

HB276 ENROLLED



1 1XGPLZ-3
2 By Representative Bolton
3 RFD: County and Municipal Government
4 First Read: 11-Apr-23
5
6 2023 Regular Session



HB276 Enrolled

1 Enrolled, An Act,

2

3

A BILL

4

TO BE ENACTED

5

AN ACT

6

7 Relating to sheriffs; to provide for the acting sheriff

8 when the office of sheriff of a county is vacant or when

9 certain other circumstances exist in the county; and to repeal

10 Sections 11-5-5, 11-5-6, 11-5-7, 11-5-8, and 11-5-9 of the

11 Code of Alabama 1975, relating to the county coroner serving

12 as sheriff when the office of sheriff is vacant or when

13 certain other circumstances exist in the county.

14 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

15 Section 1. For the purpose of maintaining order and

16 avoiding the disruption in the provision of law enforcement

17 services and the operation of the county jail, the highest

18 ranking deputy sheriff in the office of the sheriff shall

19 discharge the duties of the sheriff when any of the following

20 apply:

21 (1) When the office of the sheriff is vacant and until

22 a successor is qualified.

23 (2) When the sheriff is incompetent to act.

24 (3) When the sheriff is imprisoned.

25 (4) In any criminal proceeding involving the discharge

26 of the duties of the office of the sheriff in which the

27 sheriff is a party.

28 (5) In any case when directed by the judge of probate.



HB276 Enrolled

29 Section 2. Sections 11-5-5, 11-5-6, 11-5-7, 11-5-8, and
30 11-5-9 of the Code of Alabama 1975, relating to the county
31 coroner serving as sheriff under certain conditions, are
32 repealed.

33 Section 3. This act shall become effective on the first
34 day of the third month following its passage and approval by
35 the Governor, or its otherwise becoming law.



HB276 Enrolled

36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62

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 27-Apr-23.

John Treadwell
Clerk

Senate **03-May-23**

Passed