

HB78 INTRODUCED



1 HB78
2 FF4I5D5-1
3 By Representative Simpson (N & P)
4 RFD: Baldwin County Legislation
5 First Read: 04-Feb-25
6 PFD: 06-Jan-25



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A BILL
TO BE ENTITLED
AN ACT

Relating to Baldwin County; to amend Section 45-2-82.02, Code of Alabama 1975; to further provide for court proceedings in branch courthouses in the Twenty-eighth Judicial Circuit.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 45-2-82.02, Code of Alabama 1975, is amended to read as follows:

"§45-2-82.02

(a) The circuit and district court judges for the Twenty-eighth Judicial Circuit ~~are authorized to~~ may conduct nonjury ~~court~~ proceedings in branch courthouses within the Twenty-eighth Judicial Circuit located in the Cities of Foley and Fairhope ~~not to exceed a total of 175 days in each courthouse during any year~~. This section shall not limit the authority of circuit court or district court judges to conduct nonjury ~~court~~ proceedings if authorized by general law or by rule of the Administrative Office of Courts.

(b) (1) The presiding judge of the Twenty-eighth Judicial Circuit may issue a standing order authorizing civil or criminal jury proceedings to be conducted in any branch



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29 courthouse within the circuit.

30 (2) Following a standing order issued pursuant to
31 subdivision (1), a civil jury proceeding may only be conducted
32 in a branch courthouse following the approval of the circuit
33 clerk and the judge presiding over the proceeding.

34 (3) Following a standing order issued pursuant to
35 subdivision (1), a criminal jury proceeding may only be
36 conducted in a branch courthouse following the approval of the
37 circuit clerk, the sheriff, the district attorney, and the
38 judge presiding over the proceeding."

39 Section 2. This act shall become effective immediately.