HB116

147028-3

By Representative Morrow (N & P)

RFD: Local Legislation

First Read: 05-FEB-13
ENROLLED, An Act,

Relating to Franklin County; to authorize the formation of volunteer emergency security forces at public schools in the county consisting of current and retired school employees and local citizens; to provide for the role of the sheriff and the chief of police in the training and supervision of emergency security forces; to provide for implementation of the act by each local board of education; and to provide for indemnification.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) Upon a determination by the principal of any Franklin County public K-12 school that the safety of the students at the school is not adequately protected or that additional security is necessary to ensure the safety of the students or employees, he or she may request volunteers to serve on an emergency security force for the school. Volunteers shall consist of current employees of the school, retired employees of the school, and residents of the school district.

(b) Once a list of volunteers has been compiled by the principal, the principal shall submit the list to the Sheriff of Franklin County or the local chief of police, as applicable. The sheriff or chief of police shall review the list to determine whether the list contains a sufficient
number of suitable volunteers to staff an emergency security force at the school. If the sheriff or chief of police determines the number of suitable volunteers is sufficient, he or she may initiate an emergency security force program for the school. To the extent possible, the identity of volunteers selected to serve on an emergency security force shall be protected.

(c) Upon formation of an emergency security force, the sheriff or the chief of police, in conjunction with administrative school personnel, shall prepare a detailed crisis plan for the school that includes a comprehensive plan of action for the emergency security force to follow in the event the security of the school is compromised or the safety of students or employees is threatened. The plan shall also specify how and where weapons may be stored and carried by emergency security force members and circumstances under which certain weapons may be used. All weapons and equipment used shall be approved by the sheriff or the chief of police, as applicable.

(d) A volunteer emergency security force member shall be classified as a reserve deputy sheriff or reserve police officer and shall serve in that position at the pleasure of the sheriff or chief of police. Service as a reserve deputy sheriff or reserve police officer under this section shall not include the power of arrest. As a member of
an emergency security force, a volunteer shall receive any
training deemed necessary by the sheriff or the chief of
police and, when fulfilling his or her duties as a member of
the emergency security force, shall be under the supervision
and direction of the sheriff or chief of police. The sheriff
or chief of police may offer self defense or other training to
those school employees who are not selected to serve on an
emergency security force.

The sheriff or chief of police may also offer job
specific training for bus drivers in self defense, gun
violence prevention, and the use and safe keeping of mace,
stun guns, tazers, and other nonlethal weapons.

(e) An emergency security force member shall receive
no compensation for his or her service on an emergency
security force, but may be reimbursed for actual necessary
expenses incurred in the discharge of his or her duties on
behalf of the emergency security force from funds otherwise
appropriated by the local board of education. Nothing in this
subsection shall prohibit a local board of education from
providing a salary supplement to the members of an emergency
security force.

(f) Expenses related to the training of emergency
security force members and the purchase of any equipment and
weapons deemed necessary by the sheriff or chief of police
shall be administered by the local board of education and paid from funds appropriated for that purpose.

(g) The state shall indemnify and hold the members of an emergency security force, the members of the local board of education, the local superintendents of education, the members of the State Board of Education, the Sheriff of Franklin County, the local chief of police, the county, or any municipality within the county harmless in the amount of any settlement or judgment obtained against such persons arising out of any actual or alleged act, error, or omission that occurred within the scope of service, employment, duties, or responsibilities, or that such persons had a reasonable basis for believing occurred within the scope of service, employment, duties, or responsibilities, provided that the actual or alleged act, error, or omission did not result from intentional or willful and wanton misconduct on the part of such persons.

(h) Each local board of education in the county shall oversee and provide for the implementation of this section within the schools under its jurisdiction.

Section 2. This act shall become effective immediately following its passage and approval by the Governor, or its otherwise becoming law.
Speaker of the House of Representatives


President and Presiding Officer of the Senate

House of Representatives
I hereby certify that the within Act originated in
and was passed by the House 07-FEB-13, as amended.

Jeff Woodard
Clerk

Senate 26-FEB-13 Passed