

# HB407 INTRODUCED



1 KYV8UU-1  
2 By Representative Harrison  
3 RFD: State Government  
4 First Read: 02-May-23  
5  
6 2023 Regular Session



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SYNOPSIS:

This bill would prohibit a state agency or other political subdivision of the state from implementing the provisions of a treaty without a resolution of ratification approved by the United States Senate, and would provide penalties for violations.

A BILL  
TO BE ENTITLED  
AN ACT

Relating to state government; to prohibit a state agency or other political subdivision of the state from taking certain actions in response to treaties; and to provide penalties for violations.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) Notwithstanding any other provision of law, a state agency or other political subdivision of the state may not employ state funds, personnel, or facilities to implement the provisions of any treaty without a resolution of ratification approved by the United States Senate.

(b) A violation of subsection (a) creates a cause of action in state court for injunctive and declaratory relief,



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29 compensatory damages of up to ten thousand dollars (\$10,000)  
30 per violation, and attorney fees.

31 (c) A state agency or other political subdivision of  
32 the state that adopts a rule, regulation, ordinance, or  
33 guidance that recommends or requires compliance with any  
34 provision of a treaty without a resolution of ratification  
35 approved by the United States Senate bears the burden of  
36 proving that the treaty was not a factor in the process of  
37 adopting the rule, regulation, ordinance, or guidance.

38 Section 2. This act shall become effective on the first  
39 day of the third month following its passage and approval by  
40 the Governor, or its otherwise becoming law.