

# HB396 INTRODUCED



1 HB396  
2 JJJ8YNN-1  
3 By Representative Harrison  
4 RFD: Public Safety and Homeland Security  
5 First Read: 02-Apr-24



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SYNOPSIS:

This bill would prohibit law enforcement officers from using the four-point restraint, known as the hog-tie position, to restrain an individual.

This bill would require law enforcement agencies to adopt policies and procedures prohibiting the use of the four-point restraint.

This bill would also provide criminal penalties for a violation.

A BILL  
TO BE ENTITLED  
AN ACT

Relating to law enforcement; to prohibit the use of certain techniques by law enforcement; and to require law enforcement agencies to adopt certain policies and procedures; to provide criminal penalties for a violation.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) For the purposes of this section, the following terms have the following meanings:

(1) FOUR-POINT RESTRAINT. To hog-tie, restrain, or confine an individual face-down on the ground by connecting or fastening the individual's hands and legs behind the



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29 individual's back.

30 (2) LAW ENFORCEMENT AGENCY. As defined in Section  
31 36-21-40, Code of Alabama 1975.

32 (3) LAW ENFORCEMENT OFFICER. As defined in Section  
33 36-21-40, Code of Alabama 1975.

34 (b) A law enforcement officer shall not do either of  
35 the following:

36 (1) Detain, restrain, or transport any individual by  
37 four-point restraint.

38 (2) Place any individual in a face down position that  
39 restricts oxygen or blood flow to the individual's head or  
40 neck.

41 (c) Each law enforcement agency shall include a  
42 prohibition against the use of four-point restraint in the  
43 agency's existing polices and procedures.

44 (d) The use of four-point restraint in violation of  
45 this section is a Class A misdemeanor.

46 Section 2. This act shall become effective on October  
47 1, 2024.