

1 SB383
2 150866-1
3 By Senator Brewbaker
4 RFD: Education
5 First Read: 04-APR-13

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8 SYNOPSIS: Under existing law, law enforcement officers
9 and certain persons issued a license to carry a
10 concealed weapon are permitted to carry a deadly
11 weapon, or firearm, on K-12 school property.

12 This bill would authorize a local board of
13 education to employ persons as school security
14 personnel or school resource officers and would
15 allow such persons employed as school security
16 personnel or school resource officers, with certain
17 qualifications, to carry firearms while on duty.

18
19 A BILL
20 TO BE ENTITLED
21 AN ACT

22
23 Relating to public K-12 education; to authorize each
24 local board of education to allow persons employed as school
25 security personnel or school resource officers to carry
26 firearms while on duty; to require that such employees have
27 certain qualifications; and to amend Section 13A-11-72,

1 relating to who may possess weapons, to provide an exception
2 for certain qualified school security personnel and school
3 resource officers.

4 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

5 Section 1. (a) A local board of education may employ
6 persons as school security personnel or as school resource
7 officers. A local board of education may allow any person
8 employed by the board as school security personnel or as a
9 school resource officer to carry a firearm while on duty if
10 the employee satisfies all of the following qualifications:

11 (1) He or she has attended, and successfully
12 completed, 16 hours of firearm training in a program approved
13 by the Alabama Peace Officers' Standards and Training
14 Commission.

15 (2) He or she annually completes and passes the
16 firearm requalification required of law enforcement officers
17 by the Alabama Peace Officers' Standards and Training
18 Commission.

19 (b) The State Department of Education shall
20 promulgate any necessary rules to provide for the
21 implementation of this section including, but not limited to,
22 rules providing additional qualifications for employment as
23 school security personnel or school resource officers.

24 Section 2. Section 13A-11-72 of the Code of Alabama
25 1975, is amended to read as follows:

26 "§13A-11-72.

1 "(a) No person who has been convicted in this state
2 or elsewhere of committing or attempting to commit a crime of
3 violence shall own a pistol or have one in his or her
4 possession or under his or her control.

5 "(b) No person who is a drug addict or an habitual
6 drunkard shall own a pistol or have one in his or her
7 possession or under his or her control.

8 "(c) Subject to the exceptions provided by Section
9 13A-11-74, no person shall knowingly with intent to do bodily
10 harm carry or possess a deadly weapon on the premises of a
11 public school.

12 "(d) Possession of a deadly weapon with the intent
13 to do bodily harm on the premises of a public school in
14 violation of subsection (c) of this section is a Class C
15 felony.

16 "(e) School security personnel and school resource
17 officers qualified under subsection (a) of Section 1 of the
18 act amending this subsection, employed by a local board of
19 education, and authorized by the employing local board of
20 education to carry a deadly weapon while on duty are exempt
21 from subsection (c) of this section. Law enforcement officers
22 are exempt from this section, and persons with pistol permits
23 issued pursuant to Section 13A-11-75, are exempt from ~~the~~
24 ~~provisions of~~ subsection (c) of this section.

25 "(f) The term "public school" as used in this
26 section applies only to a school composed of grades K-12 and
27 shall include a school bus used for grades K-12.

1 "(g) The term "deadly weapon" as used in this
2 section means a firearm or anything manifestly designed, made,
3 or adapted for the purposes of inflicting death or serious
4 physical injury, and such term includes, but is not limited
5 to, a bazooka, hand grenade, missile, or explosive or
6 incendiary device; a pistol, rifle, or shotgun; or a
7 switch-blade knife, gravity knife, stiletto, sword, or dagger;
8 or any club, baton, billy, black-jack, bludgeon, or metal
9 knuckles."

10 Section 3. This act shall become effective
11 immediately following its passage and approval by the
12 Governor, or its otherwise becoming law.