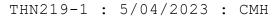


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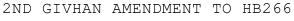


2ND GIVHAN AMENDMENT TO HB266 OFFERED BY SENATOR GIVHAN

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5	Replace line 25 on page 1 with the following:
6	2022 Regular Session, now appearing as Sections
7	43-8-210, 43-8-213, and
8	
9	Replace line 28 on page 1 with the following:
10	been removed from the probate court to the
11	circuit court; and to provide retroactive effect.
12	
13	Replace lines 31 through 32 on page 2 with the
14	following:
15	appearing as Sections $43-8-210$, $43-8-213$, and
16	43-8-215, Code of Alabama 1975, is amended to read as
17	follows:
18	" §43-8-210
19	(a) This division applies to wills filed for
20	both of the following:
21	(1) Wills filed for probate on or after January
22	1, 2023, and the removal to circuit court of the
23	administration of a decedent's estate when the



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administration commenced on or after January 1, 2023.

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- (2) Any probate proceeding, including a will contest or the removal of the administration of a decedent's estate, regardless of when filed, which was before a circuit or appeals court as of April 14, 2022, and which was subject to an order issued by a probate or circuit court purporting to transfer or remove the case to circuit court or purporting to accept the case into circuit court.
- (b) Sections 12-11-41, 12-11-41.1, 43-8-190, 43-8-197, 43-8-198, 43-8-199, 43-8-200, and 43-8-201, shall not apply to wills filed for, and shall not deprive a circuit court of jurisdiction of probate proceedings pursuant to the enumerated sections, in either of the following:
- (1) Wills filed for probate on or after January 1, 2023, or the removal of the administration of a decedent's estate, when the administration was commenced on or after January 1, 2023.
- (2) Any probate proceeding, including a will contest or the removal of the administration of a decedent's estate, regardless of when filed, which was before a circuit or appeals court as of April 14,

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17	2022, and which was subject to an order issued by a
18	probate court or circuit court purporting to transfer
19	or remove the case to circuit court or purporting to
50	accept the case into circuit court.

(c) If any provision of this division conflicts with any provision of Chapter 13 of Title 12; Division 3, Article 7, Chapter 8 of Title 43; or any other provision of law, the provision of this division prevails.

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After line 92, insert the following new section and renumber the remaining section accordingly:

Section 2. This act shall be retroactive and curative to April 14, 2022.