SB7

NPKFTT8-2

By Senator Elliott

RFD: County and Municipal Government

First Read: 06-Feb-24

PFD: 15-Dec-23

A BILL

TO BE ENTITLED

AN ACT

Relating to school safety; to authorize certain public entities to contract with a nonpublic K-12 school to provide school resource officers in certain circumstances; and to require public entities to charge the nonpublic school for the full cost of employing any school resource officer.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a)(1) A sheriff and county commission or a local chief of police and city council may contract with a nonpublic school, including private, church, parochial, and religious schools, offering educational instruction in grades K-12, as well as home-schooling entities, to provide school resource officers, as defined in Section 16-1-44.1, Code of Alabama 1975.

(2) No party may enter into a contract pursuant to subdivision (1) unless the applicable governmental entities already provide a school resource officer to each public K-12 school in the entity's jurisdiction.

(3) Any contract created pursuant to subdivision (1) shall be automatically void if the applicable government entities stop providing a school resource officer to any

public K-12 school in the entity's jurisdiction.

(b) Any contract created pursuant to subsection (a) shall provide that the nonpublic school must fully reimburse the county commission or city council for the full salary, benefits, and all other costs associated with each school resource officer made available through the contract.

(c)(1) A nonpublic school shall provide proof of occurrence-based liability insurance, which shall be primary coverage, in an amount no less than, and with coverage consistent with, the liability insurance carried by the county commission or city council.

(2) The insurance policy shall name the county commission, the sheriff, and his or her deputies or the municipality, the chief of police, and his or her officers as additional insureds.

(4) If the nonpublic school fails to have the insurance coverage required by this subsection in full force during the entire term of the contract, the nonpublic school shall assume liability for all acts taken by a school resource officer within the line and scope of the private employment.

(d) Nothing in this section shall have the effect of waiving any immunity or statutory cap on damages to which a county commission, city council, sheriff, chief of police, or deputies or officers are entitled.

Section 2. This act shall become effective June 1, 2024.

Senat4

Read for the first time and referred 06-FEB-24
to the Senate committee on County
and Municipal Government

Read for the second time and placed 07-Feb-24
on the calendar:
0 amendments

Read for the third time and passed 27-Feb-24
as amended
Yeas 34
Nays 0
Abstains 0

Patrick Harris,
Secretary.