

HB345 INTRODUCED



1 HB345
2 HXT7383-1
3 By Representative Treadaway (N & P)
4 RFD: Jefferson County Legislation
5 First Read: 27-Feb-25



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A BILL
TO BE ENTITLED
AN ACT

Relating to Jefferson County; to provide for the appointment and service of special reserve deputies.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. For the purposes of this act, the following terms have the following meanings:

(1) EMERGENCY WRIT CONDITION. Any time, as determined by the sheriff, when more than 250 writs have been issued in the county but have not yet been executed.

(2) SPECIAL RESERVE DEPUTY. An individual appointed by the sheriff to serve writs under emergency writ conditions.

(3) WRIT. A lawful writ issued by the Circuit or District Clerk of the Tenth Judicial Circuit relating to the seizure or securing of real property located within Jefferson County.

Section 2. (a) During an emergency writ condition, the Sheriff of Jefferson County may appoint special reserve deputies to assist in the execution of writs or similar actions involving the seizure or securing of real property.

(b) Upon execution of a writ, a special reserve deputy shall make return on the writ as normally completed by the



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29 sheriff and shall return the writ to the appropriate clerk.

30 (c) A special reserve deputy, when acting within the
31 scope of his or her duties pursuant to this act and in
32 compliance with the law, shall be entitled to the same
33 immunities and legal protections provided to deputies under
34 Section 36-22-3, Code of Alabama 1975.

35 Section 3. (a) Notwithstanding any other provision of
36 law, a property owner may pay a fee to a special reserve
37 deputy following the service of the writ, a return made upon
38 the writ, and the return of the writ to the applicable clerk.

39 (b) A fee paid pursuant to this section may not exceed
40 two hundred fifty dollars (\$250) and shall be paid directly to
41 the special reserve deputy.

42 (c) A special reserve deputy may not receive any funds
43 from the county treasury for the service of writs.

44 (d) The sheriff may not receive any fee for any service
45 of writ performed by a special reserve deputy.

46 Section 4. (a) Prior to appointing an individual to
47 serve as a special reserve deputy, the sheriff shall confirm
48 that the individual meets all of the following qualifications:

49 (1) Is currently certified by the Alabama Peace
50 Officers' Standards and Training Commission.

51 (2) Is not employed by the sheriff's department at the
52 time of his or her appointment as a reserve deputy.

53 (3) Has successfully completed training from the
54 sheriff for special assignment executing writs within the last
55 three years.

56 (b) The sheriff shall establish a training program for



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57 special reserve deputies and shall maintain documentation of
58 all individuals who have successfully completed the training
59 and the date on which each individual most recently
60 successfully completed the training.

61 (c) The sheriff may charge a reasonable fee to each
62 individual seeking to complete special reserve deputy
63 training.

64 Section 5. This act shall become effective on October
65 1, 2025.