

1 HB733
2 116283-4
3 By Representative Harper (N & P)
4 RFD: Local Legislation
5 First Read: 23-MAR-10

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ENROLLED, An Act,

Relating to Pickens County; to provide for a drug enforcement fee in certain cases in the circuit, district, and municipal courts; and to provide for the distribution of the fee.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. In all juvenile, traffic, criminal, and quasi-criminal cases in the juvenile, district, circuit, and municipal courts in Pickens County, a docket fee, hereinafter referred to as a drug enforcement fee, shall be assessed in each case. The drug enforcement fee shall be in an amount equal to twenty dollars (\$20) in each non-drug case, seventy-five dollars (\$75) in each misdemeanor drug case, and one hundred dollars (\$100) in each felony drug case. The fees, when collected, shall be distributed monthly as follows: Five dollars (\$5) of the fees assessed in each case shall be retained by the clerk of the court as an administrative fee. Ten dollars (\$10) of the fees assessed in each case in the municipal courts shall be distributed to the appropriate fund established by the chief of police of the municipality and expended at his or her discretion for law enforcement purposes. Ten dollars (\$10) assessed in each case in the circuit or district court shall be distributed to the Pickens County Sheriff's Law Enforcement Fund for law enforcement

1 purposes. The remainder of the fee shall be distributed to the
2 Drug Enforcement Fund established by the district attorney.

3 Section 2. The drug enforcement fee shall be
4 collected as prescribed in Section 1 in all cases where the
5 defendant is adjudged guilty, a bond forfeited, a penalty
6 imposed, or where there is issued any alias or capias warrant
7 of arrest, or in any other case where court costs are
8 assessed, whether a defendant is adjudged guilty or not. The
9 drug enforcement fee shall be in addition to and not in lieu
10 of any other fees or costs, and shall not be waived or
11 remitted unless all other costs and charges of court are
12 waived.

13 Section 3. The District Attorney for the 24th
14 Judicial Circuit shall establish a separate fund to be called
15 the Pickens County Drug Enforcement Fund. All sums collected
16 and deposited into the fund pursuant this act may be expended
17 by the district attorney for the support of the drug task
18 force that serves the 24th Judicial Circuit, including, but
19 not limited to, the payment of any and all expenses incurred
20 by the drug task force, the payment of any matching monies
21 required under the terms of any grant that may be awarded by
22 any governmental or other entity for the support of the drug
23 task force, the payment or supplementing of salaries for
24 personnel of the drug task force, or for any other law
25 enforcement purpose.

1 Section 4. This act shall become effective on the
2 first day of the third month following its passage and
3 approval by the Governor, or its otherwise becoming law.

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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 30-MAR-10.

Greg Pappas
Clerk

Senate

13-APR-10

Passed