

HB88 INTRODUCED



1 HB88
2 3LD4VZV-1
3 By Representative Starnes
4 RFD: Public Safety and Homeland Security
5 First Read: 04-Feb-25
6 PFD: 24-Jan-25



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SYNOPSIS:

This bill would specify that the probation and parole officers of the Board of Pardons and Paroles are law enforcement officers.

This bill would also make nonsubstantive changes to conform to existing law.

A BILL
TO BE ENTITLED
AN ACT

Relating to the Board of Pardons and Paroles; to amend Section 36-21-40, Code of Alabama 1975, to specify probation and parole officers are law enforcement officers; and to make nonsubstantive changes to conform to existing law.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 36-21-40, Code of Alabama 1975, is amended to read as follows:

"§36-21-40

As used in this article, the following words and phrases ~~shall~~ have the following meanings, ~~respectively,~~ ~~unless the context clearly indicates the contrary:~~

(1) FUND. The Alabama Peace Officers' Standards and Training Fund provided for in Section 36-21-47.



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29 (2) COMMISSION. The Alabama Peace Officers' Standards
30 and Training Commission established by Section 36-21-41.

31 (3) LAW ENFORCEMENT AGENCY. The ~~state Department of~~
32 ~~Public Safety~~Alabama State Law Enforcement Agency, the Alabama
33 ~~Board~~Department of Corrections, the Board of Pardons and
34 Paroles, the police department of each incorporated city or
35 town, the department of each sheriff of the state, including
36 all deputy sheriffs, the Enforcement Division of the ~~State~~
37 Department of Conservation and Natural Resources ~~and the~~
38 ~~Public Service Commission~~, and each public agency in the state
39 charged with the enforcement of any laws and the officers or
40 employees of which have power as such officials or employees
41 to make arrests. The term does not include the National Guard
42 or any military organization.

43 (4) LAW ENFORCEMENT OFFICER. A ~~policeman~~police officer,
44 deputy sheriff, deputy constable ~~and, or~~ other official who
45 has the authority ~~as such official~~ to make arrests. The term
46 includes ~~Alabama state troopers or members of the state~~
47 ~~Department of Public Safety~~, enforcement officers of ~~the~~
48 ~~Public Service Commission~~, and the ~~Alabama Board~~Alabama State
49 Law Enforcement Agency, the Department of Corrections, and the
50 Board of Pardons and Paroles.

51 (5) STATE. The State of Alabama."

52 Section 2. This act shall become effective on October
53 1, 2025.