

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

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to the City of Gardendale in Jefferson  
14 County; to provide for a warrant recall fee to allow a  
15 municipal magistrate or municipal judge for the City of  
16 Gardendale to recall, under certain conditions, a failure to  
17 appear warrant.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

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

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

8           Section 2. All fees received by the City of  
9 Gardendale Municipal Court for the warrant recall fee shall be  
10 deposited into the City of Gardendale Corrections Fund and  
11 allocated in conformity with subsection (a) of Section  
12 11-47-7.1 of the Code of Alabama 1975.

13           Section 3. The provisions of this act are severable.  
14 If any part of this act is declared invalid or  
15 unconstitutional, that declaration shall not affect the part  
16 which remains.

17           Section 4. This act shall become effective  
18 immediately following its passage and approval by the  
19 Governor, or its otherwise becoming law.