- 1 HB209
- 2 197336-2
- 3 By Representative Pettus
- 4 RFD: Public Safety and Homeland Security
- 5 First Read: 19-MAR-19

1	<u>ENGROSSED</u>
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4	A BILL
5	TO BE ENTITLED
6	AN ACT
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8	Relating to education; to amend Section 16-1-44.1,
9	Code of Alabama 1975, to further provide for the
10	qualifications of school resource officers.
11	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
12	Section 1. Section 16-1-44.1, Code of Alabama 1975,
13	is amended to read as follows:
14	"§16-1-44.1.
15	"(a) As used in this section, the following terms
16	have the following meanings:
17	"(1) RETIRED LAW ENFORCEMENT OFFICER. A person who
18	was a law enforcement officer and retired in good standing
19	from a federal, state, or local law enforcement agency with at
20	<u>least</u> 25 20 years of law enforcement experience.
21	"(2) SCHOOL RESOURCE OFFICER. A person who is
22	certified by the Alabama Peace Officers' Standards and
23	Training Commission as a law enforcement officer, whose
24	certification is in good standing, and who has the power of
25	<del>arrest.</del>
26	"(a) (b) A local board of education may employ
27	persons as school security personnel or contract with a local

1	chief of police or sheriff to employ school resource officers
2	qualified under this section or retired law enforcement
3	officers. A local board of education may allow any person
4	employed by the board as school security personnel or as a
5	school resource officer to carry a firearm while on duty if
6	the employee satisfies all of the following qualifications:
7	"(1) He or she is certified by the Alabama Peace
8	Officers' Standards and Training Commission as a law
9	enforcement officer whose certification is in good standing or
10	he or she is a retired law enforcement officer.
11	"(2) He or she and who has successfully completed
12	active shooter training approved by the Alabama State Law
13	Enforcement Agency.
14	" $\frac{(2)}{(3)}$ He or she annually completes and passes the
15	firearm requalification required of law enforcement officers
16	by the Alabama Peace Officers' Standards and Training
17	Commission.
18	" <del>(3)</del> <u>(4) While on duty, he</u> He or she must carry
19	<u>carries</u> a non-lethal weapon and <del>must be</del> <u>is</u> trained in the
20	appropriate use of that non-lethal weapon.
21	"(5) He or she has received specialized training to
22	work with youth at a school site.
23	"(c) Nothing in this section confers upon any
24	individual the power of arrest.
25	"(c) Only those school resource officers who are
26	certified by the Alabama Peace Officers' Standards and
27	Training Commission shall have the power of arrest.

Τ	"(c) A person, including a retired law enforcement
2	officer, may not carry a firearm in his or her capacity as
3	school security personnel or a school resource officer under
4	this section unless he or she is certified by the Alabama
5	Peace Officers' Standards and Training Commission. Upon
6	certification, he or she shall have the power of arrest.
7	"(b) (d) The State Department of Education shall
8	promulgate any necessary rules to provide for the
9	implementation of this section including, but not limited to,
10	rules providing additional qualifications for employment as
11	school security personnel or school resource officers."
12	Section 2. This act shall become effective on the
13	first day of the third month following its passage and
14	approval by the Governor, or its otherwise becoming law.

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3	House of Representatives
4 5 6 7 8	Read for the first time and re- ferred to the House of Representa- tives committee on Public Safety and Homeland Security
9 10 11	Read for the second time and placed on the calendar 11-APR-19
12 13 14	Read for the third time and passed as amended
15 16 17 18	Jeff Woodard Clerk