

1 HB209
2 127201-1
3 By Representatives DeMarco, Boothe and England
4 RFD: Public Safety and Homeland Security
5 First Read: 09-MAR-11

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8 SYNOPSIS: Under existing law, the Alabama Department
9 of Homeland Security does not have state police
10 officers and special agents to assist the
11 department in enforcing the laws of this state.

12 This bill would allow the Alabama Department
13 of Homeland Security to hire police officers and
14 special agents, and would give the department, its
15 officers, and special agents the ability to enforce
16 the laws of this state.

17 This bill would make the officers and
18 special agents subject to the same benefits,
19 compensation, and standards and training as
20 officers and special agents under the Department of
21 Public Safety, and would give the Director of the
22 Alabama Department of Homeland Security the
23 authority to promulgate rules to implement this
24 act.

25
26 A BILL
27 TO BE ENTITLED

1 AN ACT

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3 Relating to the Alabama Department of Homeland
4 Security; to allow the Alabama Department of Homeland Security
5 to hire police officers and special agents; to give the
6 department, its officers, and special agents the ability to
7 enforce the laws of this state; to make the officers and
8 special agents subject to the same benefits, compensation, and
9 standards and training as officers and special agents under
10 the Department of Public Safety; and to give the Director of
11 the Alabama Department of Homeland Security the authority to
12 promulgate rules to implement this act.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. (a) The Alabama Department of Homeland
15 Security may hire, appoint, and maintain APOST certified state
16 police officers and special agents to assist with the
17 implementation and enforcement of the laws of this state and
18 to fulfill the mission of the Alabama Department of Homeland
19 Security.

20 (b) The Alabama Department of Homeland Security, its
21 officers, and special agents shall have the same powers and
22 authority and receive the same benefits and compensation as
23 those prescribed to officers and special agents employed by
24 the Alabama Department of Public Safety under Chapter 2 of
25 Title 32 of the Code of Alabama 1975. Any conflicting
26 provisions in Section 31-9A-9, Code of Alabama 1975, are
27 hereby repealed.

1 (c) The officers and special agents shall be subject
2 to the same Peace Officers' Standards and Training as those
3 prescribed to officers and special agents employed by the
4 Alabama Department of Public Safety under Article 3 of Chapter
5 21 of Title 36 of the Code of Alabama 1975.

6 (d) The Director of the Alabama Department of
7 Homeland Security may promulgate rules necessary for the
8 implementation of this act.

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