

SB16 INTRODUCED



1 SB16
2 KNZGU55-1
3 By Senator Coleman
4 RFD: Judiciary
5 First Read: 06-Feb-24
6 PFD: 12-Jan-24



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SYNOPSIS:

Under existing law, a law enforcement officer is justified in using physical force when the officer reasonably believes the force is necessary to make an arrest or prevent the escape from custody of a person arrested for a misdemeanor, violation, or violation of a criminal ordinance.

This bill would prohibit a law enforcement officer from using a taser on an individual who is restrained.

A BILL
TO BE ENTITLED
AN ACT

Relating to use of force; to prohibit a law enforcement officer from using a taser on an individual who is restrained.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) For the purposes of this section, "taser" means any mechanism that is designed to emit or project an electrical, magnetic, or other type of charge or shock for the purpose of temporarily incapacitating a person.

(b) Notwithstanding Section 13A-3-27, Code of Alabama 1975, a law enforcement officer may not use a taser on an



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29 individual who is restrained or otherwise unable to resist,
30 including when an individual has been placed in handcuffs,
31 body cuffs, or other restraining device.

32 Section 2. This act shall become effective on October
33 1, 2024.