

1 HB441
2 191819-1
3 By Representatives Pettus and Knight
4 RFD: Public Safety and Homeland Security
5 First Read: 22-FEB-18

2
3
4
5
6
7
8 SYNOPSIS: Under existing law, in 2013, the Alabama
9 State Law Enforcement Agency (ALEA) was created,
10 and on January 1, 2015, the law enforcement
11 functions of various offices, departments,
12 divisions, entities, and agencies of the state,
13 including the Department of Public Safety and all
14 of its divisions, the Alabama Bureau of
15 Investigation, the Marine Police Division of the
16 Department of Conservation and Natural Resources,
17 the Department of Homeland Security, the Alabama
18 Criminal Justice Information Center, the law
19 enforcement unit of the Alabama Alcoholic Beverage
20 Control Board, the investigative unit of the
21 Alabama Forestry Commission, the investigative unit
22 of the Department of Agriculture and Industries,
23 the law enforcement unit of the Public Service
24 Commission, and the revenue enforcement officers of
25 the Department of Revenue, were all consolidated
26 within ALEA. Under existing law, the position of
27 Secretary of ALEA was created and the secretary was

1 designated the executive head of ALEA as well as
2 the Director of Homeland Security. Under existing
3 law, two divisions were established within ALEA,
4 the Department of Public Safety and the State
5 Bureau of Investigations.

6 Under existing law, the Code Commissioner
7 was directed to conform references in the Code of
8 Alabama 1975, to the offices, departments,
9 divisions, and other entities consolidated into
10 ALEA and to reflect the changes made by the
11 consolidation.

12 This bill would return the law enforcement
13 functions consolidated within ALEA to the offices,
14 departments, divisions, and other entities and
15 agencies with which they existed before the
16 creation of ALEA. This bill would abolish ALEA and
17 would direct the Code Commissioner to make
18 conforming changes in the Code of Alabama 1975.

19
20 A BILL

21 TO BE ENTITLED

22 AN ACT

23
24 Relating to the Alabama State Law Enforcement
25 Agency; to repeal Article 1 of Chapter 27 of Title 41,
26 comprised of Sections 41-27-1 to 41-27-9, inclusive, of the
27 Code of Alabama 1975; to return the law enforcement functions

1 consolidated within the Alabama State Law Enforcement Agency
2 to the offices, departments, divisions, and other entities and
3 agencies with which they existed before the creation of ALEA
4 and abolish ALEA; and to direct the Code Commissioner to make
5 conforming changes in the Code of Alabama 1975.

6 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

7 Section 1. One year after the effective date of this
8 act, Article 1 of Chapter 27 of Title 41, comprised of
9 Sections 41-27-1 to 41-27-9, inclusive, of the Code of Alabama
10 1975, creating the Alabama State Law Enforcement Agency and
11 the Secretary of Law Enforcement and consolidating various
12 offices, departments, divisions, and other entities into that
13 agency, is repealed.

14 Section 2. (a) On the effective date of this act,
15 all functions, powers, authority, duties, and jurisdiction and
16 all books, records, funds, equipment, and personnel of the
17 Alabama State Law Enforcement Agency, established pursuant to
18 Article 1 of Chapter 27 of Title 41 of the Code of Alabama
19 1975, are transferred to and reestablished within the offices,
20 departments, divisions, entities, and agencies in which they
21 existed before January 1, 2015. The Alabama State Law
22 Enforcement Agency shall have one year from the effective date
23 of this act to implement the transfers provided for in this
24 act, and at that time, the various offices, departments,
25 divisions, entities, and agencies consolidated into the
26 Alabama State Law Enforcement Agency shall exist and function
27 in the same manner as they functioned before January 1, 2015.

1 (b) One year following the effective date of this
2 act, the Alabama State Law Enforcement Agency is abolished.

3 Section 3. The Code Commissioner shall conform
4 references to the Alabama State Law Enforcement Agency in the
5 Code of Alabama 1975, to the units, departments, divisions,
6 and other state entities as they existed before January 1,
7 2015. Code changes shall be made at a time determined to be
8 appropriate by the Code Commissioner.

9 Section 4. This act shall become effective on the
10 first day of the third month following its passage and
11 approval by the Governor, or its otherwise becoming law.