

1 SB478
2 130891-1
3 By Senator Taylor
4 RFD: *Constitution, Campaign Finance, Ethics, and Elections*
5 First Read: 05-MAY-11

1 130891-1:n:05/03/2011:KMS/tj LRS2011-2770

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8 SYNOPSIS: Under existing law, the Attorney General is
9 the chief law enforcement officer of the state.

10 This bill would authorize the Attorney
11 General, upon written notice to the Governor, to
12 assume supervision and control over the Department
13 of Public Safety.

14 This bill would also establish the Alabama
15 Bureau of Investigation as a division of the office
16 of the Attorney General.

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18 A BILL

19 TO BE ENTITLED

20 AN ACT

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22 To amend Section 36-15-14, Code of Alabama 1975,
23 relating to the Attorney General; to authorize the Attorney
24 General, upon written notice to the Governor, to assume
25 supervision and control over the Department of Public Safety;
26 and to establish the Alabama Bureau of Investigation as a
27 division of the office of the Attorney General.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 36-15-14 of the Code of Alabama 1975, is amended to read as follows:

"§36-15-14.

"(a) The Attorney General, either in person or by one of his or her assistants, may at any time he or she sees proper, either before or after indictment, may superintend and direct the prosecution of any criminal case in any of the courts of this state. The district attorney prosecuting in such court shall assist and act in connection with the Attorney General or his or her assistant in such case.

"(b) Upon written notice to the Governor, the Attorney General, at any time he or she sees proper, may assume supervision and control over the Department of Public Safety to the extent he or she deems necessary for the expeditious investigation, prosecution, or suppression of criminal activity of any kind. In such case the director and all personnel employed by the department shall comply with the directives and orders of the Attorney General."

Section 2. On the effective date of this act, the Alabama Bureau of Investigation is transferred to and established as a division of the office of the Attorney General.

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