

1 HB366
2 117380-2
3 By Representative Page
4 RFD: Government Appropriations
5 First Read: 19-JAN-10

1 Section 3854, Code of Alabama 1896 and is currently codified
2 as Section 12-2-159, Code of Alabama 1975.

3 (3) At no time during the ensuing 114 years has the
4 amount taxed as cost for each appeal been amended, and the
5 amount currently taxed as cost for an appeal is inadequate to
6 maintain the law library.

7 Section 2. Section 12-2-159, Code of Alabama 1975,
8 is amended to read as follows:

9 "§12-2-159.

10 "~~(a)~~ For the maintenance of the supreme court
11 library there shall be taxed in each civil case ~~decided by~~
12 filed with the Supreme Court or the courts of appeals on
13 appeal the sum of ~~\$5.00~~ fifty dollars (\$50), which must be
14 taxed and collected as other costs in the case and, when
15 collected, must be paid by the clerk to the ~~marshal and~~
16 librarian, by whom it must be disbursed on the order of the
17 justices.

18 "~~(b) On the effective date of the act adding this~~
19 ~~subsection, subject to the Rules of the Alabama Supreme Court,~~
20 ~~the filing fee for all civil cases filed with the Supreme~~
21 ~~Court or the courts of appeals shall be reduced by forty-five~~
22 ~~dollars (\$45)."~~

23 Section 3. This act shall become effective
24 immediately following its passage and approval by the
25 Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Government Ap-
propriations 19-JAN-10

Read for the second time and placed
on the calendar with 1 substitute
and 28-JAN-10

Read for the third time and passed
as amended 13-APR-10

Yeas 42, Nays 32, Abstains 7

Greg Pappas
Clerk