HB409

VKYKPPL-1

By Representative Hill

RFD: Judiciary

First Read: 04-Apr-24

SYNOPSIS:

This bill would allow a district attorney, assistant district attorney, deputy district attorney, retired district attorney, and supernumerary district attorney to advise law enforcement on any matter of criminal procedure, civil procedure, criminal charges, criminal investigation, or any matters of law.

This bill would also provide a district attorney, assistant district attorney, deputy district attorney, and supernumerary district attorney with absolute immunity in the performance of his or her duties.

A BILL

TO BE ENTITLED

AN ACT

Relating to district attorneys; to add Section 12-17-184.1 to the Code of Alabama 1975, to provide that a district attorney, assistant district attorney, deputy district attorney, retired district attorney, and supernumerary district attorney may advise law enforcement officers in civil and criminal matters; and to provide that a district attorney, assistant district attorney, deputy

district attorney, and supernumerary district attorney are provided absolute immunity in certain circumstances.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 12-17-184.1 is added to the Code of Alabama 1975, to read as follows:

§12-17-184.1

A district attorney, assistant district attorney, deputy district attorney, retired district attorney, and supernumerary district attorney when called into service pursuant to Section 12-17-216, may advise a law enforcement officer or a law enforcement agency, as defined in Section 36-21-55, on any matter of criminal procedure, civil procedure, criminal charges, criminal investigations, or other matters of law.

Section 2. A district attorney, assistant district attorney, deputy district attorney, retired district attorney, and supernumerary district attorney when called into service pursuant to Section 12-17-216, Code of Alabama 1975, shall have absolute immunity from any civil suit arising from the execution of any duty or any function assigned by law.

Section 3. This act shall become effective on June 1, 2024.