

HB234 INTRODUCED



1 HB234
2 KHPB3A5-1
3 By Representative Treadaway (N & P)
4 RFD: Jefferson County Legislation
5 First Read: 14-Jan-26



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A BILL

5 TO BE ENTITLED
6 AN ACT

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

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

14 (1) EMERGENCY WRIT CONDITION. Any time, as determined
15 by the sheriff, when more writs have been issued in the county
16 than the sheriff can execute in a reasonable time after
17 issuance.

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

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

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

28 (b) Upon execution of a writ, a special reserve deputy



29 shall make return on the writ as normally completed by the
30 sheriff and shall return the writ to the appropriate clerk.

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

36 Section 3. (a) Notwithstanding any other provision of
37 law, if an emergency writ condition exists, a petitioner may
38 request that a writ of seizure be executed by a special
39 reserve deputy. Once the special reserve deputy executes the
40 writ of seizure and returns the writ of seizure to the
41 appropriate clerk, the petitioner shall pay a service fee.

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

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

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

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

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

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

56 (3) Has successfully completed training from the

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57 sheriff for special assignment executing writs within the last
58 three years.

59 (b) The sheriff shall establish a training program for
60 special reserve deputies and shall maintain documentation of
61 all individuals who have successfully completed the training
62 and the date on which each individual most recently
63 successfully completed the training.

64 (c) The sheriff may charge a reasonable fee to each
65 individual seeking to complete special reserve deputy
66 training.

67 Section 5. This act shall become effective on October
68 1, 2026.