

ORDER
ADOPTING
COURT SECURITY POLICY
OF THE
PROBATE COURT OF CALHOUN COUNTY, ALABAMA

This administrative order is issued by the Judge of Probate of Calhoun County, Alabama, in accordance with the inherent powers of the Probate Court of Calhoun County, and the Probate Judge of Calhoun County being, as provided in § 12-13-39, Code of Alabama 1975, a conservator of the peace. The purpose of this order is to address the presence of weapons in Calhoun County Probate Court facilities and building, in which the Probate Court facilities are located, due to the internal separations of the building being inadequate to prevent someone from going from another part of the building to the Probate Court offices and locations where hearings, including, but not limited to, incompetency and commitment hearings are held.

It Is Ordered, Adjudged and Decreed that:

Except as herein specifically allowed, no weapons are allowed in the building in which the Calhoun County Probate Court is located, which is the Ken Joiner Calhoun County Administration Building at 1702 Noble Street, Anniston, Alabama. On April 11, 1991, and again on June 24, 1999, said building was designated a Courthouse Annex by the Calhoun County Commission, the governing body of Calhoun County, Alabama.

All persons, their belongings, and all parcels are subject to screening and search by building security personnel and/or the Sheriff and/or Deputies of the Sheriff, for weapons.

Persons in violation of any of the rules in this policy may be detained, may be subject to being punished for contempt by the Calhoun County Probate Court, and may face civil or criminal actions, including, but not limited to, that violators may be subject to being charged with and prosecuted for violation of laws concerning trespass or other criminal violations.

This prohibition does not apply to the following:

- a. Officers and enlisted personnel of the armed forces of the United States of America when in discharge of their official duties as such and acting under orders requiring them to carry arms or weapons;
- b. Civil officers of the United States of America while in the discharge of their official duties;
- c. Officers and Soldiers of the militia and the National Guard when called into actual service;
- d. Officers of the State, or of any county, city, or town charged with the execution of the laws of the State, when acting in the discharge of their official duties;

- e. Sworn law enforcement officers; and
- f. On-duty building security personnel;

provided however, that such persons shall not possess any weapons while they are in the building for the purpose of participating as a party to any court proceeding.

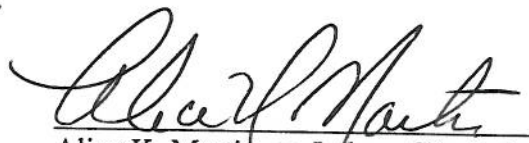
The Court hereby orders that the County Administrator of Calhoun County may, in the County Administrator's discretion, grant a written exception to this policy to a specific person. The County Administrator may, in the County Administrator's discretion, revoke an exception at any time. Further, exceptions will expire when the issuing County Administrator is no longer the County Administrator of Calhoun County. Copies of any exceptions made shall be maintained by building security staff and shall be available to the Calhoun County Probate Court Judge, the Sheriff of Calhoun County, the Calhoun County License Commissioner, the Calhoun County Revenue Commissioner, the head of the Veterans Affairs Office, the Chairman of the Calhoun County Commission, and the County Administrator.

The term "weapon" refers to and as used in this policy means firearms, knives, or any other items that could be used to kill, incapacitate or injure persons, or reasonably cause fear of the same.

A warning sign shall be posted at public entrances to the building covered by this order stating or stating in words to the effect: "NOTICE! No firearms, knives, or other weapons are permitted in this building by order of the Calhoun County Probate Judge, and by resolution of the Calhoun County Commission. All persons, belongings and parcels are subject to search as a condition of entry. Violators may be detained, may be subject to being punished for contempt by the Calhoun County Probate Court, may be subject to being punished for contempt by the Calhoun County Commission, and may face civil or criminal actions, including, but not limited to, that violators may be subject to being charged with and prosecuted for violation of laws concerning trespass or other criminal violations." Due to similar actions being taken by the Calhoun County Probate Judge and the Calhoun County Commission a joint notice of the Calhoun County Probate Judge and the Calhoun County Commission the same as or similar to the notice herein provided may be used and posted.

The Probate Court Judge of Calhoun County reserves the right and shall have the right to amend this policy from time to time.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the foregoing policy is adopted by the Probate Court of Calhoun County, Alabama, effective immediately upon and after it being adopted this the 11 of October, 2012.



Alice K. Martin, as Judge of Probate
of Calhoun County, Alabama