

1 HB560
2 157836-2
3 By Representative Nordgren
4 RFD: Public Safety and Homeland Security
5 First Read: 27-FEB-14

2
3
4
5
6
7
8 SYNOPSIS: Under existing law, the police department of
9 a college or university is not required to
10 immediately report crimes classified as a felony or
11 hate crime that occurred on the campus to the
12 appropriate local law enforcement agency.

13 This bill would require the immediate
14 reporting of crimes classified as a felony or hate
15 crime that occurred on the campus of a college or
16 university including those colleges and technical
17 schools under the control of the Board of Education
18 of the State of Alabama to the appropriate local
19 law enforcement agency if the victim consents to
20 the reporting.

21 This bill would require the reporting of
22 crimes on the campus of a college or university
23 including those colleges and technical schools
24 under the control of the Board of Education of the
25 State of Alabama under certain conditions.

26
27 A BILL

1 TO BE ENTITLED

2 AN ACT

3
4 To amend Section 16-22-1, Code of Alabama 1975, as
5 amended by Act 2013-191, 2013 Regular Session, relating to
6 police officers at state colleges and universities; to require
7 the immediate reporting of crimes classified as a felony or
8 hate crime that occurred on the campus immediately to the
9 appropriate local law enforcement agency if the victim
10 consents to the reporting; and to require the reporting of
11 crimes on the campus of a college or university if the
12 reporting under certain conditions.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. Section 16-22-1, Code of Alabama 1975, as
15 amended by Act 2013-191, 2013 Regular Session, is amended to
16 read as follows:

17 "§16-22-1.

18 "(a) The president or chief executive officer of any
19 state college or university, the president or chief executive
20 officer of the Alabama Institute for Deaf and Blind, the
21 Presidents of Talladega College, Concordia College, Samford
22 University, Birmingham-Southern College, Miles College,
23 Stillman College, Tuskegee University, Spring Hill College,
24 and Selma University may appoint and employ one or more
25 suitable persons to act as police officers to keep off
26 intruders and prevent trespass upon and damage to the property
27 of the college or university or of the institute. These

1 persons shall be charged with all the duties and invested with
2 all the powers of police officers. Any police officer
3 appointed by the President of Miles College shall be
4 restricted to the campus and property of Miles College.

5 "(b) Any person appointed to act as a police
6 officer, pursuant to subsection (a), while on duty, shall
7 carry and be trained in the proper use of a nonlethal weapon.
8 For the purposes of this subsection, a nonlethal weapon is a
9 weapon that is explicitly designed and primarily employed to
10 immediately incapacitate the targeted person while minimizing
11 fatalities and permanent injury. A nonlethal weapon is
12 intended to have a reversible effect on the targeted person.

13 "(c) Any report of a crime of violence, as defined
14 in Section 13A-11-70, classified as a hate crime, as described
15 in Section 13A-5-13, or any sex offense as set out in Article
16 4, Chapter 6, Title 13A, reported to have occurred on the
17 campus or property of a college, university, or institute that
18 is received by any person appointed to act as a police officer
19 pursuant to subsection (a) of this section or any other
20 college or university law enforcement personnel shall be
21 reported to the students and employees within 48 hours of the
22 report unless the release of the information would jeopardize
23 an ongoing criminal investigation or may affect the safety of
24 an individual or cause a suspect to flee or evade detection,
25 or may result in the destruction of evidence. In any of the
26 foregoing cases, the information may be withheld until the
27 reason for withholding the report is no longer applicable. The

1 report may not disclose the identity or address of the victim
2 or include specific facts that could identify the victim.

3 "~~(c)~~(d) This section is cumulative."

4 Section 2. The president of each college or
5 technical school which is under the control of the Board of
6 Education of the State of Alabama shall report a crime
7 pursuant to the provisions of subsection (c) of Section
8 16-22-1 of the Code of Alabama 1975, that occurs on the campus
9 or properties of the institution.

10 Section 3. This act shall become effective on the
11 first day of the third month following its passage and
12 approval by the Governor, or its otherwise becoming law.