

	A	D	E
1	STRATEGIC GOAL: B		
2	APPENDIX B.15, Public Safety & Law Enforcement		Concluding Assessment for Alabama
3	Lead Individual name: Colonel Chris Murphy		
4	Lead Individual phone number: 334-242-4394		
5	Lead Individual email: chris.murphy@dps.alabama.gov		
6	<p>0 = Response missing; documentation does not address activity. 1 = Minimally responsive; documentation only indicates intention or beginning of planning for activity, or only a part of the activity has been addressed. 2 = Substantial, but incomplete response; documentation indicates that State has largely addressed activity, but response is not complete or actionable. 3 = Complete response; documentation indicates actionable plan.</p>	Score (0-3)	Reviewers Comments
7	PREPARE		
8	1. Has the State, in collaboration with local and tribal governments, reviewed their respective legal authorities relative to what may be needed during an influenza pandemic, assessed whether changes are needed in laws or regulations, and, if so, pursued legislative remedies?	3	Full response in cited document: "The Alabama Department of Public Safety (ADPS) has by virtue of State Law, statewide law enforcement authority and responsibility granted by The Code of Alabama 1975. Any action by ADPS will reflect the statutes denoted until such authorization is amended, replaced, or suspended. Currently no legislative action is pending that would be contrary to The Code of Alabama 1975. In the event of a Federal Declaration ADPS would, under the advisement of ADPS legal staff, follow and execute accordingly." COMMENT: This addresses only the authority of ADPS. One assumes a similar review has addressed requisite "legal preparedness" across the board.
9	2. Has the State provided guidance for local and tribal law enforcement agencies regarding how to meet the potential security needs of medical facilities and countermeasure distribution centers during an influenza pandemic?	3	Full response in cited document: "ADPS participated in a ADPH fatality management conferences that covered eleven sites across the State, The seminar brought together shareholders from first responders, funeral directors, hospitals, church and religious, public health, and others who would be affected by and charged to act prior to, during, and after a pandemic event. During these discussions, special attention was given to security measures that would need to be addressed and the potential problems related to the implementation of the recovery process." COMMENT: The SNS PI Plan provides a detailed description of security procedures, roles and responsibilities, and related issues.

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10	<p>3. Has the State provided local and tribal law enforcement agencies with training materials and guidance on protective measures for workforce sustainability as well as the meeting the needs of officers' household members?</p>	<p>2</p>	<p>Full response in cited document: "ADPS has disseminated information to its employees on pandemic emergencies but on a limited scale. A department-wide effort is needed to inform employees of the hazards and potential safeguards that are needed." COMMENT: Note that the question asks about dissemination to local and tribal LE agencies, not just agencies at the state level.</p>
11	<p>4. Activity Added by State</p>		<p>None</p>
12			
13	<p>RESPOND AND RECOVER</p>		
14			
15	<p>1. How will State officials coordinate the actions of the interdependent components of the criminal justice system (to include courts, corrections, law enforcement agencies, prosecutors, and probation/parole officials) to avoid or limit interruption of essential services and functions during an influenza pandemic?</p>	<p>1</p>	<p>Full response in cited document: "ADPS has recently implemented an electronic submission process (E-Ticket) in which traffic citations are forwarded to the court system wirelessly. Although the program is not fully utilized mainly due to the lack of infrastructure in some areas, the program allows law enforcement limited face-to-face contact with court personnel. However, testimony given in criminal and non-criminal cases that require physical appearances by law enforcement officers has not been directly addressed. ADPS will work closely with all aspects of the criminal justice system (i.e. courts/judicial system) to ensure that any interruption of essential service pertaining to the courts and related offices are minimal. ADPS is committed to identifying other shareholders (i.e. probation & parole, jails, & etc.) in preparing its COOP plan." COMMENT: A commendable beginning, but the last part of the response is the nub of the concern: ensuring a cross-leveling of the plans of prosecutors, corrections, public defenders, courts, and other essential personnel so that the system can function despite the onslaught of a pandemic.</p>

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16	<p>2. Are triggers and procedures in place use the National Guard to supplement State, local, or tribal law enforcement agencies?</p>	<p>3</p>	<p>Full response in cited document: "The Alabama Army National Guard has been and continues to be an important resource that is available to the first responder community throughout the state. On numerous occasions in the past the ANG has responded to natural disasters and threats of civil unrest. Members of the ANG have been actively involved in meetings, discussions, and tabletop and practical exercises with other state agencies including the ADPS. Notification procedures are in place through the Alabama Emergency Management Agency. These procedures allow information to be disseminated to appropriate members of the ANG so as to expedite the activation of troops and equipment."</p>
17	<p>3. Are appropriate State officials aware of the procedures to request emergency federal law enforcement assistance?</p>	<p>2</p>	<p>Full response in cited document: "ADPS has direct contact and access to the Alabama Emergency Management Agency by which information can be gathered and pushed up to the Federal level. ADPS is responsible for all law enforcement deployment during an incident which requires multiple agency responses to an effected area of the state. Officials at all levels of government are familiar with this procedure." COMMENT: Ensure that ESF-13 coordinates with the federal ESF-13 function, administered by the Bureau of Alcohol, Tobacco, Firearms and Explosives on behalf of the Attorney General, who has the lead under the <i>National Response Framework</i>. In addition, insert guidance regarding the Emergency Federal Law Enforcement Assistance Act, 42 USC sec. 10501, which the Attorney General discussed in his letter to state governors in May 2006.</p>
18	<p>4. For jurisdictions which have international ports, airports or borders, has coordination been made with appropriate federal officials in the event security must be provided for facilities where individuals may be temporarily quarantined?</p>	<p>1</p>	<p>Full response in cited document: "ADPS has not specifically addressed the isolation and quarantine aspects of a pandemic with federal partners. ADPS has held discussions with ADPH in addressing some legal issues regarding isolation and quarantine issues as related to the Alabama law enforcement community (i.e. enforcement of court orders)." COMMENT: Should establish a time line for completing this coordination and developing plans, as necessary.</p>

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19	5. Are appropriate State officials aware of the procedures to request federal military assistance to provide law enforcement functions, or military equipment and facilities, training, and maintenance support?	3	Full response in cited document: "State officials are aware of notification request procedures concerning federal military assistance. Request for assistance by ADPS would be directed through the agency director to the governor." COMMENT: Presumably the governor has established procedures, as discussed in the Attorney General's letter of June 2007, to submit a request to the President for such military law enforcement functional support pursuant to 10 USC sec. 331.
20	6. Activity Added by State		NONE
21	SUM OF RATINGS	18	
22	enter number of Activities	8	
23	CORRESPONDING PERCENTAGE	75%	
24	ASSESSMENT	A few major gaps.	
25			
26	NOTE: Columns B (Citation to Documents) and D (explanation of NA) are hidden		