

HB234 ENROLLED



1 HB234
2 KHBP3A5-2
3 By Representative Treadaway (N & P)
4 RFD: Jefferson County Legislation
5 First Read: 14-Jan-26



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1 Enrolled, An Act,

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

5 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

8 (1) EMERGENCY WRIT CONDITION. Any time, as determined
9 by the sheriff, when more writs have been issued in the county
10 than the sheriff can execute in a reasonable time after
11 issuance.

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

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

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

22 (b) Upon execution of a writ, a special reserve deputy
23 shall make return on the writ as normally completed by the
24 sheriff and shall return the writ to the appropriate clerk.

25 (c) A special reserve deputy, when acting within the
26 scope of his or her duties pursuant to this act and in
27 compliance with the law, shall be entitled to the same
28 immunities and legal protections provided to deputies under



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29 Section 36-22-3, Code of Alabama 1975.

30 Section 3. (a) Notwithstanding any other provision of
31 law, if an emergency writ condition exists, a petitioner may
32 request that a writ of seizure be executed by a special
33 reserve deputy. Once the special reserve deputy executes the
34 writ of seizure and returns the writ of seizure to the
35 appropriate clerk, the petitioner shall pay a service fee.

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

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

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

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

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

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

50 (3) Has successfully completed training from the
51 sheriff for special assignment executing writs within the last
52 three years.

53 (b) The sheriff shall establish a training program for
54 special reserve deputies and shall maintain documentation of
55 all individuals who have successfully completed the training
56 and the date on which each individual most recently



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57 successfully completed the training.

58 (c) The sheriff may charge a reasonable fee to each
59 individual seeking to complete special reserve deputy
60 training.

61 Section 5. This act shall become effective on October
62 1, 2026.



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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and was passed by the House 22-Jan-26.

John Treadwell
Clerk

Senate **10-Feb-26**

Passed