

SB174 INTRODUCED



1 8MQIHF-1

2 By Senators Orr, Livingston, Butler, Allen, Waggoner, Roberts,

3 Jones

4 RFD: Finance and Taxation Education

5 First Read: 05-Apr-23

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SYNOPSIS:

Under existing law, a retiree receiving an Employees' Retirement System or Teachers' Retirement System allowance may perform duties with an employer participating in the system without suspension of the retirement allowance, provided the person is not employed in a permanent full-time capacity and the compensation does not exceed \$30,000 plus Consumer Price Index adjustments after 2017.

This bill would provide further for the compensation earned by retired law enforcement officers working as school resource officers for local boards of education.

A BILL
TO BE ENTITLED
AN ACT

Relating to the Teachers' Retirement System and the Employees' Retirement System; to amend Section 16-1-44.1, Code of Alabama 1975; to provide further for the compensation of retired law enforcement officers providing services as school resource officers for local boards of education.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:



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29 Section 1. Section 16-1-44.1 of the Code of Alabama
30 1975, is amended to read as follows:

31 "§16-1-44.1

32 (a) As used in this section, the following terms have
33 the following meanings:

34 (1) RETIRED LAW ENFORCEMENT OFFICER. A person who was a
35 law enforcement officer and retired in good standing from a
36 federal, state, or local law enforcement agency with at least
37 20 years of law enforcement experience.

38 (2) SCHOOL RESOURCE OFFICER. A person who is certified
39 by the Alabama Peace Officers' Standards and Training
40 Commission as a law enforcement officer, whose certification
41 is in good standing, and who has the power of arrest.

42 (b) A local board of education may employ persons as
43 school security personnel or contract with a local chief of
44 police or sheriff to employ school resource officers. A local
45 board of education may allow any person employed by the board
46 as school security personnel or as a school resource officer
47 to carry a firearm while on duty if the employee satisfies all
48 of the following qualifications:

49 (1) He or she is certified by the Alabama Peace
50 Officers' Standards and Training Commission as a law
51 enforcement officer whose certification is in good standing or
52 he or she is a retired law enforcement officer.

53 (2) He or she has successfully completed active shooter
54 training approved by the Alabama State Law Enforcement Agency.

55 (3) He or she annually completes and passes the firearm
56 requalification required of law enforcement officers by the



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57 Alabama Peace Officers' Standards and Training Commission.

58 (4) While on duty, he or she carries a non-lethal
59 weapon and is trained in the appropriate use of that
60 non-lethal weapon.

61 (c) The compensation paid to a retired law enforcement
62 officer employed by a local board of education as a school
63 resource officer for hours worked after regular school hours
64 for extracurricular activities shall be paid on a contractual
65 basis and shall not be included in the calculation of the
66 limits set forth by Sections 16-25-26(a) and 36-27-8.2(a).

67 ~~(e)~~ (d) Nothing in this section confers upon any
68 individual the power of arrest.

69 ~~(d)~~ (e) The State Department of Education shall adopt
70 any necessary rules to provide for the implementation of this
71 section including, but not limited to, rules providing
72 additional qualifications for employment as school security
73 personnel or school resource officers."

74 Section 2. This act shall become effective on the first
75 day of the third month following its passage and approval by
76 the Governor, or its otherwise becoming law.