

1 SB420
2 117621-2
3 By Senators Mitchem and Butler
4 RFD: Judiciary
5 First Read: 11-FEB-10

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

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11 To provide for the appointment of investigators in
12 the office of the district attorney of any judicial circuit;
13 to provide for the authority and duties of the investigators;
14 and to provide that this act shall not supersede certain local
15 laws in effect on the effective date of this act or enacted
16 after the effective date unless they are expressly repealed.

17 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

18 Section 1. Unless otherwise provided by local law,
19 the district attorney of any judicial circuit in this state
20 may appoint a chief investigator and, from time to time,
21 additional investigators. The chief investigator and other
22 investigators shall serve at the pleasure of the district
23 attorney. The chief investigator and any additional
24 investigators shall meet the minimum standards for law
25 enforcement officers and hold a current certification from the
26 Alabama Peace Officers' Standards and Training Commission. The
27 chief investigator and other investigators shall have the same

1 power and authority as deputy sheriffs and other law
2 enforcement officers in this state. They shall be responsible
3 to the district attorney and shall perform duties as assigned
4 by the district attorney.

5 Section 2. The Legislature may continue to enact
6 local laws in the future or repeal existing local laws
7 authorizing the appointment of investigators and providing for
8 the powers of those investigators. This act shall not
9 supersede existing local acts on the effective date of this
10 act or any local act enacted after the effective date of this
11 act providing for appointment of investigators by the district
12 attorney in any county. Any district attorney appointing
13 investigators pursuant to a local act may continue to appoint
14 investigators according to that act until it is expressly
15 repealed. Any investigator appointed pursuant to a local act
16 of the Legislature may continue to exercise the powers and
17 authorities provided in the local act until the local act is
18 expressly repealed. Upon repeal of a local act authorizing the
19 district attorney to appoint investigators and providing for
20 the powers and authority of the investigators, the district
21 attorney may appoint investigators pursuant to this act.

22 Section 3. This act shall become effective
23 immediately following its passage and approval by the
24 Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate committee on Judiciary	11-FEB-10
Read for the second time and placed on the calen- dar 1 amendment	25-MAR-10
Read for the third time and passed as amended ...	14-APR-10

Yeas 28
Nays 0

McDowell Lee
Secretary