

1 SB394  
2 185350-1  
3 By Senator Scofield  
4 RFD: Judiciary  
5 First Read: 25-APR-17

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8 SYNOPSIS: Under existing law, a law enforcement  
9 officer who investigates a traffic accident must  
10 file a uniform accident report within 24 hours of  
11 the officer's completion of the investigation.

12 This bill would require every fatality  
13 resulting from a traffic accident to be  
14 investigated by a county, municipal, or state law  
15 enforcement officer certified as a traffic homicide  
16 investigator by the Alabama State Law Enforcement  
17 Agency (ALEA).

18 This bill would provide that if a fatality  
19 resulting from a traffic accident occurs in a  
20 county or municipality that does not have a  
21 certified traffic homicide investigator, a  
22 neighboring county or municipality may provide a  
23 certified traffic homicide investigator for the  
24 investigation at no cost to the other county or  
25 municipality and would provide that if a certified  
26 traffic homicide investigator is not provided by a  
27 neighboring county or municipality, ALEA shall

1 provide a certified traffic homicide investigator  
2 at no cost to the county or municipality.

3 This bill would provide general training  
4 requirements for the certification of a traffic  
5 homicide investigator.

6 This bill would also provide the Secretary  
7 of ALEA with rulemaking authority to implement this  
8 act.

9  
10 A BILL  
11 TO BE ENTITLED  
12 AN ACT  
13

14 To require every fatality resulting from a traffic  
15 accident to be investigated by a law enforcement officer  
16 certified as a traffic homicide investigator by the Alabama  
17 State Law Enforcement Agency; to provide that if a fatality  
18 resulting from a traffic accident occurs in a county or  
19 municipality that does not have a certified traffic homicide  
20 investigator, a neighboring county or municipality may provide  
21 a certified traffic homicide investigator for the  
22 investigation at no cost to the other county or municipality,  
23 and that if a certified traffic homicide investigator is not  
24 provided by a neighboring county or municipality, the Alabama  
25 State Law Enforcement Agency shall provide a certified traffic  
26 homicide investigator at no cost to the county or  
27 municipality; to provide general training requirements for the

1 certification of a traffic homicide investigator; and to  
2 provide the Secretary of the Alabama State Law Enforcement  
3 Agency with rulemaking authority to implement this act.

4 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

5 Section 1. (a) Every fatality arising out of a  
6 traffic accident shall be investigated by a state, county, or  
7 municipal law enforcement officer, as appropriate, who is  
8 certified as a traffic homicide investigator by the Alabama  
9 State Law Enforcement Agency (ALEA).

10 (b) A certified traffic homicide investigator shall  
11 be trained in all of the following:

- 12 (1) Crime scene management.
- 13 (2) Roadway mark identification.
- 14 (3) Crime scene measurement.
- 15 (4) Scale diagramming.
- 16 (5) Evidence collection.
- 17 (6) Post-crash vehicle inspection.
- 18 (7) Speed analysis.
- 19 (8) Interviewing.

20 (c) (1) If a fatality resulting from a traffic  
21 accident occurs in a county or municipality that does not have  
22 a certified traffic homicide investigator, a neighboring  
23 county or municipality may provide a certified traffic  
24 homicide investigator for the investigation at no cost to the  
25 other county or municipality.

26 (2) If a certified traffic homicide investigator is  
27 not provided pursuant to subdivision (1), ALEA shall provide a

1 certified traffic homicide investigator at no cost to the  
2 county or municipality.

3 (d) The Secretary of ALEA may adopt rules to  
4 implement this act.

5 Section 2. This act shall become effective on  
6 January 1, 2018, following its passage and approval by the  
7 Governor, or its otherwise becoming law.