

HB287 ENGROSSED



1 HB287
2 11TMDLZ-2
3 By Representatives Givan, Treadaway, Sellers, Moore (M),
4 Ingram, Shaver
5 RFD: County and Municipal Government
6 First Read: 13-Feb-25



HB287 Engrossed

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

A BILL
TO BE ENTITLED
AN ACT

Alabama Justice Information Commission; to amend Section 41-9-600, Code of Alabama 1975; to add Section 41-9-623.2 to the Code of Alabama 1975; to require each state, county, and municipal law enforcement agency to report the number of sworn law enforcement officers employed by the local law enforcement agency to the Alabama Justice Information Commission; to revise penalties for failure to submit reports to the commission; to require the commission to share the information in certain reports with the Alabama State Law Enforcement Agency and Attorney General; and to authorize the agency to adopt rules.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act shall be known as the Sergeant Wytasha Carter Truth and Transparency Act.

Section 2. Section 41-9-623.2 is added to the Code of Alabama 1975, to read as follows:

(a) Not later than July 1, 2025, and February 1, annually thereafter, each state, county, and municipal law enforcement agency shall report, on a form prescribed by the Alabama Justice Information Commission, the number of sworn



HB287 Engrossed

29 law enforcement officers employed by the law enforcement
30 agency and who are (i) certified by the Alabama Peace
31 Officers' Standards and Training Commission, or (ii) otherwise
32 recognized in state law as a law enforcement officer with the
33 authority to arrest an individual for the commission of a
34 criminal offense.

35 (b) Each state, county and municipal law enforcement
36 agency shall submit the report to the Alabama Justice
37 Information Commission who shall share the information with
38 the Alabama State Law Enforcement Agency and the Attorney
39 General.

40 (c) The Alabama State Law Enforcement Agency shall
41 compile the reports and annually publish the reports or the
42 results of the reports on the agency's official website.

43 (d) The Alabama Justice Information Commission may
44 adopt rules to implement this section.

45 Section 3. Section 41-9-600, Code of Alabama 1975, is
46 amended to read as follows:

47 "§41-9-600

48 (a) (1) The Alabama Justice Information Commission shall
49 adopt rules for the submission of any report or information to
50 ALEA as required in state or federal law. Once a rule is
51 adopted, any agency subject to this article that neglects or
52 refuses to submit a report or information or perform any other
53 act in compliance with the commission rules shall be subject
54 to an administrative fine of one thousand dollars (\$1,000), as
55 provided in this subsection.

56 (2) Upon a finding of noncompliance by the commission,



HB287 Engrossed

57 ALEA shall provide notice to the agency's chief executive
58 officer.

59 (3) If after a 30-day period the agency remains
60 noncompliant, the commission shall impose the fine with notice
61 to the agency's chief executive officer. Within 30 days of
62 receipt of the notice, the agency shall submit the payment of
63 the fine to ALEA for deposit into the State General Fund.

64 (4) The commission shall assess an additional fine of
65 one thousand dollars (\$1,000) every 30 days until the agency
66 meets the conditions of compliance.

67 (b) Any officer or official mentioned in this article
68 who neglects or refuses to make any report or to do any act
69 required in this article, with respect to any required report
70 or information described in subsection (a), intentionally
71 refuses to submit a report or information to ALEA or
72 intentionally submits a false report or false information to
73 ALEA shall be subject to prosecution for a misdemeanor and, if
74 found guilty, may be fined not less than one hundred dollars
75 (\$100.00) nor more than ten thousand dollars (\$10,000.00) and
76 may be confined in a county jail for not more than one year.
77 He or she shall also be subject to prosecution for nonfeasance
78 and, if found guilty, shall be subject to removal from office
79 therefor.

80 (b) Any state, county, or municipal agency that fails
81 to submit any report or information to ALEA as required under
82 this article shall be ineligible to participate in any state
83 grant program until the agency meets the conditions of
84 compliance."



HB287 Engrossed

85 Section 4. This act shall become effective on June 1,
86 2025.



HB287 Engrossed

87
88
89

90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108

House of Representatives

Read for the first time and referred13-Feb-25
to the House of Representatives
committee on County and Municipal
Government
Read for the second time and placed20-Feb-25
on the calendar:
0 amendments
Read for the third time and passed25-Feb-25
as amended
Yeas 86
Nays 0
Abstains 14

John Treadwell
Clerk