

1 SB342
2 166368-3
3 By Senator Ward
4 RFD: Judiciary
5 First Read: 07-APR-15

1 SB342

2
3
4 ENROLLED, An Act,

5 Relating to the Department of Corrections; to amend
6 Section 14-3-9 of the Code of Alabama 1975, to clarify the
7 name of the Investigation and Intelligence Division; to delete
8 language relating to the execution of search warrants; and to
9 further provide for investigation relating to the operation of
10 correctional facilities and the department.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. Section 14-3-9 of the Code of Alabama
13 1975, is amended to read as follows:

14 "§14-3-9.

15 "(a) It shall be the duty of all employees of the
16 Department of Corrections to report all violations of the law
17 relating to prisons, correctional facilities, and employees
18 and inmates of the Department of Corrections, that may come to
19 their knowledge to the ~~investigation and inspection division~~
20 Investigation and Intelligence Division of the Department of
21 Corrections. Correctional investigative services officers of
22 the ~~investigation and inspection division~~ will shall
23 investigate all ~~such~~ reported violations and those violations
24 otherwise discovered and, where applicable, refer ~~such~~ the
25 violations to the proper district attorney. All indictments

1 for ~~such~~ violations shall be tried in the circuit court of the
2 county where the offense was committed.

3 "(b) Employees of the Department of Corrections
4 classified as "correctional investigative services officers"
5 and their supervisors, performing criminal investigative
6 duties, are hereby constituted peace officers of the State of
7 Alabama as defined in Section 36-21-40 with full and unlimited
8 police powers and jurisdiction as any other state police
9 officers in this state to investigate violations of the law
10 relating to prisons, correctional facilities, and employees
11 and inmates of the Department of Corrections and to enforce
12 ~~said the law; excepting that such employees shall not have the~~
13 ~~power and authority to execute search warrants.~~ Whenever these
14 "correctional investigative services officers" are effecting
15 an arrest, they shall prominently properly display a badge
16 ~~either on their lapel or breast pocket.~~

17 "The powers vested in correctional investigative
18 services officers under this section ~~will~~ shall be limited to
19 ~~investigation and/or~~ investigations and arrests involving
20 inmates or employees of the Department of Corrections ~~only and~~
21 associates of inmates or employees of the department,
22 including, but not limited to, family members of inmates,
23 employees, and contractors of the department related to
24 investigations originated by the department.

1 "(c) All correctional investigative services
2 officers and their supervisors given police power by this
3 section shall be required to comply with the minimum standards
4 now in effect relating to state law enforcement officers."

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB342

Senate 05-MAY-15

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris
Secretary

House of Representatives
Passed: 04-JUN-15

By: Senator Ward