- 1 HB14
- 2 148042-5
- 3 By Representative Beckman
- 4 RFD: Public Safety and Homeland Security
- 5 First Read: 05-FEB-13
- 6 PFD: 12/07/2012

1	ENGROSSED
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3	
4	A BILL
5	TO BE ENTITLED
6	AN ACT
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8	To amend Section 14-3-58, Code of Alabama 1975,
9	relating to the escape of inmates; to require notification of
10	certain state and local agencies and the news media when an
11	inmate escapes.
12	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
13	Section 1. Section 14-3-58, Code of Alabama 1975, is
14	amended to read as follows:
15	"§14-3-58.
16	" <u>(a) This section shall be known as the "Joel</u>
17	Willmore Act."
18	" <u>(b)</u> Whenever <del>any convict</del> <u>an inmate</u> escapes <u>from a</u>
19	penal facility, of the Department of Corrections as defined in
20	subdivision (3) of subsection (b) of Section 13A-10-30, it
21	shall be the duty of the <del>Board of Corrections</del> <u>department or</u>
22	other agency having custody of a prisoner to take all proper
23	measures for his <u>or her</u> apprehension, and for that purpose, it
24	must forthwith shall notify the following as soon as possible,
25	but not later than 12 hours after the escape:
26	" <u>(1)</u> communicate to the Governor the fact of such
27	escape, The Governor.

1	"(2) The Department of Public Safety.
2	"(3) The sheriff and district attorney of the county
3	where the escape occurred.
4	"(4) The chief of police where the escape occurred,
5	if the escape occurred within a municipality.
6	"(5) The sheriff and district attorney of the county
7	where the last conviction of the escapee occurred, if known.
8	"(6) The chief of police where the last conviction
9	of the escapee occurred, if the conviction occurred within a
10	municipality and if known.
11	"(7) The sheriff of the county where the convict's
12	home of record is located, if known.
13	"(8) The chief of police where the convict's home of
14	record is located, if the location is within a municipality
15	and if known.
16	"(9) All electronic media outlets broadcasting which
17	are known by the department or agency, which have expressed an
18	interest in being notified of the escape, and which broadcast
19	within a radius of 75 miles from where the escape occurred,
20	including all radio and television stations.
21	"(c) The notification required in subsection (b)
22	shall include the time when and the circumstances under which
23	it the escape was effected, together with a particular
24	description of the <del>convict</del> inmate, including a copy of the
25	inmate's most recent mug shot, and in what county convicted
26	and for what offense and when $\frac{1}{2}$ .

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2subsections (b) and (c), the department or other agency shall3post a notification on its website, if a website is available,4within a reasonable time of the escape. The notification shall5include the time when and the circumstances under which the6escape was effected, together with a particular description of7the inmate, including a copy of the inmate's most recent mug8shot, and in what county convicted and for what offense and9when.10"(e) The department or other agency shall enter the11inmate into the National Crime Information Center within 1212hours of the inmate's escape.13"(f) The Department of Corrections and the board14shall offer a reward, not exceeding \$400.00 four hundred15dollars (\$400), for the apprehension of such the state convict16inmate, to be paid out of the proceeds of the labor of17convicts inmates in the State Treasury. But no warrant shall18be issued for the payment of any such reward unless there is19filed in the office of the Department of Corrections that such21convict the inmate has been recaptured and restored to22custody."23Section 2. This act shall become effective on the24first day of the third month following its passage and25approval by the Governor, or its otherwise becoming law.	1	"(d) In addition to the requirements set forth in
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25 approval by the Governor, or its otherwise becoming law.	24	first day of the third month following its passage and
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3	House of Representatives
4 5 6 7	Read for the first time and re- ferred to the House of Representa- tives committee on Public Safety and Homeland Security
8	
9 10 11	Read for the second time and placed on the calendar with 1 substitute and 21-FEB-13
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13 14 15	Read for the third time and passed as amended 16-APR-13 Yeas 101, Nays 0, Abstains 0

16 17 18 19

Jeff Woodard Clerk