

1 SB56

ACT #2024 - 289

2 PFU5RGG-3

3 By Senator Orr

4 RFD: Finance and Taxation Education

5 First Read: 06-Feb-24



SB56 Enrolled



1 Enrolled, An Act,

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- 4 Relating to crimes committed by school employees; to
- 5 amend Section 36-27D-1, Code of Alabama 1975, to terminate the
- 6 right to state retirement benefits for teachers and school
- 7 employees convicted of certain sex offenses involving a
- 8 student or minor; and to provide further for the forfeiture
- 9 process.
- 10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
- 11 Section 1. Section 36-27D-1, Code of Alabama 1975, is
- 12 amended to read as follows:
- 13 "§36-27D-1
- 14 (a) On and after May 15, 2012, any person individual
- who is an active or inactive member of the Employees'
- 16 Retirement System, the Teachers' Retirement System, or the
- 17 Judicial Retirement Fund who has an accrued benefit shall
- 18 forfeit retirement benefits upon a quilty plea, a plea of no
- 19 contest, or a final conviction judgment by the trial court of
- 20 a felony offense if that offense is related to or arises out
- 21 of, or in connection with, his or her service in that public
- 22 position, as declared by the presiding judge of the court in a
- 23 United States federal court, an Alabama court, or the court of
- 24 any other state of the United States, and the person
- 25 individual shall be entitled to a refund of his or her
- 26 retirement contributions and applicable interest.
- (b) On and after July 1, 2024, any individual who is an
- 28 active or inactive member of the Employees' Retirement System,

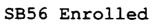
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29	the Teachers' Retirement System, or the Judicial Retirement
30	Fund who has an accrued benefit shall forfeit retirement
31	benefits upon a guilty plea, a plea of no contest, or a final
32	judgment by the trial court of any offense set forth in
33	Article 4A of Chapter 6 or Division 4 of Article 4 of Chapter
34	12 of Title 13A, and the individual shall be entitled to a
35	refund of his or her retirement contributions and applicable
36	interest.
37	(b)(c) A retired member receiving benefits, upon such a
38	plea or conviction judgment set forth in subsection (a) or (b),
39	shall have his or her retirement benefit suspended. In the
40	event a retired member receiving benefits has not received
41	retirement benefits exceeding the amount of his or her
42	contributions and interest, he or she shall receive a refund
43	of his or her remaining contributions and interest.
44	(d) Upon conviction of a crime as described in
45	subsection (a) or (b), the trial court shall promptly provide
46	written notice of the conviction to the Board of Control of
47	the Employees' Retirement System, the Board of Control of the
48	Teachers' Retirement System, or the Judicial Retirement Fund,
49	or any combination thereof, as applicable. Any failure by the
50	convicting court to provide notice pursuant to this subsection
51	shall not affect or delay any forfeiture provision set forth
52	in this section.
53	(c) (e) Officers and employees of the Employees'
54	Retirement System, the Teachers' Retirement System, and the
55	Judicial Retirement Fund are immune from any civil or criminal

liability for any action taken pursuant to this section."

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57 Section 2. This act shall become effective on July 1,

58 2024.

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66	President and Presiding Officer of the Senate	
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71	Speaker of the House of Representatives	
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73 74	SB56	
75	Senate 19-Mar-24	
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73 77	I hereby certify that the within Act originated in and pas the Senate, as amended.	sea
78	the Senate, as amended.	
79	Patrick Harris,	
30	Secretary.	
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35	House of Representatives	
86	Passed: 02-May-24	
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91	By: Senator Orr	

APPROVED 5-8-200 TIME 1:004

GOVERNOR

Alabama Secretary Of State

Act Num...: 2024-289 Bill Num...: S-56

Recvid 05/08/24 03:28pmKCW

ENGROSSED

Senate Bill No. 156

18 35	17 34	16 33	15 32	14 31	13 30	12 29	11) 28	10 ; 27	9 26	825	7 24	6 23	522	21	3	2 19	CO-SPONSORS	1 Oss	SPONSOR
								CONFERENCE COMMITTEE Senate Conferees		Secretary	PATRICK HARRIS,	attached to the Bill, SBas required in the General Acts of Alabama, 1975 Act No. 919	I hereby certify that the notice & proof is		PATRICK HARRIS, Secretary	yeas 33 nays O abstain O	was adopted and is attached to the Bill, SB 56.	I hereby certify that the Resolution as	SENATE ACTION
JOHN TREADWELL, Clerk	YEAS 90 NAYS	was adopted and is attached to the Bill.	I hereby certify that the Resolution as			FERRED RE-COMMITTED	DATE: 20	RF RD 2 CAL	DATE: 나.글수 20관		Lan Lall Chairperson	Passed, w/amend(s) w/sub This 24th day of April	session, and returned therefrom to the House with the recommendation that it be	acted upon by such committee in	This bill having been referred by the House to its standing committee on		RD 1 RFD ⊆ ∑	DATE: , 3.21 2024	HOUSE ACTION

FURTHER HOUSE ACTION (OVER)