge to the County General Fund; and (3) provide that the judge of probate shall perform all duties relating to the issuance of motor vehicle license plates in the county.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-186, HB188, proposes a constitutional amendment, relating to Marengo County, to authorize any municipality in Marengo County to allow the limited use of golf carts on the streets of the municipality.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-187, SB77, amends Section 8-6-56, Code of Alabama 1975, relating to the Securities Commission, to: (1) remove the requirement that the salary of the Director of the Securities

Commission is payable under the Merit System classification of Attorney IV; and (2) provide that the director's salary be fixed by the commission with the approval of the Governor and the State Personnel Board.

EFFECTIVE DATE: June 1, 2018.

Act 2018-188, SB157, amends Section 8-20-4, Code of Alabama 1975, relating to the Motor Vehicle Franchise Act, to: (1) further define conditions that would be unreasonable for a manufacturer or wholesaler to coerce or attempt to coerce a new motor vehicle dealer into changing its location or altering its dealership premises; and (2) specify that a finding of unreasonableness constitutes an unfair and deceptive trade practice.

EFFECTIVE DATE: March 12, 2018.

Act 2018-189, SB158, proposes a local constitutional amendment, relating to Elmore County, to establish the salary of the Sheriff of Elmore County.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-190, SB214, amends Sections 32-6-64 and 32-6-67, Code of Alabama 1975, relating to motor vehicle distinctive license plates and motor vehicle registration renewals. Section 1 of the act: (1) provides the owner of a motor vehicle with the ability to opt-in or opt-out of disclosing certain personally identifiable information in the vehicle's registration record to the sponsoring organization of certain distinctive license plates and to public colleges and universities; (2) limits the disclosure of any information provided to a third party to the owner's name, address, and email address; and (3) prohibits the resale or disclosure of information by the sponsoring organization or college or university to third parties without written consent of the owner. Section 2 of the act further provides for the membership of the Legislative Oversight Committee on license plates.

EFFECTIVE DATE: Section 1 of the act is effective January 1, 2019; Section 2 of the act is effective March 12, 2018.

Act 2018-192, HB54, amends Sections 24-9-5, 24-9-6, and 24-9-7, Code of Alabama 1975, relating to the Land Bank Authority, to: (1) provide further for the membership of the Land Bank Authority Board; (2) require the State Revenue Commissioner to convene a meeting of the authority no later than October 1, 2018; and (3) authorize the transfer of the state's interest in real property acquired for delinquent taxes from the Land Commissioner to the authority.

EFFECTIVE DATE: March 12, 2018.

Act 2018-194, HB83, amends Sections 40-18-320, 40-18-321, 40-18-322, and 40-18-324, Code of Alabama 1975, to: (1) change the name of the Heroes for Hire Tax Credit Act of 2012 to The Veterans Employment Act; and (2) authorize a tax credit of \$2,000 to certain small businesses that hire an unemployed or combat veteran for a full-time position paying at least \$14 an hour if the veteran has been employed for 12 consecutive months. The act also adds Section 40-18-320.1 to the Code of Alabama 1975, to provide definitions for the terms combat veteran, recently deployed unemployed veteran, and unemployed veteran.

EFFECTIVE DATE: January 1, 2018.

Act 2018-195, HB88, amends Sections 41-16-20, 14-16-21.1, 41-16-27, and 41-4-110, Code of Alabama 1975, relating to purchasing; to: (1) grant preferred vendor status to any business located in the state that is owned by a veteran; (2) allow the Division of Purchasing of the Department of Finance to enter into joint purchase agreements for the purchase of services and to award multiple purchase contracts for the purchase of services; and (3) allow cities and counties to utilize the fleet fuel card program administered by the Division of Purchasing.

EFFECTIVE DATE: June 1, 2018.

Act 2018-196, HB125, amends Sections 27-8A-1 and 27-8A-2, Code of Alabama 1975, relating to the licensing of insurance producers and service representatives by the Department of Insurance, to: (1) specify that insurance producers and service representatives are required to complete any continuing education requirements prior to renewing a license; (2) delete the authority of the Commissioner of Insurance to grant a three-month extension to comply with the continuing education requirement; and (3) authorize the Commissioner of Insurance to assess a fine in lieu of suspension of a license for certain violations.

EFFECTIVE DATE: January 1, 2019.

Act 2018-198, HB164, adds Section 40-9-12.1 to the Code of Alabama 1975, relating to united appeal fund organizations and their supported charities, to provide a grace period for compliance with the definitional requirements and information reporting requirements of the Tax Exemption Reform Act of 2017.

EFFECTIVE DATE: March 12, 2018.

Act 2018-199, HB243, amends Section 39-2-2, Code of Alabama 1975, relating to competitive bidding, to: (1) authorize the Department of Transportation to let contracts for road construction or road maintenance projects without advertising for sealed bids if the project does not exceed \$250,000 and the project is listed on the department website for a certain time period beforehand; and (2) specify that the total cost of all projects not subject to the advertising and sealed bid requirement may not exceed \$1,000,000 in the aggregate per year.

EFFECTIVE DATE: March 12, 2018.

Act 2018-201, HB341, amends Sections 9-2-28, 9-2-64, and 9-11-1, Code of Alabama 1975, relating to deputy game and fish wardens, to: (1) abolish the position of deputy game and fish warden; and (2) delete all references to the position from existing law. The act also repeals Section 9-11-7, Code of Alabama 1975, relating to the requirement that district attorneys appear in court on behalf of the state to prosecute fish and game law offenses.

EFFECTIVE DATE: June 1, 2018.

Act 2018-203, HB307, amends Section 36-7-21, Code of Alabama 1975, relating to persons traveling in service of the state, to: (1) include a meeting of a regional organization of which the state or the employee is a dues-paying member within the types of meetings that a person

traveling in the service of the state may attend or assist in hosting and be reimbursed for actual and necessary expenses in addition to transportation expenses; (2) require the agency head of the traveler's agency to certify in writing that the traveler's travel expenses have been reviewed and approved as being necessary prior to travel; and (3) allow the Finance Director to establish policies and procedures to assist agency heads to provide the traveler's agency head rather than the Governor must approve travel in advance, in determining whether a traveler's travel expenses should be authorized and reimbursable.

EFFECTIVE DATE: March 13, 2018.

Act 2018-231, SB6, amends Section 41-16-50, Code of Alabama 1975, relating to public contracts, to include the Alabama Fire College as an educational institution subject to and qualified to enter into a joint purchasing agreement under the competitive bid law.

EFFECTIVE DATE: June 1, 2018.

Act 2018-232, SB76, amends Sections 40-18-15 and 40-18-19, Code of Alabama 1975, to: (1) expand the adjusted gross income range allowable for a maximum standard deduction; and (2) exempt certain foreign income from income taxes to the extent the income is exempt from federal income tax.

EFFECTIVE DATE: March 15, 2018.

Act 2018-233, SB159, relating to public education, (1) requires a public school district or any employee of a public school district to grant all professional educators' associations the same level of access to employees of the public school district; and (2) specifies that no professional educators' association may have greater access to a public school district than another professional educators' association.

EFFECTIVE DATE: March 15, 2018.

Act 2018-234, HB35, amends Section 40-9-14.1, Code of Alabama 1975, relating to taxation, to include as governmental entities eligible to receive certificates of exemption from state and local sales and use taxes from the Department of Revenue certain specific tax exempt public water or sewer authorities, districts, boards, and systems.

EFFECTIVE DATE: June 1, 2018.

Act 2018-235, HB198, is the Alabama Assistance and Service Animal Integrity in Housing Act. The act: (1) provides that if a person with a disability that is not readily apparent or known to the person's landlord files a request for a policy exception that prohibits animals on the property of the landlord because the person requires the use of an assistance animal (that qualifies as a reasonable accommodation under the federal Fair Housing Act), the landlord may require the person to produce reasonable documentation of the disability; (2) provides that all documentation submitted to a landlord pursuant to the requirements of the act must be kept confidential; (3) creates the crime of misrepresentation of entitlement to an assistance animal or service animal; and (4) creates the crime of misrepresentation of an animal as an assistance animal or service animal.

EFFECTIVE DATE: June 1, 2018.

Act 2018-247, HB86, ratifies, validates, and confirms the incorporation and actions of municipalities organized under the Code of Alabama of 1896, prior to the adoption of the Constitution of Alabama of 1901.

EFFECTIVE DATE: March 15, 2018.

Act 2018-248, HB124, amends Section 14-7-8, Code of Alabama 1975, relating to purchases by the Department of Corrections for the manufacture or production of prison-made goods, to exempt the Department of Corrections from purchasing through the Division of Purchasing of the Department of Finance.

EFFECTIVE DATE: June 1, 2018.

Act 2018-249, HB279, amends Sections 27-31D-1 and 27-31D-2, Code of Alabama 1975, relating to insurance, to: (1) allow an insurance customer to receive a premium discount for meeting certain construction standards designed to make the customer's home resistant to strong winds by requiring submission of evidence showing that the home is certified by the Institute for Business and Home Safety; and (2) remove the requirement that the insurance customers submit copies of construction records to insurers to qualify for the premium discounts.

EFFECTIVE DATE: March 15, 2018.

Act 2018-250, SB192, amends Section 9-8A-5, Code of Alabama 1975, relating to the Agricultural and Conservation Development Commission, to: (1) provide that the funds allocated to the state's water and soil conservation districts may be distributed based on other existing criteria, such as the soil and water conservation needs of the districts; and (2) delete the requirement that a minimum base allocation of one percent of available funds be allocated to each of the state's water and soil conservation districts.

EFFECTIVE DATE: March 15, 2018.

Act 2018-260, SB22, amends Sections 16-22-15, Code of Alabama 1975, to require the personnel vacancies of a local board of education to be posted on the board's website and posted for a minimum of seven rather than 14 days.

EFFECTIVE DATE: June 1, 2018.

Act 2018-261, SB121, amends Section 40-12-300, to allow a parent or legal guardian of a person with a qualifying disability to apply for a special access or disability access distinctive license plate.

EFFECTIVE DATE: June 1, 2018.

Act 2018-262, SB175, makes supplemental appropriations for the fiscal year ending September 30, 2018, as follows: (1) from the State General Fund to the Department of Corrections in the amount of \$30,000,000; (2) from the State General Fund to the Choctawhatchee, Pea, and Yellow Rivers Watershed Management Authority in the amount of \$11,000; (3) from the State

General Fund to the Departmental Emergency Fund in the amount of \$2,600,000; (4) from the DNA Fund to the Department of Forensic Sciences in the amount of \$500,000; (5) from the Recovery Audit Fund to the Examiners of Public Accounts in the amount of \$530,000; and (6) from the Insurance Department Fund to the Department of Insurance in the amount of \$2,500,000.

EFFECTIVE DATE: March 20, 2018.

Act 2018-263, SB176, (1) makes an appropriation of \$169,633 from the State General Fund to the Coalition Against Domestic Violence for the fiscal year ending September 30, 2019; (2) requires the coalition to forward an operations plan and an audited financial statement to the Director of Finance prior to the release of the appropriated funds; (3) requires the coalition to file quarterly reports to the Director of Finance relating to actual expenditures and accomplishments of the coalition; and (4) requires the Director of Finance to forward a copy of all required reports to the Legislative Council for review.

EFFECTIVE DATE: October 1, 2018.

Act 2018-264, SB177, (1) makes an appropriation of \$38,460,473 from the Children First Trust Fund for the fiscal year ending September 30, 2019 to certain entities for approved plans of investment; (2) provides for the deposit of tobacco settlement revenues into the Children First Trust Fund; (3) requires the Director of Finance to provide written notification of anticipated agency allocations for the fiscal year ending September 30, 2019; (4) requires to be allocated to each agency each quarter at least one-fourth of the total amount appropriated to the agency for the fiscal year ending September 30, 2019; (5) conditions the allocations on the receipt of tobacco revenues; (6) provides for the transfer to the State General Fund during fiscal year 2019 that portion of Children First Trust Fund receipts currently allocated for the State Board of Education; (7) makes an appropriation of \$47,788,069 from other tobacco settlement funds for the fiscal year ending September 30, 2019; and (8) makes a conditional appropriation and allocation of additional tobacco revenues upon the recommendation of the Director of Finance, the Chairperson of the House Ways and Means General Fund Committee, and the Chairperson of the Senate Finance and Taxation General Fund Committee, and the approval of the Governor.

EFFECTIVE DATE: March 20, 2018.

Act 2018-265, SB182, adds Section 40-3-27 to the Code of Alabama 1975, relating to taxpayer appeals of the taxable value of commercial property as fixed by the county board of equalization, to provide that a party offering a sale or lease transaction as evidence of a property's value that is the subject of a protest before the county board of equalization or appeal before the circuit court shall have an affirmative duty to disclose certain information.

EFFECTIVE DATE: March 20, 2018.

Act 2018-266, SB231, amends Section 9-3-10.1, Code of Alabama 1975, to increase the amounts electronically appropriated to be Emergency Forest Fire, Insect and Disease Fund and the maximum amount that can be in the fund.

EFFECTIVE DATE: June 1, 2018.

Act 2018-268, SB258, is the Sadie Grace Andrews Act. The act: (1) provides that all commercial food service establishments that utilize grease traps that are either outdoors or in areas that are accessible to members of the general public and have a manhole shall provide a locking manhole cover that is constructed out of material rated for heavy road traffic in order to prevent unauthorized access, including access by children; and (2) provides a \$100 civil penalty for each day a food service establishment is not in compliance with the act, beginning December 1, 2018.

EFFECTIVE DATE: June 1, 2018.

Act 2018-271, HB39, is the Allison Faye Brown Act. The act authorizes a person who applies for a new driver's license, nondriver identification card, vessel license, a learner's license or permit, or the renewal of any of the license permits, to provide the Alabama State Law Enforcement Agency with the name and contact information of another person in the event of an emergency.

EFFECTIVE DATE: March 20, 2018.

Act 2018-272, HB228, permits the governing body of any political subdivision of the state or any state agency to display the national motto of "In God We Trust" in and on public vehicles and public buildings, including school classrooms, courthouses, libraries, and office buildings.

EFFECTIVE DATE: June 1, 2018.

Act 2018-273, HB323, amends Section 12-15-314, Code of Alabama 1975, to: (1) provide that a kinship guardian may be appointed by a juvenile court only if a parent of the child is living but all parental rights have been terminated and the child has resided with the individual caregiver seeking to be appointed as a kinship guardian for a period of six months or more immediately preceding the written request; and (2) delete the requirement that a parent, legal guardian, or legal custodian of a child must consent in writing before a successor guardian may be appointed.

EFFECTIVE DATE: June 1, 2018.

Act 2018-274, SB123, amends Sections 34-9-1, 34-9-4, 34-9-6, 34-9-6.1, 34-9-7, 34-9-7.1, 34-9-7.2, 34-9-8, 34-9-9, 34-9-10, 34-9-12, 34-9-13, 34-9-14, 34-9-15, 34-9-16, 34-9-18, 34-9-19, 34-9-22, 34-9-26, 34-9-27, 34-9-28, 34-9-40, 34-9-41, 34-9-43.2, 34-9-88, and 34-38-2, Code of Alabama 1975, relating to the regulation of dentists and dental hygienists and the Alabama Dental Professionals Wellness Committee; to: (1) discontinue the licensing and regulation of, and remove all references to, expanded duty dental assistants; (2) define infiltration anesthesia; (3) define and include patient abandonment as grounds for disciplinary action against a dentist; (4) expand the exemption of mobile dental facilities subject to registration by the board to any mobile dental facility operated by the Alabama Department of Public Health or a local county health department; (5) exempt from regulation a dentist who infrequently engages in practice across state lines for less than 10 days a year and delete the exemption for infrequent practice involving less than 10 patients per calendar year; (6) authorize the board to approve additional continuing education providers; (7) expand the time during which an applicant may take the

licensure examination to within 18 months after completion of an accredited or approved post-doctoral residency program; (8) require each dentist and dental hygienist to display his or her license certificate in a visible location; (9) allow a licensee to reproduce his or her annual registration certificate; (10) authorize the board to establish rules for continuing education requirements for permits; (11) increase the dental hygiene by regional exam application fee; (12) clarify that failure to comply with any order of the board is grounds for disciplinary action; (13) provide for the role of the board, in lieu of the American Dental Association, in recognizing and approving specialty status in advertising by dentists; (14) remove the requirement that board member ballots accompany annual registration forms; (15) prohibit appointed board members from succeeding themselves; (16) remove the requirement that the board hold an annual meeting at The University of Alabama School of Dentistry; (17) authorize the board to hold additional meetings; and (18) require proof of continuing education for the annual renewal of an oral conscious sedation permit. The act also adds Section 34-9-60.1 to the Code of Alabama 1975, to: (1) authorize the board, upon proof of qualification, to issue permits to dental hygienists to administer infiltration anesthesia under the direct supervision of a licensed dentist; and (2) require proof of continuing education for the annual renewal of the dental hygiene infiltration anesthesia permit.

EFFECTIVE DATE: June 1, 2018.

Act 2018-275, SB203, amends Sections 8-6-3 and 8-6-10, Code of Alabama 1975, relating to the Securities Commission, to: (1) increase the registration fee for an agent and for an investment adviser representative; and (2) add a bracket to the filing fee tier structure for an open-end management company with total net assets equal to or greater than \$250,000,000 that issues securities that are exempt from registration by the Alabama Securities Commission.

EFFECTIVE DATE: June 1, 2018.

Act 2018-276, SB15, proposes an amendment to the Constitution of Alabama of 1901, to: (1) repeal Section 46 of the Constitution of Alabama of 1901, and Amendment 97 to the Constitution of Alabama of 1901, both now appearing as Section 46 of the Official Recompilation of the Constitution of Alabama of 1901; and (2) add Section 46 to the Constitution of Alabama of 1901, to provide that if a vacancy in either the House of Representatives or the Senate occurs on or after October 1 of the third year of a quadrennium, the seat shall remain vacant until a successor is elected at the next succeeding general election.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-278, HB76, is the Child Safety Act. The act amends Sections 13A-6-29, 38-7-2, 38-7-3, 38-13-2, and 38-13-3, Code of Alabama 1975, and adds Section 38-7-21 to the Code of Alabama 1975, to: (1) revise the definition of the term day care center to include preschools; (2) remove the exemption from licensure by the Department of Human Resources of certain child care facilities that are part of a church or nonprofit religious school; (3) clarify that the licensing of a faith-based child care facility may not be construed to infringe upon the rights of the facility to teach or practice a religion; and (4) revise the criminal history background information check required for certain individuals.

EFFECTIVE DATE: March 21, 2018.

Act 2018-280, HB251, amends Section 16-33C-25, Code of Alabama 1975, relating to the Wallace-Folsom Savings Investment Plan, to specifically provide that a contribution to, and continued investment in, an ABLE savings account under the ABLE Program for a designated beneficiary by the guardian or conservator of that designated beneficiary is permitted for all purposes within state law.

EFFECTIVE DATE: March 22, 2018.

Act 2018-281, HB66, amends Sections 11-43-2, 11-43-3, 11-43-40, 11-45-4, and 11-45-5, Code of Alabama 1975, relating to the legislative functions of the mayor of cities or towns with 12,000 or more but less than 25,000 inhabitants, to: (1) authorize the city council and the mayor, by ordinance adopted by a majority vote of the council and the mayor together, to elect to continue to operate as a city or town with a population of less than 12,000 inhabitants as it relates to the exercise of the legislative functions of the mayor until the next federal decennial census; and (2) provide that a mayor who is a voting member of a city or town council may not exercise veto power to affect the validity of an ordinance or resolution passed by the council.

EFFECTIVE DATE: June 1, 2018.

Act 2018-282, HB176, makes an appropriation of \$340,276 from the Education Trust Fund to Lyman Ward Military Academy in Camp Hill, Alabama, for the support and maintenance of the educational program of the institution, for the fiscal year ending September 30, 2019.

EFFECTIVE DATE: October 1, 2018.

Act 2018-283, HB177, makes an appropriation of \$882,997 from the Education Trust Fund to Talladega College in Talladega, Alabama, for the fiscal year ending September 30, 2019.

EFFECTIVE DATE: October 1, 2018.

Act 2018-284, HB178, makes an appropriation of \$10,953,869 from the Education Trust Fund to Tuskegee University in Tuskegee, Alabama, for the fiscal year ending September 30, 2019.

EFFECTIVE DATE: October 1, 2018.

Act 2018-285, HB166, amends Section 34-17A-3, Code of Alabama 1975, relating to the Board of Marriage and Family Therapy, to further define the term practice of marriage and family therapy to: (1) include the power to diagnose mental and emotional disorders within a marriage and family therapy treatment context; (2) specify that marriage and family therapy includes psychotherapy; and (3) specify that a licensed marriage and family therapist may diagnose and develop treatment plans within the boundaries of marriage and family therapy, but may not attempt to diagnose, treat, or advise a client with reference to problems or complaints outside of the boundaries.

EFFECTIVE DATE: June 1, 2018.

Act 2018-286, SB125, amends Sections 32-1-1.1 and 32-5A-89, Code of Alabama 1975, to exempt truck platoons from the prohibition against following a motor vehicle too closely if the trucks are engaged in electronic brake coordination and any other requirement imposed by the Department of Transportation.

EFFECTIVE DATE: June 1, 2018.

Act 2018-287, SB146, amends Section 35-8B-3, Code of Alabama 1975, to authorize the sale of alcoholic beverages for off-premises consumption in certain community development districts if approved by a majority of the board of a community development district, subject to approval by a referendum.

EFFECTIVE DATE: March 22, 2018.

Act 2018-289, SB55, amends Section 32-6-12.1, Code of Alabama 1975, relating to driver's licenses, to: (1) require the Alabama State Law Enforcement Agency to develop a hardship driver's license program for any person whose driver's license has been suspended or revoked, who does not pose a risk to public safety, and who cannot obtain reasonable transportation; (2) provide for the payment of a fee for the license not to exceed the cost of production and issuance of the license; (3) specify that a person whose hardship driver's license has been revoked is not eligible to apply for a driver's license until at least six months from the date of the revocation; and (4) specify that a person who has been adjudicated or convicted of driving under the influence is not eligible for a hardship license.

EFFECTIVE DATE: June 1, 2018.

Act 2018-290, SB100, amends Sections 23-7-2, 23-7-4, 23-7-6, 23-7-7, 23-7-9, 23-7-11, 23-7-14, 23-7-15, 23-7-17, 23-7-18, 23-7-19, 23-7-20, and 23-7-21, Code of Alabama 1975, relating to the Alabama Transportation Infrastructure Bank, to: (1) further provide for the membership of the board of directors of the bank; (2) authorize additional tax revenue that may be used to pay and secure bonds and other financial assistance issued by the bank as recommended by the Director of Transportation and approved by the Governor, including certain taxes on motor vehicle licenses and registration, certain taxes on diesel fuel and gasoline, and certain fees on identification markers; (3) specify that the taxes and fees and the prior taxes and fees authorized to capitalize the bank are irrevocably appropriated to capitalize the bank and pay the debt service on bonds as determined by the director and approved by the Governor; (4) specify that, under certain conditions, pledges of the revenue are subordinate to the pledges of the revenue by the Alabama Federal Aid Highway Finance Authority and the Alabama Highway Finance Corporation; (5) require an independent certified public accountant or the Department of Examiners of Public Accounts to conduct an audit of the bank at least once per fiscal year; and (6) provide for the general operation of the bank. The act also adds Sections 23-7-29, 23-7-30, and 23-7-31 to the Code of Alabama 1975, to: (1) further specify the powers of the bank; (2) specify that the bank is a nonprofit corporation, the net earnings of which shall be paid to the state; and (3) provide a procedure for the dissolution of the bank.

EFFECTIVE DATE: March 22, 2018.

Act 2018-352, SB185, provides a cost-of-living increase for state employees for the fiscal year beginning October 1, 2018.

EFFECTIVE DATE: March 22, 2018.

Act 2018-353, SB272, amends Sections 15-18-82 and 15-18-82.1, Code of Alabama 1975, to: (1) allow a person sentenced to death to elect to be executed by means of nitrogen hypoxia; and (2) provide that if lethal injection is held unconstitutional or is otherwise unavailable, the method of execution for a person sentenced to death shall be nitrogen hypoxia.

EFFECTIVE DATE: June 1, 2018.

Act 2018-354, SB178, 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, 2019.

EFFECTIVE DATE: October 1, 2018.

Act 2018-355, SB215, provides a funded one-time lump-sum addition to the retirement benefits of certain retirees of the Employees' Retirement System for fiscal year 2017-2018. The act provides that each retiree shall receive one dollar per month for each year of service attained by the retiree.

EFFECTIVE DATE: March 22, 2018.

Act 2018-356, HB174, provides a two and one-half percent pay increase beginning with the fiscal year 2018-2019 to public education employees.

EFFECTIVE DATE: March 22, 2018.

Act 2018-365, SB262, amends Sections 12-14-51 and 12-19-150, Code of Alabama 1975, relating to the duties of a municipal court magistrate, to: (1) authorize the use of emails or text messages to notify a defendant of any legal process required by the court in addition to other forms of notification, using contact information provided by the defendant; and (2) provide a municipal magistrate with absolute judicial immunity from any liability arising from the execution of duties arising under Section 12-14-51.

EFFECTIVE DATE: June 1, 2018.

Act 2018-366, SB293, amends Section 32-6-212, Code of Alabama 1975, relating to temporary license plates and registration certificates, to: (1) authorize a manufacturer of a semitrailer or trailer, including a utility trailer, to apply for and receive a temporary license plate and temporary registration certification for the trailer; and (2) authorize a manufacturer of a boat who has a manufacturing, constructing, or assembling plant in this state to apply for and receive a temporary license plate and temporary registration certification for the boat trailer.

EFFECTIVE DATE: March 27, 2018.

Act 2018-371, HB148, amends Section 11-28-1.1, Code of Alabama 1975, to further define the term public facilities for which a municipality is authorized to issue warrants to fund to include capital improvements located within the county that are owned or acquired by a municipality.

EFFECTIVE DATE: March 27, 2018.

Act 2018-384, SB38, amends Sections 12-11A-2 and 12-11A-4, Code of Alabama 1975, to include within the list of persons authorized to act as a private judge a person who is a former probate court judge and who served in the capacity of judge for at least six years, is admitted to the practice of law in the state, is an active member of the Alabama State Bar Association, and is a resident of the state.

EFFECTIVE DATE: June 1, 2018.

Act 2018-385, SB179, amends Sections 13A-6-152 and 13A-6-153, Code of Alabama 1975, relating to human trafficking, to: (1) change the criminal penalty for obstruction of the enforcement of the crime of human trafficking in the first degree from a Class C felony to a Class A felony; and (2) change the criminal penalty for obstruction of the enforcement of the crime of human trafficking in the second degree from a Class A misdemeanor to a Class B felony.

EFFECTIVE DATE: June 1, 2018.

Act 2018-386, SB352, amends Section 28-3A-6, Code of Alabama 1975, relating to persons licensed by the Alabama Alcoholic Beverage Control Board as a manufacturer on its premises, to increase the amount of liquor a licensee may sell to a customer for off-premises consumption from 750 milliliters to 2.25 liters per day.

EFFECTIVE DATE: March 27, 2018.

Act 2018-388, HB121, proposes an amendment to the Constitution of Alabama of 1901, to: (1) allow members of the Montgomery County Commission to participate in the Employees' Retirement System and purchase service credit for time served; and (2) prohibit a person who is elected or appointed as a Montgomery County Commissioner to assume a supernumerary office.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-389, SB181, proposes an amendment to the Constitution of Alabama of 1901, to: (1) authorize the display of the Ten Commandments on state property and property owned by a public school or public body; (2) prohibit the expenditure of public funds in defense of the constitutionality of the amendment; and (3) provide that if the Ten Commandments are displayed, it shall be done in a manner that satisfies any constitutional requirements, including being intermingled with historical or educational items, or both, in a larger display.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-390, SB234, is the Alabama Chiropractor Direct Pay Act. The act: (1) authorizes an agreement between a chiropractor and a patient to provide services; (2) provides that a chiropractic agreement, as defined, is not insurance, may not be deemed an insurance

arrangement, and is not subject to state insurance laws; (3) provides that a chiropractor is not required to obtain an additional license or certificate prior to offering or selling a chiropractic agreement; and (4) sets forth requirements for a chiropractic agreement.

EFFECTIVE DATE: June 1, 2018.

Act 2018-393, HB149, amends Sections 36-21-120 to 36-21-124, inclusive, of the Code of Alabama 1975, relating to police officers of the Mowa Band of Choctaw Indians, to provide the Poarch Band of Creek Indians with the same power and authority as the Mowa Band of Choctaw Indians as it relates to the power to appoint and employ police officers and to make lawful arrests.

EFFECTIVE DATE: March 28, 2018.

Act 2018-394, SB351, relating to health care, (1) requires The University of Alabama at Birmingham to establish the Alabama Rural Hospital Resource Center; (2) provides staffing and reporting requirements for the resource center; (3) requires the resource center to create a rural administrative residency program by working with the Graduate Program in Health Administration of The University of Alabama at Birmingham; (4) establishes the areas in which the resource center may support participating rural hospitals; and (5) specifies that the act may not be implemented until formally approved by The University of Alabama at Birmingham and until sufficient funds are appropriated for the center.

EFFECTIVE DATE: March 28, 2018.

Act 2018-395, SB149, is the Alabama Broadband Accessibility Act. The act establishes a fund consisting of legislation appropriations, gifts, grant, and federal funds, and provides for the Alabama Department of Economic and Community Affairs to make grants for rural broadband expansion.

EFFECTIVE DATE: March 28, 2018.

Act 2018-396, SB318, requires certain entities to notify certain persons when a breach of security results in the unauthorized acquisition of sensitive personal information.

EFFECTIVE DATE: June 1, 2018.

Act 2018-397, SB222, relating to the State Pilotage Commission, to: (1) continue the functioning and existence of the Commission pursuant to the Alabama Sunset Law until October 1, 2020; and (2) amend Section 33-4-1, Code of Alabama 1975, to authorize the Governor to appoint an advisory member to the commission.

EFFECTIVE DATE: March 28, 2018.

Act 2018-398, SB10, requires a residential home builder to provide proof of insurance to a homeowner before beginning construction.

EFFECTIVE DATE: June 1, 2018.

Act 2018-399, SB101, authorizes the Department of Education, pending available funds, to make grants to public schools for the purpose of developing new advanced educational and specialized programs for gifted or talented children.

EFFECTIVE DATE: June 1, 2018.

Act 2018-400, SB113, amends Section 13A-11-75, relating to pistol permits, to: (1) specify that, except as expressly provided otherwise by law, a sheriff may not place conditions or requirements on the issuance of a pistol permit or limit the scope or applicability of the law regarding the issuance of a pistol permit to an otherwise eligible applicant; and (2) provide that a sheriff may not place a time constraint requirement on the taking possession of an approved pistol permit.

EFFECTIVE DATE: June 1, 2018.

Act 2018-401, SB245, amends Section 41-19-3, Code of Alabama 1975, relating to the requirement that the Governor develop a four-year strategic plan for presentation to the Legislature, to: (1) require the Governor to transmit a copy of the plan to each member of the Legislature in electronic format; and (2) require a copy of the plan to be posted on the website of the Governor.

EFFECTIVE DATE: March 28, 2018.

Act 2018-402, SB289, amends Sections 37-8-52 and 37-8-53, Code of Alabama 1975, to increase the area where heavy machinery and equipment are prohibited from operating in proximity to high voltage overhead conductors of electricity from six feet to 10 feet away from the conductors of electricity.

EFFECTIVE DATE: January 1, 2019.

Act 2018-403, SB337, substantially amends Chapter 8A of Title 35, Code of Alabama 1975, the Uniform Condominium Act, to: (1) further provide for the creation, management, and termination of a condominium association; and (2) further specify the rights of a developer and the unit owner with regard to a condominium that is part of a condominium association.

EFFECTIVE DATE: January 1, 2019.

Act 2018-404, SB23, amends Section 36-27-70, Code of Alabama 1975, to remove the requirement that an active and contributing member of the Employees' Retirement System be employed prior to October 1, 2000, by an agency eligible to participate in the system to be eligible to receive creditable service for the employment.

EFFECTIVE DATE: June 1, 2018.

Act 2018-405, SB150, amends Section 40-18-140, Code of Alabama 1975, to authorize each Alabama resident individual income taxpayer to contribute to the Alabama State Veterans Cemetery at Spanish Fort Foundation, Incorporated, by designating an amount of the taxpayer's refund in an appropriate box on the state income tax return form.

EFFECTIVE DATE: June 1, 2018.

Act 2018-406, SB190, is the annual codification act. The act: (1) adopts and incorporates into the Code of Alabama 1975, the general and permanent laws of the state enacted during the 2016 First Special Session and the 2017 Regular Session as contained in the 2017 Cumulative Supplement to certain volumes of the code and 2017 Replacement Volumes 6, 6A, and 6B; (2) initially adopts and incorporates into the Code of Alabama 1975, 2017 Volume 22K (Local Laws Limestone to Marion Counties) and adopts and incorporates into the Code of Alabama 1975, 2017 Cumulative Supplements to local law volumes; (3) specifies that this adoption and incorporation constitutes a continuous systematic codification of the entire Code of Alabama 1975, and that this act is a law that adopts a code; (4) declares that the Code Publisher has certified it has discharged its duties regarding the replacement volumes; (5) expressly provides that this act does not affect any 2018 session statutes; and (6) specifies the duties of the Secretary of State regarding the custody of these cumulative supplements, replacement volumes, and initial volumes.

EFFECTIVE DATE: March 28, 2019.

Act 2018-409, HB461, proposes an amendment to the Constitution of Alabama of 1901, relating to Cullman County, to: (1) create a separate account in the Cullman County Treasury to be known as the Sheriff's Discretionary Fund; (2) provide that all allowances received by the Sheriff of Cullman County for feeding prisoners shall be deposited into the fund and used to feed prisoners in the county jail; (3) provide that any funds over the amounts needed for feeding prisoners may be used by the sheriff for law enforcement purposes for the operation of the sheriff's office; (4) exempt the sheriff from the competitive bid law for the purchase of food or supplies used for feeding prisoners in the county jail; and (5) provide that the annual salary of the sheriff shall be equal to the annual salary of the Judge of Probate of Cullman County, not including any compensation received by the judge of probate for election purposes.

EFFECTIVE DATE: Contingent upon ratification.

Act 2018-410, HB31, amends Section 16-9-12, Code of Alabama 1975, to allow a county superintendent of education to engage in outside employment if authorized by the county board of education and to remove the cap on travel expenses for the superintendent.

EFFECTIVE DATE: March 28, 2018.

Act 2018-411, HB107, amends Section 11-51-90.2, Code of Alabama 1975, relating to the purchase of a municipal business license, to provide that a business license is not required for a person traveling through a municipality on business if the person is not operating a branch office or otherwise doing business in the municipality.

EFFECTIVE DATE: March 28, 2018.

Act 2018-412, HB53, (1) repeals Section 22-30B-19, Code of Alabama 1975, which requires \$500,000 to be transferred annually from fees collected for the disposal of hazardous waste into the Alabama Legacy for Environmental Research Trust; and (2) provides that any existing

moneys in the trust fund revert to the Department of Public Health for the operation of the Bureau of Environmental Services.

EFFECTIVE DATE: March 28, 2018.

Act 2018-413, HB69, amends Sections 39-1-5 and 39-2-2, Code of Alabama 1975, relating to public works contracts, to provide an exemption to the bidding requirements of public works contracts for certain contracts for the purchase of certain heating or air conditioning units or systems.

EFFECTIVE DATE: June 1, 2018.

Act 2018-414, HB71, amends Section 26-24-2, Code of Alabama 1975, to provide for the qualifications of the Secretary of Early Childhood Education.

EFFECTIVE DATE: March 28, 2018.

Act 2018-415, HB85, amends Section 40-2-11, Code of Alabama 1975, to: (1) require the Department of Revenue to enter into agreements with district attorneys and the Attorney General of the state to provide reimbursements for reasonable fees or costs of actions, proceedings, and prosecutions; and (2) fund the reimbursements from penalties assessed and collected for violations of certain tax laws of the state.

EFFECTIVE DATE: March 28, 2018.

Act 2018-416, HB105, (1) provides that certain communications made by emergency responders to certified peer support members, as defined, are privileged; and (2) provides exceptions to the privileged status of certain communications to certified peer support members.

EFFECTIVE DATE: June 1, 2018.

Act 2018-419, SB33, amends Sections 29-2-270 to 29-2-275, inclusive, Code of Alabama 1975, relating to the Permanent Joint Legislative Committee on Energy Policy, to: (1) revise the membership of the committee; (2) delete the requirement that the committee develop an Alabama Energy Plan; (3) delete the authorization for the committee to create and staff a Legislative Energy Policy Office; and (4) authorize the committee to form advisory subcommittees as needed.

EFFECTIVE DATE: June 1, 2018.

Act 2018-433, SB230, amends Sections 35-8B-1 to 35-8B-3, inclusive, Code of Alabama 1975, to: (1) create additional classes of community development districts; (2) provide for the incorporation and powers of the additional districts; and (3) provide that a community development district that has a marina and a boat storage facility and meets other specified requirements may sell and distribute alcoholic beverages to be consumed on-site, any day of the week.

EFFECTIVE DATE: March 29, 2018.

Act 2018-447, HB414, relating to alcoholic beverages, (1) authorizes the Alabama Alcoholic Beverage Control Board to issue a nonprofit special events retail license for the sale of beer, wine, and liquor to certain nonprofit organizations in the state; (2) provides for the procedure for applying for the license; (3) authorizes the donation of beer, wine, and liquor by a nonlicensed person; and (4) amends Section 28-3A-6, Code of Alabama 1975, to authorize a manufacturer of beer in the state to donate and deliver up to 31 gallons of beer to a licensed nonprofit special event.

EFFECTIVE DATE: June 1, 2018.

Act 2018-448, HB139, is the New Assistive Devices Warranty Act. The act: (1) provides that if an assistive device—defined as a device costing \$5,000 or more that a consumer purchases for a major life activity, such as a wheelchair, voice synthesizer, or motorized scooter—exhibits a nonconformity, the consumer shall report the nonconformity and make the device available for repair; and (2) requires the manufacturer of the assistive device to provide a refund or replacement of the device if the device is made available for repair and the manufacturer refuses or is unable to repair the device.

EFFECTIVE DATE: June 1, 2018.

Act 2018-449, HB170, amends Sections 41-29-290, 41-29-291, and 41-29-300, Code of Alabama 1975, relating to workforce development, to: (1) add certain enumerated public officials and boards to the list of entities advised and supported by the Alabama Workforce Council; (2) revise the membership of the Alabama Workforce Council; and (3) revise the qualifications for members of the regional workforce development councils.

EFFECTIVE DATE: June 1, 2018.

Act 2018-450, HB211, amends Sections 34-13-3, 34-13-5, 34-13-6, and 34-13-22, Code of Alabama 1975, relating to the Alabama Board of Funeral Service, to: (1) provide that an out-of-state student who holds an existing active apprenticeship or internship in his or her state of residence may attend mortuary school in this state without an Alabama apprenticeship; (2) remove the requirement that criminal prosecutions of funeral service law violations be prosecuted in circuit court; (3) provide district courts with jurisdiction in all criminal prosecutions of funeral service law violations; (4) require certain appeals to be in the Circuit Court of Montgomery County; and (5) change the quorum requirements for meetings of the board from five or more members to a majority of the appointed members of the board.

EFFECTIVE DATE: June 1, 2018.

Act 2018-451, HB237, amends Sections 34-13-20 and 34-13-23, Code of Alabama 1975, to remove the specific race requirements for membership on the Alabama Board of Funeral Service.

EFFECTIVE DATE: June 1, 2018.

Act 2018-452, HB302, amends Sections 9-12-67 and 9-12-82, Code of Alabama 1975, relating to the taking of oysters for commercial purposes, to: (1) provide that oysters taken from public oyster bottoms must be sacked or placed in containers in accordance with certain guidelines

adopted by the State Department of Public Health; (2) provide that oysters taken from private lease bottoms or oyster aquaculture sites for commercial purposes may be tagged in individual sacks, containers, or in bulk; and (3) require an oyster aquaculture site or facility that engages in the taking of oysters from the waters or bottoms of this state to purchase an annual oyster aquaculture license issued by the Department of Conservation and Natural Resources.

EFFECTIVE DATE: June 30, 2018.

Act 2018-453, HB320, amends Section 40-18-27, Code of Alabama 1975, to require taxpayers whose adjusted gross income exceeds the sum of the allowable standard deduction and any personal exemptions to file a tax return.

EFFECTIVE DATE: Effective for all tax years beginning after December 31, 2017.

Act 2018-454, HB358, amends Section 22-22A-6, Code of Alabama 1975, to: (1) require one of the seven members of the Environmental Management Commission to be either certified by the National Ground Water Association Certification Program or employed as a professional geologist; and (2) require the Governor to coordinate his or her appointments to the commission to assure the membership of the commission is inclusive and reflects the racial, gender, geographic, urban, rural, and economic diversity of the state.

EFFECTIVE DATE: June 1, 2018.

Act 2018-455, HB419, amends Section 27-7-1, Code of Alabama 1975, relating to insurance, to include self-service storage facility insurance within the definition of the term limited lines insurance. The act also adds Section 27-5-5.3 to the Code of Alabama 1975, to authorize the Commissioner of Insurance to issue to the owner of a self-service storage facility a limited license to authorize the owner to offer, sell, solicit, or negotiate insurance through a licensed insurer in connection with the storage facility.

EFFECTIVE DATE: June 1, 2018.

Act 2018-456, HB427, amends Sections 26-19A-2 and 26-19A-4, Code of Alabama 1975, relating to the Missing Senior Citizen Alert Act, to: (1) provide that a missing senior citizen alert shall be activated by the Alabama State Law Enforcement Agency when a person, regardless of age, who suffers from Alzheimer's disease or dementia is reported missing; and (2) require law enforcement officers and other emergency personnel to complete first responder training for missing persons with Alzheimer's disease or other forms of dementia.

EFFECTIVE DATE: June 1, 2018.

Act 2018-457, HB457, amends Sections 34-23-181 and 34-23-183 to 34-23-186, inclusive, Code of Alabama 1975, relating to auditing procedures for pharmacy records, to: (1) revise the auditing procedures; (2) provide that a pharmacy is not subject to a charge-back or recoupment for a clerical or recordkeeping error unless the error resulted in overpayment to the pharmacy; and (3) provide that the procedures do not apply to the Alabama Medicaid Agency.

EFFECTIVE DATE: June 1, 2018.

Act 2018-458, HB140, amends Section 32-6-233.1, Code of Alabama 1975, relating to disability parking access, to: (1) authorize an individual who is not disabled to park a vehicle in a parking place designated for individuals with a disability if a passenger of the vehicle is disabled and lawfully holds a distinctive special long-term access or long-term disability access license plate or placard or temporary disability placard; and (2) specify that a sign which designates special access or disability parking is not required to display the amount of the fine for violating this law.

EFFECTIVE DATE: June 1, 2018.

Act 2018-459, HB158, amends Section 32-5A-58.2, Code of Alabama 1975, the Alabama Move Over Act, to add to the list of vehicles for which the driver of a vehicle must move over or slow down when approaching, to include a vehicle displaying flashing lights that is parked or engaged in the performance of official duties on or along a road.

EFFECTIVE DATE: June 1, 2018.

Act 2018-460, HB202, is the Alex Hoover Palliative and End of Life Core Act. The act adds Chapter 30B to Title 16 of the Code of Alabama 1975, relating to terminally ill students participating in school activities, to: (1) provide for Palliative and End of Life Individual Health Plans to be created by school nurses in conjunction with the parents or guardians of a terminally ill or injured minor; (2) require the State Board of Education, upon approval by a task force, to adopt rules for administering Palliative and End of Life Individual Health Plans to be used in a school setting and requires the board to certify the final rules to the Legislative Services Agency no later than June 1, 2019; (3) provide immunity to school employees and attending physicians who undertake to follow the directives of a Palliative and End of Life Individual Health Plan; and (4) establish a temporary task force under the supervision of the Department of Education to approve the proposed rules of the State Board of Education for administering Palliative and End of Life Individual Health Plans to be used in a school setting.

EFFECTIVE DATE: March 29, 2018.

Act 2018-462, HB310, adds Section 9-13-10.2 to the Code of Alabama 1975, relating to the Alabama Forestry Commission, to: (1) authorize the commission to adopt, alter, amend, or repeal rules governing the preservation, protection, and use of state forests and other land controlled by the commission; and (2) provide criminal penalties for a violation of a rule adopted by the commission.

EFFECTIVE DATE: March 29, 2018.

Act 2018-463, HB364, amends Section 34-23-70, Code of Alabama 1975, relating to prescription drugs, to allow any entity that meets the definition of a federally qualified health center under the Social Security Act, rather than specified entities, to compound and dispense prescriptions, excluding controlled substances, at one location and courier the medication to clinics for patient pick-up.

EFFECTIVE DATE: June 1, 2018.

Act 2018-464, HB376, relating to pyrotechnic displays, (1) requires a license from the State Fire Marshal to persons who provide fireworks displays, pyrotechnics, and related special effects for an audience; (2) specifies that a person who is conducting an uncompensated display using only consumer fireworks on private property is not required to obtain a license prior to conducting a fireworks display to an audience; (3) provides for the licensure of certain persons who have previously been certified as lead technicians by the State Fire Marshal; (4) provides for the deposit of fees into the State Fire Marshal's Fund; and (5) provides that any violation of the act constitutes a Class A misdemeanor.

EFFECTIVE DATE: June 1, 2018.

Act 2018-465, HB384, amends Section 40-18-21, Code of Alabama 1975, to provide that the income tax credit for taxes paid on income from sources outside the state only offsets the portion of the taxpayer's income tax liability that is attributable to income derived from non-Alabama sources.

EFFECTIVE DATE: January 1, 2018.

Act 2018-466, HB194, is the Alex Hoover Act. The act amends Sections 22-8A-2, 22-8A-3, and 22-8A-7, Code of Alabama 1975, to: (1) authorize the parent or legal guardian of a terminally ill or injured minor to execute, in consultation with the minor's attending physician, a directive for the medical treatment and palliative care to be provided to the terminally ill or injured minor; (2) require the Department of Public Health, by rule and in conjunction with a task force, to establish a form for an Order for Pediatric Palliative and End of Life (PPEL) Care to be used by medical professionals outlining medical care provided to terminally ill minors in certain circumstances; (3) provide immunity to health care providers who provide, withhold, or withdraw medical treatment pursuant to an Order for PPEL Care; and (4) establish a temporary task force to work in consultation with the Department of Public Health to establish an Order for PPEL Care form.

EFFECTIVE DATE: March 29, 2018.

Act 2018-467, HB248, relating to first-time and second chance home buyers, (1) authorizes a first-time or second chance home buyer to open an account with a financial institution designated a first-time and second chance home buyer savings account and requires funds in the account to be used only for the purchase of a single-family residence in the state; (2) entitles the holder of a first-time and second chance home buyer savings account to a state tax deduction of \$5,000 for an individual tax return or \$10,000 for joint account holders who file a joint tax return, for contributions made by the account holder to the savings account during the tax year in which the deduction is claimed; (3) provides a penalty to the holder of a first-time and second chance home buyer savings account if the holder withdraws any funds from the account for anything other than the purchase of a single-family residence in the state; and (4) provides annual reporting requirements to the Fiscal Division of the Legislative Services Agency for tax deductions made pursuant to the act.

EFFECTIVE DATE: March 29, 2018.

Act 2018-468, HB260, amends Section 40-18-342 of the Code of Alabama 1975, relating to the income tax irrigation credit, to provide that a taxpayer is entitled to claim one credit during tax years 2011 through 2017, and one credit during tax years 2018 through 2022.

EFFECTIVE DATE: December 31, 2018.

Act 2018-469, HB298, relating to motor fuel taxes, (1) requires the Department of Revenue to develop and make available a system that allows any taxpayer required to file and remit a county or municipal motor fuel tax calculated on a per gallon basis to file and remit motor fuel tax returns and payments through an electronic single point of filing program; (2) provides that there shall be no charge to use the local electronic single point of filing program by a taxpayer or local taxing jurisdiction; and (3) creates a Local Motor Fuel Tax Advisory Committee to provide advice to the Commissioner of Revenue and to provide for its members, powers, and duties.

EFFECTIVE DATE: May 1, 2018 for tax years beginning October 1, 2019.

Act 2018-470, HB316, amends Sections 5-17-22, 5-17-40, 5-17-45, 5-17-56, and 5-17-60, Code of Alabama 1975, relating to the regulation of credit unions, to: (1) provide voting and notice requirements for the merger of two or more credit unions; (2) authorize the conversion of credit unions chartered in other states to Alabama state chartered credit unions and provide requirements for the conversion; (3) require any service provider or vendor providing mission critical services to a credit union, upon request, to provide an Alabama state chartered credit union with access to any requested report of examination, audit report, or other third party report; and (4) provide circumstances under which the Credit Union Board may enter into an executive session.

EFFECTIVE DATE: June 1, 2018.

Act 2018-471, HB334, amends Section 11-91A-7, Code of Alabama 1975, to authorize the Local Government Health Insurance Board to provide additional types of optional health insurance coverages or services, including the administration of the payment of health care services for on-the-job injuries on behalf of employer participants in the Local Government Health Insurance Program.

EFFECTIVE DATE: March 29, 2018.

Act 2018-472, HB366, amends Sections 16-28B-1 to 16-28B-5, inclusive, Code of Alabama 1975, relating to the prevention of student bullying, to: (1) change the name of the Student Harassment Prevention Act to the Jamari Terrell Williams Student Bullying Prevention Act; (2) include student bullying, intimidation, violence, and threats of violence off of school property; (3) redefine harassment as bullying; and (4) specifically include cyberbullying within the definition of the term bullying.

EFFECTIVE DATE: June 1, 2018.

Act 2018-473, HB421, amends Section 35-9A-421, Code of Alabama 1975, relating to noncompliance with a rental agreement, to: (1) expand the acts or omissions that constitute a noncurable default of the rental agreement; (2) clarify that the seven-day notice period for a

notice to a tenant of noncompliance with a lease is seven business days; and (3) specify that no breach of a lease may be cured by a tenant more than two times in a 12-month period except by written consent of the landlord.

EFFECTIVE DATE: June 1, 2018.

Act 2018-474, HB429, authorizes certified registered nurse practitioners and certified nurse midwives to sign certain documents that are required to be signed by a physician in order to become effective.

EFFECTIVE DATE: March 29, 2018.

Act 2018-475, HB494, amends Section 40-9B-4.1, Code of Alabama 1975, to extend the tax abatement provided in Act 2012-210 for data processing centers by a period of five years.

EFFECTIVE DATE: March 29, 2018.

Act 2018-480, SB212, creates the Alabama School of Cyber Technology and Engineering in Huntsville, Alabama and provides for the membership, powers, and compensation of the school's board of trustees.

EFFECTIVE DATE: July 1, 2018.

Act 2018-481, HB175, is the Education Trust Fund Budget. The act makes appropriations for the support, maintenance, and development of public education in the state, debt service, and capital outlay for the fiscal year ending September 30, 2019.

EFFECTIVE DATE: October 1, 2018.

Act 2018-493, SB21, provides a funded one-time lump-sum addition of one dollar per month for each year of service attained to the retirement benefits of certain retirees and beneficiaries of the Teachers' Retirement System.

EFFECTIVE DATE: April 4, 2018.

Act 2018-494, SB257, amends Sections 40-10-75, 40-10-76, 40-10-77, 40-10-83, 40-10-121, and 40-10-122, Code of Alabama 1975, relating to redemption of land sold for taxes, to provide that a party desiring to redeem property sold to the state for unpaid taxes shall pay an interest rate of eight percent of the taxes that were due at the time of default.

EFFECTIVE DATE: January 1, 2020, for actions related to taxes delinquent on or after January 1, 2020.

Act 2018-495, SB236, amends Sections 16-50-20, 16-50-23, and 16-50-27, Code of Alabama 1975, relating to Alabama State University, to: (1) remove the prohibition against persons aged 70 or older from serving on the board of trustees of the university; (2) provide further for the authority and responsibilities of the board of trustees and president of the university; and (3) increase the number of trustees necessary to constitute a quorum from six to eight.

EFFECTIVE DATE: July 1, 2018.

Act 2018-496, HB9, the Coach Safely Act, requires youth athletic associations that sponsor sports athletic activities for children ages 14 years and younger to require coaches and athletics personnel involved to complete an online or residence course in order to promote sports safety and methods designed to mitigate serious injuries incurred by youth athletes while engaged in a high risk youth athletics activity.

EFFECTIVE DATE: Contingent upon the adoption of rules by the Department of Public Health for the purpose of implementing, enforcing, and administering the act.

Act 2018-500, HB417, relating to the examination of banks, designates Sections 5-3A-1 to 5-3A-17, inclusive, of Chapter 3A of Title 5, Code of Alabama 1975, as Article 1 of Chapter 3A of Title 5, Code of Alabama 1975. The act also adds Article 2, commencing with Section 5-3A-30, to Chapter 3A, Title 5, to the Code of Alabama 1975, to: (1) establish the Examination of Bank Service Providers Act; and (2) authorize the Superintendent of Banks, through examiners appointed by the superintendent, to examine service providers that provide services such as data processing, activities that support financial services, and internet-related services, to banks subject to supervision and inspection by the superintendent.

EFFECTIVE DATE: April 4, 2018.

Act 2018-502, HB179, makes supplemental appropriations from the Education Trust Fund Advancement and Technology Fund for the fiscal year ending September 30, 2018, to: (1) the Alabama Community College System in the amount of \$2,000,000; (2) the public institutions of higher education in the amount of \$15,593,560; and (3) the Department of Education in the amount of \$41,190,275 for allocating specified amounts to local boards of education and specified entities.

EFFECTIVE DATE: April 4, 2018.

Act 2018-503, HB180, makes supplemental appropriations from the Education Trust Fund for the fiscal year ending September 30, 2018, to: (1) the Department of Veteran Affairs in the amount of \$4,294,859; and (2) the State Department of Education for the Alabama School of Cyber and Engineering in the amount of \$500,000. The act also allows the Alabama Community College System to encumber unexpended Fiscal Year 2018 appropriations for use in Fiscal Year 2019.

EFFECTIVE DATE: April 4, 2018.

Act 2018-504, HB261, relating to education, (1) establishes the Alabama Math and Science Teacher Education Program to encourage individuals to enroll in and complete programs leading to Alabama certification in mathematics or science by providing loan repayment awards to eligible public school teachers; (2) provides for the administration of the program by the Alabama Commission on Higher Education; and (3) amends Section 16-5-12, Code of Alabama 1975, to require the commission to conduct a survey during the last year of each gubernatorial term to evaluate the work of the commission and to require a report of the survey to be submitted to the Governor, the Legislature, the presidents and governing board of the public institutions of higher education in the state, and the public.

EFFECTIVE DATE: July 1, 2018.

Act 2018-505, HB226, authorizes the Alabama Department of Corrections to establish a pilot program designed to increase the hiring and retention rate of correctional officers by authorizing bonuses to the officers.

EFFECTIVE DATE: April 4, 2018.

Act 2018-506, HB305, relating to human trafficking, (1) amends Sections 13A-6-151 and 13A-6-152, Code of Alabama 1975, to further define the term sexual servitude to remove the requirement of deception or coercion if the sexual conduct is with a minor and further define the crime of human trafficking in the first degree; (2) amends Section 13A-6-157, Code of Alabama 1975, to further provide for the private right of action of a victim of human trafficking by establishing venue in an action, authorizing damages, and awarding attorney's fees and costs to a prevailing plaintiff; (3) adds Section 13A-6-157.1 to the Code of Alabama 1975, to provide a right of action by the Attorney General to enforce the human trafficking laws and to recover damages for victims of human trafficking; (4) amends Section 13A-6-158, Code of Alabama 1975, to exempt the Attorney General from the limitations period for human trafficking actions; (5) adds Sections 13A-6-161 and 13A-6-162 to the Code of Alabama 1975, to authorize the issuance and enforcement of subpoenas when investigating allegations of human trafficking and to provide a civil penalty for violations; (6) adds Section 13A-12-121.1 to the Code of Alabama 1975, to establish the crime of engaging in an act of prostitution with a minor; (7) amends Section 13A-12-122, Code of Alabama 1975, to provide further criminal penalties for human trafficking; (8) adds Sections 13A-12-124 and 13A-12-125 to the Code of Alabama 1975, to prohibit a defendant accused of engaging in an act of prostitution with a minor from asserting a mistake of age defense and to provide an additional fine used to compensate victims of human trafficking; (9) amends Sections 15-27-1 and 15-27-2, Code of Alabama 1975, to provide further for the expungement of certain crimes committed by victims of human trafficking under certain conditions; and (10) provides that human trafficking offenses and certain prostitution offenses may only be prosecuted in circuit or district court. The act also amends Sections 34-43-12, 34-43-13, 34-43-14, 34-43-15, Code of Alabama 1975, relating to the Alabama Board of Massage Therapy, to: (1) require the board to conduct criminal history background checks for every person applying for a license to become a massage therapist and for every licensee applying to renew his or her license; (2) provide that a massage therapist licensee who allows an individual to remain in a massage therapy establishment overnight is guilty of misconduct subject to disciplinary action; (3) provide that proof of sexual activity by a massage therapist with a client is misconduct and is grounds for a suspension or revocation of the license; (4) require a massage therapist to file a report with the board if he or she has a reasonable belief that another massage therapist has engaged in sexual activity with a client; (5) provide penalties for a failure to report sexual activity; and (6) require the board to refer any incidents of alleged misconduct to the local district attorney for investigation and prosecution.

EFFECTIVE DATE: July 1, 2018.

Act 2018-508, HB151, amends Section 40-23-6, Code of Alabama 1975, to: (1) require businesses applying for an initial license or the renewal of an expired or canceled license on or after January 1, 2020, who are in the business of selling tangible personal property at retail to purchase and maintain a one-time surety bond for a two-year period, in the amount of \$25,000; and (2) provide that after two years of continuous compliance with the requirement, the licensee becomes exempt from the surety bond requirement so long as the licensee continues to timely collect and remit the required sales tax.

EFFECTIVE DATE: April 4, 2018.

Act 2018-513, HB303, amends Section 28-3A-25, Code of Alabama 1975, relating to alcoholic beverages, to provide that the prohibition on manufacturers of alcoholic beverages from selling alcohol between the hours of 9:00 p.m. Saturday until 2:00 a.m. the following Monday is subject to a law that authorizes manufacturers to conduct tastings and samplings at the licensed premises of the manufacturer.

EFFECTIVE DATE: July 1, 2018.

Act 2018-515, SB267, amends Sections 36-25-1 and 36-25-27, Code of Alabama 1975, relating to state ethics laws, to: (1) revise the definition of the term minor violation; (2) revise the manner in which a criminal investigation may be initiated by the Alabama Ethics Commission; (3) increase the size of administrative penalties the commission may impose for minor violations from \$1,000 to \$6,000; and (4) clarify that in addition to circuit courts, district courts have jurisdiction to hear cases involving potential violations of ethics laws.

EFFECTIVE DATE: July 1, 2018.

Act 2018-517, SB1, amends Sections 32-5A-191 and 32-5A-191.4, Code of Alabama 1975, relating to persons charged with driving under the influence, to: (1) reduce the period for which a person convicted of a first DUI offense must install and operate an ignition interlock device in order to legally drive from six months to 90 days; (2) reduce the period for which a person convicted of a first DUI offense with certain aggravating circumstances is required to install and operate an ignition interlock device from two years to one year; (3) change the ignition interlock device fee required to be paid to the court from \$75 per month the device is installed to a total of \$200, regardless of the number of months the device is installed; (4) provide that a portion of the court fee would be distributed to the municipal court if the case is a municipal court case when the person is ordered or agrees to use an ignition interlock device; (5) require until July 1, 2023, that each person charged with a DUI offense and approved for a pretrial diversion program to have an ignition interlock device installed for a minimum of six months or the duration of the pretrial diversion program, whichever is greater; (6) provide that no person may be required to install an ignition interlock device if there is not a certified ignition interlock provider available within a 50 mile radius of the person's place of residence or place of business; and (7) provide that an offender who is granted indigency status is not required to pay any costs associated with installing and maintaining an ignition interlock device and is not required to pay ignition interlock fees charged to a defendant.

EFFECTIVE DATE: July 1, 2018.

Act 2018-518, HB14, amends Section 32-5A-191, Code of Alabama 1975, to: (1) provide a mandatory fee of \$100 to be collected from any individual who completes a pretrial diversion or deferred program in a municipal, district, or circuit court if the individual was charged with driving under the influence; and (2) provide that the fee shall be deposited into the Alabama Head and Spinal Cord Injury Trust Fund.

EFFECTIVE DATE: July 1, 2018.

Act 2018-519, HB163, is the Alabama Uniform Trust Decanting Act. The act: (1) gives the authorized fiduciary of certain trusts decanting power (the power to modify the trust either directly or by distributing assets to another trust while still carrying out the material purposes of the settlor and protecting the beneficiaries of the trust); (2) provides for the fiduciary duties of the authorized fiduciary and provides procedures for an authorized fiduciary who exercises the decanting power; (3) provides notice requirements and circumstances that would involve the Attorney General or the courts with respect to the decanting of certain types of trusts; and (4) provides limitations and restrictions on the exercise of the decanting power and authorizes under certain circumstances the decanting of trusts for the care of an animal.

EFFECTIVE DATE: January 1, 2019.

Act 2018-523, HB192, is the Philip Davis Act of 2018. The act amends Sections 25-5-60, 25-5-66, 25-5-68, and 25-5-69, Code of Alabama 1975, relating to workers' compensation, to: (1) provide that the surviving spouse of a law enforcement officer or firefighter killed in the line of duty shall continue to receive workers' compensation benefits after remarriage; and (2) provide that a surviving dependent child of a law enforcement officer or firefighter killed in the line of duty shall continue to receive workers' compensation benefits until he or she reaches the age of majority.

EFFECTIVE DATE: July 1, 2018.

Act 2018-524, HB385, is the Volunteer Rescue Squad Tuition Reimbursement Act of 2018. The act: (1) requires the Alabama Community College System, the Alabama Fire College, and the University of South Alabama, in consultation with the Alabama Association of Rescue Squads and the Alabama Association of Volunteer Fire Departments, to jointly develop and administer a tuition reimbursement program for students who successfully complete an Emergency Medical Technician (EMT) certification program; (2) provides that the program is subject to direct appropriations from the Education Trust Fund; (3) requires participants in the program to provide three or more years of service to a volunteer rescue squad or volunteer fire department in the state; and (4) provides that a recipient of tuition reimbursement who fails to meet the service requirements for any reason other than extreme hardship is deemed to have breached the tuition reimbursement contractual service requirements and is liable for monetary damages to the state for the immediate repayment of the total tuition amount reimbursed plus interest at a rate of eight percent.

EFFECTIVE DATE: April 6, 2018.

Act 2018-525, HB74, amends Section 15-18-5, Code of Alabama 1975, to provide that when a child is adjudicated delinquent and committed to the Alabama Department of Youth Services in a juvenile court for a felony or a misdemeanor for a set period of time or as a serious juvenile offender, the juvenile court shall order that the delinquent child be credited with all of his or her actual time spent detained prior to, or subsequent to, adjudication for the offense.

EFFECTIVE DATE: July 1, 2018.

Act 2018-526, SB283, amends Sections 27-42-3, 27-42-5, 27-42-8, 27-42-11, and 27-42-12, Code of Alabama 1975, relating to the Alabama Insurance Guaranty Association, to: (1) conform certain provisions relating to the association to the most recent changes to the model act adopted by the National Association of Insurance Commissions; (2) define additional terms; (3) provide for the obligation of the association to pay covered claims before an order of liquidation of an insolvent insurer; (4) raise the statutory cap for statutory benefits available for a covered claim from \$150,000 to \$300,000; and (5) authorize the association to bring an action against a third party of an insolvent insurer to obtain custody and control of all claims information related to an insolvent company in order for the association to carry out its duties under the act.

EFFECTIVE DATE: July 1, 2018.

Act 2018-527, SB365, amends Section 1-3-8, Code of Alabama 1975, relating to state holidays, to: (1) designate the first day of December of each year as Mrs. Rosa L. Parks Day; and (2) allow each county and municipality to observe the day as a holiday.

EFFECTIVE DATE: April 6, 2018.

Act 2018-528, SB26, is Annalyn's Law. The act amends Sections 15-20A-27 and 15-20A-30, Code of Alabama 1975, relating to the Alabama Sex Offender Registration and Community Notification Act, to: (1) require local law enforcement to notify the principal of the public or nonpublic school where a low-risk juvenile sex offender is planning to attend and, if a public school, the local superintendent of education with jurisdiction over the school; (2) require juvenile sex offenders to notify local law enforcement of any change in school attendance; (3) further provide that failure to comply, unless otherwise provided, constitutes a Class C felony; (4) require the State Board of Education to develop, and each local board of education to adopt, a comprehensive model policy for the supervision and monitoring of low-risk juvenile sex offender students attending school with the general student population; and (5) require alternative educational placement for any juvenile sex offender who is a moderate or high risk for re-offense. The act also amends Sections 15-20A-5, 15-20A-6, and 15-20A-44, Code of Alabama 1975, to: (1) correct a technical error in the list of offenses constituting sex offenses; and (2) correct internal citations to the corrected section.

EFFECTIVE DATE: July 1, 2018.

Act 2018-529, SB27, amends Section 13A-11-61.2, Code of Alabama 1975, relating to the prohibition on firearms in certain places, to specify that a qualified retired law enforcement officer, as defined, is exempt from the prohibition.

EFFECTIVE DATE: July 1, 2018.

Act 2018-537, HB57, is Hollie's Law. The act amends Sections 13A-5-40 and 13A-5-49, Code of Alabama 1975, relating to capital punishment, to: (1) include as a capital offense murder by the defendant in the presence of a child under the age of 14 years at the time of the offense, if the victim was the parent or legal guardian of the child; (2) include as an aggravating circumstance the commission of a capital offense committed when the victim was less than 14 years of age; and (3) include as an aggravating circumstance the commission of a capital offense committed by the defendant in the presence of a child under the age of 14 years at the time of the offense, if the victim was the parent or legal guardian of the child.

EFFECTIVE DATE: July 1, 2018.

Act 2018-538, HB59, amends Sections 13A-6-130 and 13A-6-131, Code of Alabama 1975, to provide that the minimum term of imprisonment for a conviction of domestic violence in the first or second degree is doubled without consideration of probation, parole, good time credits, or any reduction in time if the offense was committed in the presence of a child under the age of 14 years, if the victim was the parent or legal guardian of the child.

EFFECTIVE DATE: July 1, 2018.

Act 2018-539, HB470, amends Sections 40-23-190, 40-23-191, 40-23-194, and 40-23-197, Code of Alabama 1975, relating to remote entity nexus and simplified sellers use tax, to: (1) allow an out-of-state vendor with substantial nexus in the state only through the acquisition of an in-state business to elect to collect and remit tax for the out-of-state vendor's Alabama sales by continued participation in the Simplified Sellers Use Tax Program; (2) provide that for tax periods beginning on or after January 1, 2019, the discount of two percent of the simplified sellers use tax that eligible sellers may deduct and retain shall not apply to any taxes collected and remitted in excess of \$400,000; and (3) revise the distribution of the net proceeds of the simplified sellers use tax for tax periods beginning on or after January 1, 2019. The act also: (1) provides that the Simplified Sellers Use Tax Remittance Program may not be used to report sales tax obligations for certain sales of tangible personal property which are sold at a retail location in the state; and (2) imposes collection and reporting requirements on marketplace facilitators who collected simplified sellers use tax.

EFFECTIVE DATE: June 1, 2018.

Act 2018-540, HB388, is the Military Family Jobs Opportunity Act. The act amends Section 31-1-6, Code of Alabama 1975, relating to the issuance of professional licenses and certificates to the spouses of active duty military personnel, to: (1) require the adoption of rules to implement the issuance of and acknowledgement of professional licenses and certificates obtained in other jurisdictions by the spouses of an active duty reserve or transitioning member of the United States Armed Forces, including the National Guard, or a surviving spouse of a service member who, at the time of his or her death, was serving on active duty, who is relocated to and stationed in the state under official military orders, if the issuing state has licensing criteria greater than or substantially similar to that of Alabama; (2) provide for the issuance of temporary licenses and

certificates under certain circumstances; and (3) specifically exclude from the act any license or registration issued by the Securities Commission under the Alabama Securities Act, any certification issued by the Alabama Police Officers' Standards and Training Commission, and the practice of any profession regulated by the Alabama State Board of Pharmacy, Board of Dental Examiners, State Board of Chiropractic Examiners, Alabama Liquefied Petroleum Gas Board, and State Board of Medical Examiners.

EFFECTIVE DATE: April 6, 2018.

Act 2018-541, HB317, is the Alabama Jobs Enhancement Act. The act amends Section 41-29-3, Code of Alabama 1975, relating to economic development, to: (1) revise notification and confidentiality provisions governing certain economic incentives; and (2) clarify what incentives are subject to the notification requirements. The act also: (1) provides that a person acting as an economic development professional, as defined, is not a lobbyist, except under certain circumstances; (2) specifies that the term economic development professional does not include public officials, public employees, legislators, or former legislators within two years of the end of the term for which he or she was elected; and (3) is repealed on April 1, 2019. The act also adds Article 5 to Chapter 29 of Title 41, Code of Alabama 1975, to codify Act 91-635, 1991 Regular Session, as amended by Act 97-645, 1997 Regular Session, with certain revisions, authorizing the State Industrial Development Authority to sell and issue bonds for the financing of, or making surveys relative to, industrial development and site preparations.

EFFECTIVE DATE: April 6, 2018.

Act 2018-542, HB321, amends Section 40-26B-21, Code of Alabama 1975, relating to the privilege assessment, the supplemental privilege assessment, and the monthly surcharge on nursing facilities, to extend the current supplemental privilege assessment and monthly surcharge until August 31, 2019.

EFFECTIVE DATE: April 6, 2018.

Act 2018-543, HB322, amends Sections 40-26B-71, 40-26B-73, 40-26B-77.1, 40-26B-79, 40-26B-80, 40-26B-81, 40-26B-82, 40-26B-84, and 40-26B-88, Code of Alabama 1975, to increase the private hospital assessment and extend the assessment and the Medicaid funding program through fiscal year 2019.

EFFECTIVE DATE: October 1, 2018.

Act 2018-544, SB323, amends Sections 29-9-4 and 29-9-5, Code of Alabama 1975, relating to the Education Trust Fund Rolling Reserve Act, to: (1) allow the Education Trust Fund Budget Stabilization Fund to be used to provide temporary emergency assistance funding to the public schools and institutions of higher education to repair damages resulting from a natural disaster for which the Governor declared a state of emergency; (2) limit the amount withdrawn from the fund to amounts necessary for emergency repairs and limit the amount to ten percent of the current balance of the fund; (3) require repayment by the public school or institution of higher education receiving the funds as expeditiously as possible, but no later than the conclusion of the

second fiscal year of the state following withdrawal; and (4) allow funds in the Education Trust Fund Advancement and Technology Fund to be used for school security.

EFFECTIVE DATE: April 6, 2018.

Act 2018-545, SB20, relating to driver's licenses, (1) requires the Alabama State Law Enforcement Agency to strengthen information on the dangers of drowsy driving in its driver's manual and licensing examination materials; and (2) requires the State Department of Education to include in any driver's education course offered at a public high school instruction on the dangers of drowsy driving.

EFFECTIVE DATE: July 1, 2018.

Act 2018-546, SB90, amends Section 32-5A-191, Code of Alabama 1975, relating to driving under the influence, to: (1) increase the lookback period for which a court may consider a defendant's previous driving under the influence convictions from five years to 10 years; and (2) provide that a person who is convicted of driving under the influence is guilty of a Class C felony if the person has a previous felony DUI conviction, regardless of when the previous conviction occurred.

EFFECTIVE DATE: July 1, 2018.

Act 2018-547, SB180, (1) requires a public water system that proposes to initiate a permanent change in the fluoridation status of its water supply to provide written notice to the State Health Officer no fewer than 90 days before initiating the change; and (2) requires a public water system that changes the fluoridation status of its water supply in violation of the notification requirements of the act to revert to its previous fluoridation level until proper notice is provided to the State Health Officer.

EFFECTIVE DATE: July 1, 2018.

Act 2018-548, SB265, amends Sections 34-1A-1 to 34-1A-8, inclusive, Code of Alabama 1975, relating to the Alabama Electronic Security Board of Licensure, to: (1) change the name of an alarm system installer to system installer; (2) clarify the definition of locksmith; (3) authorize the board and any committee of the board to meet via video conference; (4) provide further for the powers of the board; (5) provide further for exemptions; (6) provide criminal penalties for advertising alarm system services or locksmith services to the public without possessing an active license; (7) provide criminal penalties for a licensed person who provides alarm system or locksmith services while on state or federal probation or parole without providing proper written documentation by certified mail of the probation or parole status to the board; (8) provide criminal penalties for a person who performs unsolicited sales or installation, or both, of an alarm system or locking system at the home property of a person who is age 75 or older, without providing the person with a waiting period of at least four business days after the initial contact and at least 30 business days to cancel any executed contract, before performing the installation or service; and (9) provide criminal penalties for deceiving or defrauding a person who is age 60 or older in violation of the Protecting Alabama's Elders Act.

EFFECTIVE DATE: July 1, 2018.

Act 2018-549, SB209, amends Sections 40-18-360 and 40-18-361, Code of Alabama 1975, relating to tax credits for private intrastate adoption, to change name of the term private intrastate adoption to private adoption, and revise the definition of the term to provide that the birth mother and baby do not have to reside in the state.

EFFECTIVE DATE: For all tax years beginning on or after January 1, 2019.

Act 2018-550, SB316, amends Sections 34-11-1 to 34-11-15, inclusive, 34-11-30, 34-11-31, 34-11-32, 34-11-34, 34-11-35, 34-11-35.1, 34-11-36, and 34-11-37, Code of Alabama 1975, and adds Sections 34-11-9.1, 34-11-11.1, and 34-11-11.2 to the Code of Alabama 1975 relating to the State Board of Licensure for Professional Engineers and Land Surveyors, to: (1) revise definitions and provisions relating to violations, penalties, and disciplinary actions and reorganize these provisions; (2) add two public members to the board and revise qualifications of certain members of the board; (3) revise the level of funds in the Professional Engineers and Professional Land Surveyors Fund that triggers a transfer of funds to the General Fund; (4) authorize the board to adopt rules that allow engineers and land surveyors to solicit certain professional services in accordance with competitive, qualification-based selection policies and procedures and that prohibit the procurement of services by competitive bidding; and (5) provide for further functions and responsibilities of the board. The act also repeals Section 34-11-16, Code of Alabama 1975, relating to civil penalties against non-licensed persons.

EFFECTIVE DATE: July 1, 2018.

Act 2018-551, SB9, amends Section 9-11-433, Code of Alabama 1975, relating to the issuance of annual stamps for waterfowl hunting, to: (1) authorize the issuance of a lifetime waterfowl stamp in lieu of an annual stamp; (2) establish license fees for the issuance of the lifetime stamps; and (3) provide an issuance fee in addition to any other fee to the credit of the Department of Conservation and Natural Resources for the development of waterfowl habitat.

EFFECTIVE DATE: April 6, 2018.

Act 2018-552, SB39, amends Sections 13A-12-211, 13A-12-231, and 20-2-23, Code of Alabama 1975, relating to opioids, to: (1) provide enhanced criminal penalties for the unlawful possession or distribution of Fentanyl and other synthetic controlled substance Fentanyl analogues; (2) change the criminal penalty for certain drug trafficking offenses from life without parole to life imprisonment; (3) provide criminal penalties for the unlawful trafficking of Fentanyl or any synthetic controlled substance Fentanyl analogue added to Schedule I; (4) provide an alternative method for charging a person for trafficking of certain controlled substances or analogues; and (5) add certain named chemical compounds of Fentanyl or any synthetic controlled substance Fentanyl analogues to Schedule I of the controlled substances list.

EFFECTIVE DATE: April 6, 2018.

Act 2018-553, SB151, amends Section 13A-10-15, Code of Alabama 1975, relating to terrorist threats, to: (1) revise the elements of the crime; and (2) provide definitions for the terms property, threaten, and weapon of mass destruction.

EFFECTIVE DATE: July 1, 2018.

Act 2018-556, HB418, (1) requires all appeals of competing ownership claims related solely to who is the proper party to have possession and certificate of title of a motor vehicle or manufactured home to be made in circuit court; and (2) requires the appealing party to prepay all costs of the appeal.

EFFECTIVE DATE: April 6, 2018.

Act 2018-561, HB89, amends Section 34-3-6, Code of Alabama 1975, relating to the practice of law, to authorize attorneys who hold a special law license in the state to provide pro bono legal services organized through or recognized by the Alabama State Bar Association.

EFFECTIVE DATE: July 1, 2018.

Act 2018-562, HB242, amends Sections 40-23-4 and 40-23-62, Code of Alabama 1975, relating to the state sales tax, to: (1) revise the existing sales and use tax exemptions for the sale of fruit or agricultural products by a person or corporation that planted, cultivated, and harvested the fruit or agricultural products to revise that the agricultural products be grown on land owned or leased by the person or corporation; and (2) incorporate the sales tax exemptions into the use tax law.

EFFECTIVE DATE: April 6, 2018.

Act 2018-563, HB249, authorizes governmental or quasi-governmental entities that contract with the Employees' Retirement System which did not make the one-time lump sum payment to their employees authorized by Act 2017-367, to make the payment if they elect to do so by October 1, 2018.

EFFECTIVE DATE: April 6, 2018.

Act 2018-564, HB255, amends Section 38-9-2, Code of Alabama 1975, relating to the Adult Protective Services Act of 1976, to revise the definition of the term protected person to include a person with a neurodegenerative disease and to delete all references to senility, dementia, and Alzheimer's disease.

EFFECTIVE DATE: July 1, 2018.

Act 2018-567, HB68, adds Sections 12-9A-7 and 12-9A-8 to the Code of Alabama 1975, relating to judicial reallocation, to: (1) require the Chief Justice of the Supreme Court of Alabama to temporarily assign a circuit or district judge to another circuit for a reasonable period of time to address court congestion, court delay, civil and criminal backlog of cases, or for any other reason necessary for the prompt and thorough administration of justice; (2) authorize the presiding judge of a circuit to assign a circuit or district judge to serve within the circuit or within

the district courts of the circuit to address court congestion, court delay, or civil and criminal backlog of cases; and (3) provide that the act does not apply to Jefferson County.

EFFECTIVE DATE: July 1, 2018.

Act 2018-568, HB118, amends Section 40-23-5, Code of Alabama 1975 to: (1) extend the existing exemptions of the Birmingham Zoo from September 1, 2019, to September 30, 2022; (2) exempt the Alabama Gulf Coast Zoo from payment of state, county, and municipal sales and use taxes under certain conditions until September 30, 2022; and (3) exempt the Josh Willingham Foundation from payment of state, county, and municipal sales and use taxes.

EFFECTIVE DATE: July 1, 2018.

Act 2018-569, HB147, adds Section 11-43A-1.1 to the Code of Alabama 1975, relating to the Council-Manager Act of 1982, to: (1) authorize certain municipalities having the mayor-council form of government to adopt the council-manager form of government; and (2) provide for the election of the members of the council. The act also amends Sections 11-43A-8, 11-43A-9, 11-43A-14, 11-43A-16, and 11-43A-32, Code of Alabama 1975, to: (1) provide for the election of a mayor pro tempore; (2) provide for the filling of vacancies in the office of mayor and members of the council; and (3) specify exceptions to the number of members in the council-manager form of government under existing law.

EFFECTIVE DATE: July 1, 2018.

Act 2018-570, HB199, amends Section 32-10-7, Code of Alabama 1975, relating to motor vehicle accident reports, to: (1) prohibit news-gathering organizations from using the reports for commercial purpose; (2) temporarily limit the release of any personal identifying information in an accident report for 30 days except to certain persons; (3) indefinitely limit the release of juvenile and other certain personal information except under certain specified circumstances; and (4) authorize the Alabama State Law Enforcement Agency to disclose the accident reports to a third party solely for the purpose of providing to the public a means of determining the vehicle's accident history.

EFFECTIVE DATE: July 1, 2018.

Act 2018-577, HB354, substantially amends Article 7, commencing with Section 40-10-180, of Chapter 10 of Title 40, Code of Alabama 1975, relating to the sale of tax liens, to authorize the tax collecting official of each county to elect to adopt a revised tax lien sale procedure in which tax liens are sold at auction to the bidder with the lowest interest rate on the amount required to be paid to redeem the property from the sale.

EFFECTIVE DATE: July 1, 2018.