

1 SB472  
2 119103-1  
3 By Senator Smitherman (N & P)  
4 RFD: Local Legislation No. 2  
5 First Read: 25-FEB-10

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to the City of Birmingham in Jefferson  
14 County; to provide that the city board of education may allow  
15 persons employed as security personnel by the board to carry  
16 firearms while on duty; and to require that the employees meet  
17 certain qualifications.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. This act shall only apply to the City of  
20 Birmingham in Jefferson County.

21 Section 2. (a) Any provision of the law to the  
22 contrary notwithstanding, the Birmingham City Board of  
23 Education may, but shall not be required to, adopt a policy to  
24 allow persons employed as security personnel to carry a  
25 firearm while on duty, subject to the following requirements:

26 (1) The policy shall prohibit security personnel not  
27 certified as law enforcement officers by the Alabama Peace

1 Officers' Standards and Training Commission from carrying  
2 firearms while on duty in a school during school hours, during  
3 a scheduled extracurricular activity on campus, or at any  
4 other time that students are scheduled to be on campus and the  
5 security personnel have been notified of their presence in  
6 advance.

7 (2) The policy shall require any security personnel  
8 who carry firearms to have completed the firearms training  
9 course required of law enforcement officers by the Alabama  
10 Peace Officers' Standards and Training Commission, or an  
11 equivalent. The policy shall require training in providing  
12 security for students in school.

13 (3) The policy shall require security personnel who  
14 carry firearms to annually complete and pass the firearm  
15 requalification required of law enforcement officers by the  
16 Alabama Peace Officers' Standards and Training Commission, or  
17 an equivalent.

18 (4) The policy shall require security personnel who  
19 carry firearms and are not certified law enforcement officers  
20 to obtain a license to carry a pistol pursuant to Section  
21 13A-11-75, Code of Alabama 1975.

22 (5) The policy shall provide that security personnel  
23 are employees of the board of education who exercise judgment  
24 in the enforcement of board policies, rules, and/or procedures  
25 and/or the criminal laws of the state at all times while on  
26 duty.

1                   (6) The policy shall require any security personnel  
2 who carry firearms to also carry some means of more passive  
3 force.

4                   (7) The policy shall be adopted in compliance with  
5 Section 16-1-30, Code of Alabama 1975.

6                   Section 3. This act shall become effective on July  
7 1, 2010, following its passage and approval by the Governor,  
8 or its otherwise becoming law.