

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

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ENROLLED, An Act,

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local laws in effect on the effective date of this act or enacted after the effective date unless they are expressly repealed.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.

1 Section 2. The Legislature may continue to enact
2 local laws in the future or repeal existing local laws
3 authorizing the appointment of investigators and providing for
4 the powers of those investigators. This act shall not
5 supersede existing local acts on the effective date of this
6 act or any local act enacted after the effective date of this
7 act providing for appointment of investigators by the district
8 attorney in any county. Any district attorney appointing
9 investigators pursuant to a local act may continue to appoint
10 investigators according to that act until it is expressly
11 repealed. Any investigator appointed pursuant to a local act
12 of the Legislature may continue to exercise the powers and
13 authorities provided in the local act until the local act is
14 expressly repealed. Upon repeal of a local act authorizing the
15 district attorney to appoint investigators and providing for
16 the powers and authority of the investigators, the district
17 attorney may appoint investigators pursuant to this act.

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

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 21-APR-11, as amended.

Greg Pappas
Clerk

Senate

02-JUN-11

Passed