

ORDINANCE NO. 24-4580

BE IT ORDAINED by the City Council of the City of Decatur, Alabama as follows:

Section 1. That the Section 24.5-2 of the CODE OF DECATUR, ALABAMA is hereby amended to add the definition of "Repossession agent" which reads as follows:

"Repossession agent shall mean any person whose purpose using a wrecker or other means is to repossess, take possession of, quarantine or disable any motor vehicle which includes an automobile, truck, or motorcycle, either for themselves or as agents for another person or entity and purporting to have the right to repossess, take possess of, quarantine or disable such vehicle pursuant to a financing agreement, security agreement or other legal right."

Section 2. That the Code of Decatur, Alabama is hereby amended to add a section to be numbered 24.5-28, which section reads as follows:

"Section 24.5-28 Notification of Repossession

(a) Every Repossession Agent shall notify the Decatur Police Department front desk at least thirty (30) minutes prior to attempting to repossess a motor vehicle which includes an automobile, truck or motorcycle of their intent to repossess the specific vehicle along with the tag number and VIN, the location where the repossession attempt is to occur, and the approximate time the proposed action attempt is to occur. No repossession agent shall take any action which deviates materially from the notice initially provided to the police department.

(b) The repossession agent shall notify the police department front desk within one hour of the repossession attempt being completed of whether the repossession action was successful or not.

(c) If the repossession action was successful the repossession agent shall also within one hour of the successful repossession provide the police department front desk with the following information:

(1) Name and address of the person in possession, or believed to be in possession, of the motor vehicle at the time that it was repossessed or towed;

(2) Location where the motor vehicle was found and the repossession or towing was carried out, including street name and block number;

(3) Time that the repossession or towing was carried out;

(4) Name of repossession agent who carried out the repossession or towing;

(5) Name of person or entity on whose behalf the repossession or towing was carried out, if different from the repossession agent;

(6) Description of the motor vehicle repossessed or towed, including, but not limited to, the year, make, model, style, vehicle identification number, tag number, and color (inside and outside);

(7) Location of motor vehicle, following repossession or towing; and

(8) Signature of the individual who carried out the repossession or towing.”

Section 3. This Ordinance shall take effect April 1, 2024.

ADOPTED this _____ day of _____, 2024.

APPROVED this _____ day of _____ 2024.

Mayor

ATTEST:

Stephanie Simon, City Clerk