

1 HB680  
2 153015-1  
3 By Representatives Morrow, Coleman-Evans and Burdine  
4 RFD: Education Policy  
5 First Read: 30-APR-13

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8 SYNOPSIS: Under existing law, law enforcement officers  
9 and certain persons issued a license to carry a  
10 concealed weapon are permitted to carry a deadly  
11 weapon, or firearm, on K-12 school property.

12 This bill would authorize a local board of  
13 education to designate employees as school security  
14 personnel and would allow such persons designated  
15 as school security personnel, with certain  
16 qualifications, to carry firearms while on duty.

17 This bill would provide that the State  
18 Department of Education must pay any costs  
19 associated with training requirements.

20  
21 A BILL  
22 TO BE ENTITLED  
23 AN ACT  
24

25 Relating to public K-12 education; to authorize each  
26 local board of education to allow persons designated as school  
27 security personnel to carry firearms while on duty; to require

1 that such employees have certain qualifications; to provide  
2 for the payment of costs associated with training; and to  
3 amend Section 13A-11-72, relating to who may possess weapons,  
4 to provide an exception for certain qualified school security  
5 personnel and school resource officers.

6 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

7 Section 1. (a) A local board of education may  
8 designate employees as school security personnel. A local  
9 board of education may allow any person employed by the board  
10 as school security personnel to carry a firearm while on duty  
11 if the employee satisfies all of the following qualifications:

12 (1) He or she has attended, and successfully  
13 completed, 16 hours of firearm training in a program approved  
14 by the Alabama Peace Officers' Standards and Training  
15 Commission.

16 (2) He or she annually completes and passes the  
17 firearm requalification required of law enforcement officers  
18 by the Alabama Peace Officers' Standards and Training  
19 Commission.

20 (b) The State Department of Education shall pay all  
21 expenses associated with a designated employee's completion of  
22 the qualification requirements in subsection (a), including  
23 any time off from employment to complete training.

24 (c) The State Department of Education shall  
25 promulgate any necessary rules to provide for the  
26 implementation of this section including, but not limited to,

1 rules providing additional qualifications for employment as  
2 school security personnel.

3 Section 2. Section 13A-11-72 of the Code of Alabama  
4 1975, is amended to read as follows:

5 "§13A-11-72.

6 "(a) No person who has been convicted in this state  
7 or elsewhere of committing or attempting to commit a crime of  
8 violence shall own a pistol or have one in his or her  
9 possession or under his or her control.

10 "(b) No person who is a drug addict or an habitual  
11 drunkard shall own a pistol or have one in his or her  
12 possession or under his or her control.

13 "(c) Subject to the exceptions provided by Section  
14 13A-11-74, no person shall knowingly with intent to do bodily  
15 harm carry or possess a deadly weapon on the premises of a  
16 public school.

17 "(d) Possession of a deadly weapon with the intent  
18 to do bodily harm on the premises of a public school in  
19 violation of subsection (c) of this section is a Class C  
20 felony.

21 "(e) School security personnel qualified under  
22 subsection (a) of Section 1 of the act amending this  
23 subsection, employed by a local board of education, and  
24 authorized by the employing local board of education to carry  
25 a deadly weapon while on duty are exempt from subsection (c)  
26 of this section. Law enforcement officers are exempt from this  
27 section, and persons with pistol permits issued pursuant to

1 Section 13A-11-75, are exempt from ~~the provisions of~~  
2 subsection (c) of this section.

3 "(f) The term "public school" as used in this  
4 section applies only to a school composed of grades K-12 and  
5 shall include a school bus used for grades K-12.

6 "(g) The term "deadly weapon" as used in this  
7 section means a firearm or anything manifestly designed, made,  
8 or adapted for the purposes of inflicting death or serious  
9 physical injury, and such term includes, but is not limited  
10 to, a bazooka, hand grenade, missile, or explosive or  
11 incendiary device; a pistol, rifle, or shotgun; or a  
12 switch-blade knife, gravity knife, stiletto, sword, or dagger;  
13 or any club, baton, billy, black-jack, bludgeon, or metal  
14 knuckles."

15 Section 3. This act shall become effective  
16 immediately following its passage and approval by the  
17 Governor, or its otherwise becoming law.