

1 HB148
2 199227-2
3 By Representative Treadaway (N & P)
4 RFD: Jefferson County Legislation
5 First Read: 04-FEB-20

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ENROLLED, An Act,

Relating to the City of Gardendale in Jefferson County; to provide for a warrant recall fee to allow a municipal magistrate or municipal judge for the City of Gardendale to recall, under certain conditions, a failure to appear warrant.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) Notwithstanding any law to the contrary, a municipal judge or a municipal magistrate of the City of Gardendale in Jefferson County, Alabama, may assess a defendant with a warrant recall fee that shall be paid in order for a municipal judge or magistrate to recall a failure to appear warrant arising from any municipal ordinance violation against the City of Gardendale.

(b) The warrant recall fee shall not exceed one hundred dollars (\$100) and is to be paid by the defendant at the time the warrant is recalled.

(c) Nothing herein shall be construed to require the City of Gardendale to recall a warrant that has been issued. All orders to recall a warrant shall be issued solely in the discretion of the municipal judge or magistrate.

Section 2. All fees received by the City of Gardendale Municipal Court for the warrant recall fee shall be deposited into the City of Gardendale Corrections Fund and

1 allocated in conformity with subsection (a) of Section
2 11-47-7.1 of the Code of Alabama 1975.

3 Section 3. The provisions of this act are severable.
4 If any part of this act is declared invalid or
5 unconstitutional, that declaration shall not affect the part
6 which remains.

7 Section 4. This act shall become effective
8 immediately following its passage and approval by the
9 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 04-MAY-20.

Jeff Woodard
Clerk

Senate

06-MAY-20

Passed