HB125

78211-2

By Representatives Lindsey, Guin, Grantland, Schmitz, Dunn,
Salaam, Melton, Major, McDaniel, Martin, Thigpen, Newton (D),
Knight, Hurst, Fite, Dukes, Hinshaw, Moore, Warren, Morrow,
Graham, Millican, Laird, Layson, McLaughlin, Letson and
Robinson (O)

RFD: Judiciary

First Read: 10-JAN-06

PFD: 01/05/2006
ENROLLED, An Act,

Relating to shooting or discharging a firearm into a
school bus or school building; to provide that it would be a
crime for a person to shoot or discharge a firearm into an
unoccupied or occupied school bus or school building; to
provide that the penalty for shooting or discharging a firearm
into an unoccupied school bus or school building would be a
Class C felony and the penalty for shooting or discharging a
firearm into an occupied school bus or school building would
be a Class B felony; and in connection therewith would have as
its purpose or effect the requirement of a new or increased
expenditure of local funds within the meaning of Amendment 621
of the Constitution of Alabama of 1901.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) No person shall shoot or discharge a
firearm into an occupied or unoccupied school bus or school
building.

(b) A person who shoots or discharges a firearm into
an occupied school bus or school building shall be guilty of a
Class B felony.

(c) A person who shoots or discharges a firearm into
an unoccupied school bus or school building shall be guilty of
a Class C felony.
Section 2. This act shall not be construed to repeal other criminal laws. Whenever conduct prescribed by any provision of this act is also prescribed by any other provision of law, the provision which carries the more serious penalty shall be applied.

Section 3. Although this bill would have as its purpose or effect the requirement of a new or increased expenditure of local funds, the bill is excluded from further requirements and application under Amendment 621 because the bill defines a new crime or amends the definition of an existing crime.

Section 4. This act shall become effective on the first day of the third month following its passage and approval by the Governor, or its otherwise becoming law.
Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives
I hereby certify that the within Act originated in and was passed by the House 05-APR-06.

Greg Pappas
Clerk

Senate 17-APR-06  Passed

APPROVED 04-21-2006
TIME 4:11 p.m.
GOVERNOR

Alabama Secretary Of State
Act Num....: 2006-539
Bill Num....: H-125
Rec'd 04/21/06  05:33pmJJB