

1 HB410
2 148821-3
3 By Representative Ford
4 RFD: Public Safety and Homeland Security
5 First Read: 07-MAR-13

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8 SYNOPSIS: Under existing law, only those officers who
9 are fully certified by the Alabama Peace Officers'
10 Standards and Training Commission may serve as law
11 enforcement officers in schools.

12 This bill would allow retired police
13 officers or other law enforcement officers who
14 resigned in good standing to serve on a part-time
15 basis as reserve school resource officers in
16 schools.

17 This bill would require any person serving
18 as a part-time reserve school resource officer to
19 maintain firearms qualifications and annual
20 use-of-force training but would not require
21 physical fitness standards or other continuing
22 education requirements.

23
24 A BILL
25 TO BE ENTITLED
26 AN ACT
27

1 Relating to school safety; to allow retired law
2 enforcement officers to serve on a part-time basis as reserve
3 school resource officers in schools; and to require part-time
4 reserve school resource officers to be certified by the
5 Alabama Peace Officers' Standards and Training Commission but
6 to waive certification and recertification requirements
7 relating to physical qualifications and continuing education
8 other than firearms and use-of-force training.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. (a) A person who retired from the
11 position of municipal police officer, deputy sheriff, or other
12 position that required certification by the Alabama Peace
13 Officers' Standards and Training Commission (the commission)
14 and who resigned in good standing may be employed as a
15 part-time reserve school resource officer by any county,
16 municipality, or local school district in the state in
17 accordance with this section.

18 (b) As a part-time employee, a reserve school
19 resource officer shall not be eligible for health insurance or
20 retirement benefits beyond those benefits the person is
21 already receiving through his or her former full-time
22 employment. Even though part-time, a part-time reserve school
23 resource officer may be required to work a schedule that
24 coincides with a full school day schedule for the period when
25 school is in regular operation and as otherwise needed.

26 (c) A part-time reserve school resource officer
27 shall be certified by the commission. However, a part-time

1 reserve school resource officer shall not be required to meet
2 physical examination requirements or continuing education
3 requirements other than those relating to firearms and
4 use-of-force training.

5 (d) Part-time reserve school resource officers shall
6 have all rights, privileges, and powers of a law enforcement
7 officer certified by the commission under the laws of the
8 state.

9 (e) A chief of police or sheriff and members of his
10 or her force, as applicable, shall have immunity from civil
11 liability for actions arising from his or her position as a
12 part-time reserve school resource officer.

13 (f) Funding for reserve school resource officers may
14 come from local, state, or federal budgets or from any board
15 of education, or a combination thereof. The rate of pay for a
16 reserve school resource officer shall not be tied to any
17 existing pay scale used by the hiring authority but shall
18 instead be at the discretion of the hiring authority.

19 (g) This section shall not apply to a full-time law
20 enforcement officer serving in the capacity as a school
21 resource officer on a regular basis as of the effective date
22 of this act and employed by a law enforcement agency. A
23 full-time law enforcement officer working in this capacity may
24 continue his or her full-time status at the discretion of the
25 chief of police or sheriff, as appropriate.

1 Section 2. This act shall become effective
2 immediately following its passage and approval by the
3 Governor, or its otherwise becoming law.