

1 HB8
2 144939-6
3 By Representative Jones (Constitutional Amendment)
4 RFD: Public Safety and Homeland Security
5 First Read: 05-FEB-13
6 PFD: 12/07/2012

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ENROLLED, An Act,

Proposing an amendment to Article I, Section 26 of the Constitution of Alabama of 1901; to provide that every citizen has a fundamental right to bear arms and that any restriction on this right would be subject to strict scrutiny; and to provide that no international treaty or law shall prohibit, limit, or otherwise interfere with a citizen's fundamental right to bear arms.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 1901, as amended, is proposed and shall become valid as a part thereof when approved by a majority of the qualified electors voting thereon and in accordance with Sections 284, 285, and 287 of the Constitution of Alabama of 1901, as amended:

PROPOSED AMENDMENT

"Article I, Section 26

"(a) ~~That every~~ Every citizen has a fundamental right to bear arms in defense of himself or herself and the state. Any restriction on this right shall be subject to strict scrutiny.

(b) No citizen shall be compelled by any international treaty or international law to take an action that prohibits, limits, or otherwise interferes with his or

1 her fundamental right to keep and bear arms in defense of
2 himself or herself and the state, if such treaty or law, or
3 its adoption, violates the United States Constitution."

4 Section 2. The provisions of this act are severable.
5 If any part of this act is declared invalid or
6 unconstitutional, that declaration shall not affect the part
7 which remains.

8 Section 3. An election upon the proposed amendment
9 shall be held in accordance with Sections 284 and 285 of the
10 Constitution of Alabama of 1901, now appearing as Sections 284
11 and 285 of the Official Recompilation of the Constitution of
12 Alabama of 1901, as amended, and the election laws of this
13 state.

14 Section 4. The appropriate election official shall
15 assign a ballot number for the proposed constitutional
16 amendment on the election ballot and shall set forth the
17 following description of the substance or subject matter of
18 the proposed constitutional amendment:

19 "Proposing an amendment to the Constitution of
20 Alabama of 1901, to provide that every citizen has a
21 fundamental right to bear arms and that any restriction on
22 this right would be subject to strict scrutiny; and to provide
23 that no international treaty or law shall prohibit, limit, or
24 otherwise interfere with a citizen's fundamental right to bear
25 arms.

1 "Proposed by Act _____."

2 This description shall be followed by the following

3 language:

4 "Yes () No ()."

