

1 HB551
2 176830-1
3 By Representative Scott
4 RFD: Judiciary
5 First Read: 19-APR-16

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8 SYNOPSIS: Under existing law, the Alabama State Law
9 Enforcement Agency must suspend for a period of six
10 months the driver's license of a person convicted
11 of certain specified trafficking or controlled
12 substance crimes or for driving under the influence
13 of a controlled substance.

14 This bill would provide that the suspensions
15 of the driver's license of a person who as the
16 result of the same course of conduct is convicted
17 or adjudicated of, or found delinquent because of,
18 multiple crimes that trigger a six-month driver's
19 license suspension would run concurrently.

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21 A BILL
22 TO BE ENTITLED
23 AN ACT

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25 Relating to driver's license suspension; to amend
26 Section 13A-12-290, Code of Alabama 1975; to provide that the
27 suspensions of the driver's license of a person who is

1 convicted or adjudicated of, or found delinquent because of,
2 multiple crimes from the same course of conduct that trigger a
3 six-month driver's license suspension run concurrently.

4 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

5 Section 1. Section 13A-12-290, Code of Alabama 1975,
6 is amended to read as follows:

7 "§13A-12-290.

8 "(a) In addition to any other penalty provided by
9 law, the Alabama State Law Enforcement Agency shall suspend
10 for a period of six months the driver's license of any person,
11 including, but not limited to, a juvenile, child, or youthful
12 offender, convicted or adjudicated of, or subjected to a
13 finding of delinquency based on, the crimes specified in
14 Section 13A-12-291. If, at the time of conviction,
15 adjudication, or finding of delinquency, the individual did
16 not have a driver's license or the driver's license had been
17 suspended or revoked, there shall be a delay in the issuance
18 or reinstatement of the driver's license for six months after
19 the individual applies for issuance or reinstatement. If the
20 individual is ordered by a court to enter as a resident of an
21 in-patient drug or alcohol rehabilitation facility, the
22 suspension required by this section shall be effective
23 immediately. If the individual voluntarily enters an
24 in-patient drug or alcohol rehabilitation facility as a
25 resident and the court approves the treatment either before or
26 after treatment, the time in the treatment program shall be
27 credited against any period of suspension required by this

1 section. If ordered by a court to enter a facility, the
2 individual shall surrender his or her driver's license to the
3 court and the court shall destroy the license. The individual
4 shall receive credit for the time actually spent in a facility
5 if he or she is released by the facility because the treatment
6 is complete or the facility certifies that completion is not
7 necessary. The Alabama State Law Enforcement Agency shall be
8 notified by the court within 10 days by mail, fax, or
9 electronic means of the status of the individual's license.

10 "(b) The suspensions by the Alabama State Law
11 Enforcement Agency of the driver's license of a person who for
12 the same course of conduct is convicted or adjudicated of, or
13 found delinquent because of, more than one crime specified in
14 Section 13A-12-291, shall run concurrently."

15 Section 2. This act shall become effective
16 immediately following its passage and approval by the
17 Governor, or its otherwise becoming law.