

1 HB503  
2 117664-1  
3 By Representative Newton (D) (N & P)  
4 RFD: Jefferson County Legislation  
5 First Read: 04-FEB-10

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 To authorize Jefferson County, Alabama, to take an  
14 appeal from and supersede any judgment, decree, writ or order,  
15 in any case in which it is a party, without the necessity of  
16 executing an appeal bond, supersedeas bond, dissolution bond,  
17 or other bond.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. This act shall apply only in Jefferson  
20 County.

21 Section 2. Jefferson County, Alabama, may take an  
22 appeal from and supersede any judgment, decree, writ or order  
23 in any case in which it is a party, without the necessity of  
24 executing an appeal bond, supersedeas bond, dissolution bond,  
25 or other bond notwithstanding any provision of the Alabama  
26 Rules of Civil or Appellate Procedure. In a condemnation case

1 failure to file said bond shall not deprive Jefferson County  
2 of the right of entry pending said appeal.

3 Section 3. In all cases in which Jefferson County  
4 desires to take an appeal to another Court, to which appeals  
5 are allowable, the same may be effected by filing in the Court  
6 wherein such judgment, decree, writ or order was entered, a  
7 statement by any County Attorney of such County to the effect  
8 that such County takes an appeal to the \_\_\_\_\_ Court,  
9 designating in the blank space the name and style of the Court  
10 to which the appeal is taken; and when such statement is  
11 signed and filed by such County Attorney in the Court wherein  
12 such judgment, decree, writ or order was entered within the  
13 time allowed by law for taking an appeal in such case, this  
14 shall have the effect of appealing the case and superseding  
15 any such judgment, decree, writ or order, as fully as if a  
16 good and sufficient supersedeas bond or right of entry bond in  
17 condemnation proceedings or any other bond. In condemnation  
18 proceedings, where an appeal is perfected as set out above,  
19 Jefferson County shall have the immediate right of entry  
20 pending said appeal as if a good and sufficient bond had been  
21 filed.

22 Section 4. This act shall become effective  
23 immediately following its passage and approval by the  
24 Governor, or its otherwise becoming law.