- 1 HB93
- 2 126088-2
- 3 By Representative Hill
- 4 RFD: Judiciary
- 5 First Read: 01-MAR-11

1	ENGROSSED
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4	A BILL

TO BE ENTITLED

6 AN ACT

2.5

To provide for the appointment of investigators in the office of the district attorney of any judicial circuit; to provide for the authority and duties of the investigators; and to provide that this act shall not supersede certain local laws in effect on the effective date of this act or enacted after the effective date unless they are expressly repealed.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Unless otherwise provided by local law, the district attorney of any judicial circuit in this state may appoint a chief investigator and, from time to time, additional investigators who will each be a peace officer pursuant to Section 6-5-338, Code of Alabama 1975. The chief investigator and other investigators shall serve at the pleasure of the district attorney. The chief investigator and any additional investigators shall meet the minimum standards for law enforcement officers and hold a current certification from the Alabama Peace Officers' Standards and Training Commission. The chief investigator and other investigators shall have the same power and authority as deputy sheriffs and

other law enforcement officers in this state. They shall be responsible to the district attorney and shall perform duties as assigned by the district attorney.

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Section 2. The Legislature may continue to enact local laws in the future or repeal existing local laws authorizing the appointment of investigators and providing for the powers of those investigators. This act shall not supersede existing local acts on the effective date of this act or any local act enacted after the effective date of this act providing for appointment of investigators by the district attorney in any county. Any district attorney appointing investigators pursuant to a local act may continue to appoint investigators according to that act until it is expressly repealed. Any investigator appointed pursuant to a local act of the Legislature may continue to exercise the powers and authorities provided in the local act until the local act is expressly repealed. Upon repeal of a local act authorizing the district attorney to appoint investigators and providing for the powers and authority of the investigators, the district attorney may appoint investigators pursuant to this act.

Section 3. This act shall become effective immediately following its passage and approval by the Governor, or its otherwise becoming law.

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3	House of Representatives
4 5 6	Read for the first time and re- ferred to the House of Representa- tives committee on Judiciary 01-MAR-11
7 8 9	Read for the second time and placed on the calendar 1 amendment 09-MAR-11
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11 12	Read for the third time and passed as amended 21-APR-11
13	Yeas 89, Nays 0, Abstains 2
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14 15 16 17	Greg Pappas Clerk