

1 HB31
2 134312-2
3 By Representative Beckman
4 RFD: Public Safety and Homeland Security
5 First Read: 07-FEB-12
6 PFD: 12/01/2011

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8 SYNOPSIS: Existing law provides for notification of
9 the Governor when an inmate escapes from the
10 custody of the Department of Corrections.

11 This bill would require the notification of
12 other state and local agencies and the news media
13 when an inmate escapes.

14
15 A BILL
16 TO BE ENTITLED
17 AN ACT

18
19 To amend Section 14-3-58, Code of Alabama 1975,
20 relating to the escape of inmates; to require notification of
21 certain state and local agencies and the news media when an
22 inmate escapes.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24 Section 1. Section 14-3-58, Code of Alabama 1975, is
25 amended to read as follows:

26 "§14-3-58.

1 "(a) This act shall be known as the "Joel Willmore
2 Act."

3 "(b) Whenever ~~any convict~~ an inmate escapes from a
4 penal facility of the Department of Corrections, as defined in
5 subdivision (3) of subsection (b) of Section 13A-10-30, it
6 shall be the duty of the ~~Board of Corrections~~ department to
7 take all proper measures for his or her apprehension, and for
8 that purpose, it ~~must forthwith~~ shall notify the following
9 within 12 hours of the escape:

10 "(1) ~~communicate to the Governor the fact of such~~
11 escape, The Governor.

12 "(2) The Department of Public Safety.

13 "(3) The sheriff of the county where the escape
14 occurred.

15 "(4) The chief of police where the escape occurred,
16 if the escape occurred within a municipality.

17 "(5) The sheriff of the county where the last
18 conviction of the escapee occurred.

19 "(6) The chief of police where the last conviction
20 of the escapee occurred, if the conviction occurred within a
21 municipality.

22 "(7) The sheriff of the county where the convict's
23 home of record is located.

24 "(8) The chief of police where the convict's home of
25 record is located, if the location is within a municipality.

1 "(9) All electronic media outlets broadcasting from
2 within a radius of 75 miles from where the escape occurred,
3 including all radio and television stations.

4 "(c) The notification required in subsection (b)
5 shall include the time when and the circumstances under which
6 it the escape was effected, together with a particular
7 description of the convict inmate, including a copy of the
8 inmate's most recent mug shot, and in what county convicted
9 and for what offense and when.

10 "(d) In addition to the requirements set forth in
11 subsections (b) and (c), the department shall post a
12 notification on its website of the escape. The notification
13 shall include the time when and the circumstances under which
14 the escape was effected, together with a particular
15 description of the inmate, including a copy of the inmate's
16 most recent mug shot, and in what county convicted and for
17 what offense and when.

18 "(e) The Director of Central Records of the
19 department shall enter the inmate into the National Crime
20 Information Center within 12 hours of the inmate's escape.

21 "(f) The Department of Corrections and the board
22 shall offer a reward, not exceeding \$400.00 four hundred
23 dollars (\$400), for the apprehension of ~~such~~ the state
24 convict, to be paid out of the proceeds of the labor of
25 convicts inmates in the State Treasury. But no warrant shall
26 be issued for the payment of any such reward unless there is
27 filed in the office of the Department of Finance the

1 certificate of the ~~board~~ Department of Corrections that ~~such~~
2 ~~convict~~ the inmate has been recaptured and restored to
3 custody."

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