1 HB105
2 147746-3
3 By Representative Baker
4 RFD: Education Policy
5 First Read: 05-FEB-13
6 PFD: 02/01/2013
ENROLLED, An Act,

To establish the crime of trespass on a school bus in the first degree; to provide penalties; and in connection therewith to 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, now appearing as Section 111.05 of the Official Recompilation of the Constitution of Alabama of 1901, as amended.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act shall be known and may be cited as the Charles "Chuck" Poland, Jr., Act.

Section 2. (a) A person commits the crime of trespass on a school bus in the first degree if he or she is found guilty of doing any of the following:

1. Willfully Intentionally demolishing, destroying, defacing, injuring, burning, or damaging any public school bus.

2. Entering a public school bus while the door is open to load or unload students without a lawful purpose, while at a railroad grade crossing, or after being forbidden from doing so by the authorized school bus driver in charge of the bus, or upon demand of a principal of a school to which
the bus is assigned or other duly authorized school system official.

   (3) As an occupant of a public school bus, refusing
to leave the bus on demand of the authorized school bus driver
in charge of the bus, or upon demand of a principal of a
school to which the bus is assigned or other duly authorized
school system official.

   (4) Willfully Intentionally stopping, impeding,
delaying, or detaining any public school bus being operated
for public school purposes with the intent to commit a crime
therein.

(b) The crime of trespass on a school bus in the
first degree is a Class-B Class A misdemeanor.

(c) Subdivisions (2), (3), and (4) of subsection (a)
do not apply to a child who is less than 12 years of age or to
authorized school personnel who are boarding the school bus as
a part of their job assignment.

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, now
appearing as Section 111.05 of the Official Recompilation of
the Constitution of Alabama of 1901, as amended, 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

Kay Ivey

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 04-APR-13, as amended.

Jeff Woodard
Clerk

Senate 20-MAY-13 Passed

APPROVED May 23, 2013
TIME 2:55 p.m.

GOVERNOR

Alabama Secretary Of State
Act Num....: 2013-347
Bill Num....: H-105
Recv'd 05/24/13 11:17amSLF
HOUSE ACTION

I HEREBY CERTIFY THAT THE RESOLUTION AS REQUIRED IN SECTION C OF ACT NO. 81-889 WAS ADOPTED AND IS ATTACHED TO THE BILL, H.B. 185.

YEAS 9    NAYS 0

JEFF WOODARD, Clerk


JEFF WOODARD, Clerk

CONFERENCE COMMITTEE

House Conferees

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill, HB ___.

YEAS   NAYS

PATRICK HARRIS, Secretary

SENATE ACTION

DATE:    20__

RD 1 RFD

This Bill was referred to the Standing Committee of the Senate on MDLI and was acted upon by such Committee in session and is by order of the Committee returned therefrom with a favorable report w/amend(s) w/sub ____ by a vote of yeas 9    nays 0    abstain 0

this 17 day of 2013

Chairperson

DATE:    20__

RD 2 CAL

RE-REFERRED    RE-COMMITTED

RE-REFERRED    RE-COMMITTED

FURTHER SENATE ACTION (OVER)