

HB355 INTRODUCED



1 HB355

2 V7JCDPL-1

3 By Representatives Lee, Clouse, Rehm, Sorrells (N & P)

4 RFD: Local Legislation

5 First Read: 29-Jan-26



1 2 (3)

4 A BILL
5 TO BE ENTITLED
6 AN ACT

9 Relating to Houston County; to amend Section
10 45-35-83.83, Code of Alabama 1975; to extend the length of
11 time a temporary judge of probate may serve; and to revise the
12 compensation of a temporary judge of probate.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. Section 45-35-83.83, Code of Alabama 1975,
15 is amended to read as follows:

16 "§45-35-83.83

24 (b) No temporary appointment shall be for a term longer
25 than ~~90~~180 days.

26 (c) A temporary judge of probate may be appointed for
27 as many successive 90~~180~~-day periods or fractions thereof as
28 might be necessary, but a temporary judge of probate shall not



29 ~~serve~~preside over hearings on more than 200 days during any
30 fiscal year.

31 (d) Any qualified employee of the court who is licensed
32 to practice law in the state is eligible for an appointment as
33 a temporary judge of probate.

34 (e) All temporary judges of probate shall have the
35 jurisdiction and authority and shall discharge the duties of
36 the judge or probate, and the judgments, orders, and decrees
37 made or rendered by any temporary judge of probate shall be
38 entered on the records of the probate court and shall have the
39 force and effect and be subject to revision or appeal or other
40 revisory remedy of judgments, orders, and decrees of the
41 probate court or of the judge of probate.

42 (f) Neither the regularly elected judge of probate, nor
43 the surety on his or her bond, shall be responsible for any of
44 the acts, failures to act, reports, or decisions made by any
45 temporary judge of probate, or any of the acts or failures to
46 act of any employee in the probate court during the tenure of
47 the temporary judge of probate.

48 (g) Compensation for temporary judges of probate shall
49 be ~~fifty one hundred~~ one hundred dollars ~~(\$50)~~(\$100) per hearing to be paid
50 from the discretionary fund of the judge of probate, unless
51 the temporary judge of probate is an employee of the court, in
52 which case the employee shall not receive any compensation
53 under the pay plan established by the rules of the Houston
54 County Personnel Board.

55 Section 2. This act shall become effective on October
56 1, 2026.