

1 HB636  
2 150974-1  
3 By Representatives Todd and Drake (N & P)  
4 RFD: Jefferson County Legislation  
5 First Read: 18-APR-13

2  
3  
4  
5  
6  
7  
8  
9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
12

13 Relating to the City of Irondale in Jefferson  
14 County; to provide under certain conditions for the assessment  
15 of a prisoner transport fee on a prisoner for expenses  
16 incurred in transporting a prisoner, due to an outstanding  
17 misdemeanor warrant, to the municipal jail for the City of  
18 Irondale.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. (a) Notwithstanding any law to the  
21 contrary, the Municipal Court of the City of Irondale in  
22 Jefferson County may assess a prisoner transport fee against a  
23 defendant for expenses incurred in transporting the defendant  
24 on an Irondale Municipal Court misdemeanor warrant from  
25 another municipal jail, county jail, or a state detention  
26 facility to the municipal jail for the City of Irondale.

1 (b) The fee provided in this act may be assessed in  
2 all criminal cases by the municipal judge when a transport is  
3 required as described in subsection (a), and may be collected  
4 only when a defendant is adjudicated guilty or pleads guilty  
5 on or after the effective date of this act. The prisoner  
6 transport fee shall be collected from the defendant as court  
7 costs and other fees are collected.

8 (c) Assessment of a prisoner transport fee by the  
9 municipal court is permitted only when transport of a  
10 defendant is required from outside the police jurisdiction of  
11 the City of Irondale, but within the State of Alabama.

12 (d) If assessed pursuant to this act, a prisoner  
13 transport fee for transportation expenses incurred shall be  
14 determined by the municipal court at the time a defendant is  
15 adjudicated guilty or pleads guilty. The fee shall be based on  
16 the total distance that the defendant is transported, accord-  
17 ing to the following schedule:

18	Distance Transported	Transport Fee Charge
19	Less than 39 miles round trip	\$100
20	40 miles to 99 miles round trip	\$200
21	100 miles to 200 miles round trip	\$250
22	Greater than 200 miles round trip	\$300

1                   Section 2. All fees received by the City of Irondale  
2 Municipal Court for the prisoner transport fee shall be  
3 deposited into the City of Irondale General Fund and allocated  
4 in conformity with subsection (a) of Section 11-47-7.1 of the  
5 Code of Alabama 1975.

6                   Section 3. The provisions of this act are severable.  
7 If any part of this act is declared invalid or  
8 unconstitutional, that declaration shall not affect the part  
9 which remains.

10                   Section 4. All laws or parts of laws which conflict  
11 with this act are repealed.

12                   Section 5. This act shall become effective  
13 immediately following its passage and approval by the  
14 Governor, or its otherwise becoming law.