

1 HB644
2 139835-1
3 By Representative Melton (N & P)
4 RFD: Local Legislation
5 First Read: 05-APR-12

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Dallas County providing for the
14 assessment and collection of the law enforcement defenders
15 service fee relating to circuit and district court defendant
16 services fees in Circuit and District court civil cases that
17 is collected for each defendant in excess of one when personal
18 service is required; and to provide for how the additional
19 funds shall be distributed.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. (1) The following defendant service fees
22 shall be collected in civil cases in circuit court and
23 District court: For each defendant in excess of one, when
24 personal service is required, there shall be collected a
25 service fee of ten dollars (\$10), hereafter referred to as the
26 law enforcement defenders fee, except, where cost of such the
27 a service shall be collected as the service fee. All service

1 fees shall be paid at the time of filing: except, that
2 prepayment shall not be required if the court finds that
3 payment of the fee will constitute a substantial hardship. A
4 verified statement, signed by the plaintiff and approved by
5 the court shall be filed with the clerk of court attesting to
6 such substantial hardship.

7 (b) the Law Enforcement Defendants Fee for personal
8 service collected in civil cases shall be distributed monthly
9 as follows; three dollars (\$3) of each service fee shall be
10 paid to the county generated fund in the county the case was
11 filed, three dollars (\$3) shall be paid to the Peace Officers
12 Annuity and Benefit Fund, two dollars (\$2) shall be paid to
13 the Solicitors Fund in the county the case was filed, one
14 dollar (\$1) to the Sheriff's Fund in the county where the case
15 was filed and the balance thereof shall be paid to the State
16 General Fund.

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