

HB537 INTRODUCED



1 HB537
2 11VANLL-1
3 By Representatives Tillman, England
4 RFD: Judiciary
5 First Read: 08-Apr-25



4 SYNOPSIS:

5 Under existing law, a person charged with and
6 arrested for a felony has an absolute right to a
7 preliminary hearing before his or her indictment.

8 This bill would provide that a pretrial
9 detention hearing held for a person charged with one of
10 the offenses listed under Aniah's Law shall satisfy a
11 defendant's right to a pretrial hearing.

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14 A BILL
15 TO BE ENTITLED
16 AN ACT

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18 Relating to criminal procedure; to amend Section
19 15-11-1, Code of Alabama 1975, to further provide for
20 preliminary hearings.

21 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

22 Section 1. Section 15-11-1, Code of Alabama 1975, is
23 amended to read as follows:

24 "§15-11-1

25 (a) Every person charged with and arrested for a felony
26 before his or her indictment shall have an absolute right to a
27 preliminary hearing on ~~said the~~ charge upon ~~such person's~~ his
28 or her demand within 30 days following ~~said the~~ arrest;



HB537 INTRODUCED

provided, that ~~such person's~~ his or her failure or refusal to appear for ~~such~~ the preliminary hearing or his or her absence from the state at the time of the setting for the preliminary hearing shall not delay or invalidate an indictment pursuant to said charge.

(b) A pretrial detention hearing held pursuant to Section 15-13-3 shall satisfy a defendant's rights under this section."

Section 2. This act shall become effective on October 1, 2025.