

1 HB568  
2 152750-2  
3 By Representatives Davis, McMillan, Baker and Shiver (N & P)  
4 RFD: Baldwin County Legislation  
5 First Read: 04-APR-13



1 performing their required duties and make a diligent effort to  
2 correct the error, mistake, or omission. The respective  
3 officers shall make a good faith effort to collect the amount  
4 subject to potential loss immediately upon becoming aware of  
5 the potential loss.

6 Section 3. This act shall not apply to any  
7 deliberate misuse or misappropriation of funds by the revenue  
8 commissioner, judge of probate, or the sheriff, or by any  
9 clerk, or any employee of the respective officials.

10 Section 4. The revenue commissioner, judge of  
11 probate, or sheriff, or any official, any clerk, or any  
12 employee of the respective officials, shall not be liable for  
13 worthless checks if the respective officers make a good faith  
14 effort to collect on the worthless checks.

15 Section 5. In cases where worthless or forged  
16 checks, drafts, money orders, or other written orders for  
17 money or its equivalent given for a license to the revenue  
18 commissioner, judge of probate, or sheriff is found to be  
19 noncollectible for any reason, the revenue commissioner, judge  
20 of probate, or sheriff shall make a reasonable attempt to  
21 retrieve the license in question. In the event that the  
22 license cannot be retrieved, the revenue commissioner, judge  
23 of probate, or sheriff shall so state and that statement shall  
24 constitute authorization to void any license in question. Once  
25 the license has been voided, the revenue commissioner, judge  
26 of probate, or sheriff, if applicable, shall receive credit  
27 for the cost of the license, taxes, and all other fees from

1 the appropriate agencies. If applicable, the appropriate state  
2 office shall mark the records pertaining to the license void  
3 and, upon inquiry by law enforcement agencies, shall notify  
4 the agencies that the party in question is operating under a  
5 void license. All violations will be prosecuted in accordance  
6 with current law.

7 Section 6. All laws or parts of laws which conflict  
8 with this act are repealed.

9 Section 7. The provisions of this act are severable.  
10 If any part of this act is declared invalid or  
11 unconstitutional, that declaration shall not affect the part  
12 which remains.

13 Section 8. This act shall become effective  
14 immediately following its passage and approval by the  
15 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 Baldwin County Legislation..... . . . . . 04-APR-13

Read for the second time and placed on the calendar..... . . . . . 23-APR-13

Read for the third time and passed as amended..... . . . . . 24-APR-13  
Yeas 33, Nays 0, Abstains 49

Motion to reconsider adopted.....25-APR-13  
Yeas 53, Nays 0

Read for the third time and passed as amended..... . . . . . 25-APR-13  
Yeas 38, Nays 0, Abstains 46

Jeff Woodard  
Clerk