

HB351 INTRODUCED



1 HB351
2 QDJY455-1
3 By Representatives Treadaway, Almond
4 RFD: Education Policy
5 First Read: 21-Mar-24



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SYNOPSIS:

Under existing law, the primary duty of any police officer employed by The University of Alabama System is the enforcement of the law on property owned or leased by the system.

This bill would authorize The University of Alabama System to enter into agreements with other law enforcement agencies to further provide for the authority of university police officers.

This bill would also make nonsubstantive, technical revisions to update the existing code language to current style.

A BILL
TO BE ENTITLED
AN ACT

Related to law enforcement officers; to amend Sections 16-47-11 and 36-21-49, Code of Alabama 1975; to further provide for the authority of The University of Alabama System police officers; to further provide for agreements between law enforcement agencies; and to make nonsubstantive, technical revisions to update the existing code language to current style.



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29 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

30 Section 1. Sections 16-47-11 and 36-21-49, Code of
31 Alabama 1975, are amended to read as follows:

32 "§16-47-11

33 (a) Any police officer appointed pursuant to ~~the~~
34 ~~provisions of this section or Section~~ Sections 16-47-10 or
35 16-22-17, is a peace officer whose authority extends to any
36 place in the state; provided, that the primary duty of ~~any~~
37 such ~~police or a~~ peace officer shall be the enforcement of the
38 law on property owned ~~or,~~ leased, or licensed by the
39 institution of higher education employing ~~said the~~ peace
40 ~~officers; officer. provided further, that he shall not~~
41 ~~otherwise act as a~~ Such a peace officer ~~in enforcing~~ may also
42 enforce the law ~~except~~ in all of the following circumstances:

43 (1) When in pursuit of any ~~offender or suspected~~
44 ~~offender who is charged with~~ individual who is suspected of
45 the commission of a crime while on ~~the premises of said~~
46 property owned, leased, or licensed by the institution; ~~or~~ of
47 higher education employing the officer.

48 (2) To make arrests ~~otherwise lawfully~~ for crimes
49 committed, or for which there is probable cause to believe
50 have been committed, within his or her presence or within the
51 boundaries of ~~said any~~ property owned or, leased, or licensed
52 by the institution of higher education employing the officer.

53 (3) Pursuant to an agreement with another law
54 enforcement agency.

55 (b) The provisions of this section granting authority
56 to ~~police~~ peace officers at institutions of higher ~~learning~~



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57 education in the ~~State of Alabama~~ this state are not intended
58 to limit or abridge any powers ~~heretofore~~ otherwise granted to
59 ~~said the~~ officers by law, and the provisions of this section
60 are, ~~therefore, to be considered~~ cumulative.

61 (c) Nothing in this section shall grant authority to
62 any ~~persons~~ individual appointed under the provisions of ~~this~~
63 ~~section~~ Section 16-47-10 to enter a classroom for the purpose
64 of enforcing traffic or parking citations."

65 "§36-21-49

66 Each state, county, municipal, and state college or
67 university law enforcement agency in ~~the~~ this state ~~is hereby~~
68 ~~authorized to~~ may make agreements and arrangements for
69 cooperation and mutual assistance in law enforcement work with
70 the commission and with each other."

71 Section 2. This act shall become effective on June 1,
72 2024.