

2
3 SENATE JUDICIARY COMMITTEE AMENDMENT TO SB59
4
5
6
7

8 On page 3, line 12, after "within" insert the
9 following:

10 the corporate limits or

11
12 On page 3, line 13, after "municipality." insert the
13 following:

14 A county law enforcement officer who issues a
15 summons and complaint in lieu of placing a person under
16 custodial arrest shall in all respects be acting as an agent
17 of the governing body of the municipality. The governing body
18 of the municipality shall be liable for all actions and
19 inactions of the officer, who shall not be considered to be
20 acting on behalf of the county commission, the sheriff of the
21 county, or the county.

22
23 On page 4, after line 2, insert the following new
24 paragraph:

25 "f. The person is charged with the crime of theft of
26 property in the fourth degree, as defined under Section
27 13A-8-5.

1
2
3
4
5
6
7
8

On page 6, after line 20, insert the following new subsection:

"(j) This section only applies to municipalities that do not employ a full-time municipal judge. Notwithstanding the foregoing, a municipality that employs a full-time municipal judge, by local law enacted by the Legislature, may elect to apply this section."