

1 SB140
2 117077-3
3 By Senator Smitherman
4 RFD: Judiciary
5 First Read: 12-JAN-10

2
3
4 ENGROSSED

5
6
7 A BILL
8 TO BE ENTITLED
9 AN ACT

10
11 Relating to local boards of education; to authorize
12 a local board to allow persons employed as security personnel
13 by the board to carry firearms while on duty; and to require
14 that the employees have certain qualifications.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. (a) Any provision of the law to the
17 contrary notwithstanding, a city or county board of education
18 may adopt a policy to allow any person employed as security
19 personnel to carry a firearm while on duty, subject to the
20 following requirements:

21 (1) The policy shall prohibit security personnel not
22 certified as law enforcement officers by the Alabama Peace
23 Officers Standards and Training Commission from carrying
24 firearms while on duty in a school during school hours, during
25 a scheduled extracurricular activity on campus, or at any
26 other time that students are scheduled to be on campus and the

1 security personnel have been notified of their presence in
2 advance.

3 (2) The policy shall require any security personnel
4 who carry firearms to have completed the firearms training
5 course required of law enforcement officers by the Alabama
6 Peace Officers Standards and Training Commission, or an
7 equivalent. The policy shall require training in providing
8 security for students in school.

9 (3) The policy shall require any security personnel
10 who carry firearms to annually complete and pass the firearm
11 requalification required of law enforcement officers by the
12 Alabama Peace Officers Standards and Training Commission, or
13 an equivalent.

14 (4) The policy shall require any security personnel
15 who carry firearms who are not certified law enforcement
16 officers to obtain a license to carry a pistol pursuant to
17 Section 13A-11-75, Code of Alabama 1975.

18 (5) The policy shall be adopted in compliance with
19 Section 16-1-30, Code of Alabama 1975.

20 (6) The policy shall require any security personnel
21 who carries a firearm to also carry some means of more passive
22 force as well.

23 (b) This section does not require a local board of
24 education to adopt a policy to allow persons employed as
25 security personnel to carry firearms.

1 Section 2. This act shall become effective on July
2 1, 2010, following its passage and approval by the Governor,
3 or its otherwise becoming law.

1
2
3
4
5
6
7
8
9
10

11
12
13
14
15
16
17

Senate

Read for the first time and referred to the Senate committee on Judiciary	12-JAN-10
Read for the second time and placed on the calen- dar with 1 substitute and 2 amendments	25-FEB-10
Read for the third time and passed as amended ...	09-MAR-10

Yeas 34
Nays 0

McDowell Lee
Secretary