

1 SB198
2 165160-1
3 By Senator Singleton (N & P)
4 RFD: Local Legislation
5 First Read: 10-MAR-15

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Hale County; to create the Hale County
14 Sheriff Service of Process Serving Fund; to further provide
15 for service of process in the county; to provide that the
16 sheriff may contract with or enter into agreement with a
17 private, public, or governmental entity for the purpose of
18 service of process; to set the fee for civil or criminal
19 documents with certain exceptions; and to provide for the
20 disposition of funds.

21 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

22 Section 1. (a) This section shall apply only to Hale
23 County.

24 (b) The Hale County Sheriff Service of Process
25 Serving Fund is created and hereinafter referred to as the
26 Fund.

1 (c) The Sheriff of Hale County, except for warrants
2 for arrest, may contract with or enter into agreement with a
3 private, public, or governmental entity for the purpose of
4 service of process.

5 (d) (1) In addition to all existing charges, fees,
6 judgments, and costs of court, the clerk, sheriff, or other
7 appropriate court official in the civil and criminal division
8 of the district and circuit courts of Hale County, shall
9 assess a service of process fee of ten dollars (\$10) per
10 document and the fees shall be paid into the Fund.

11 (2) The court official designated in Hale County by
12 law for the respective courts shall collect the service of
13 process fee designated in this subsection and remit the fees
14 collected to the sheriff for deposit into the Fund.

15 (e) The sheriff may use the monies generated by this
16 section for law enforcement purposes in the county, at the
17 discretion of the sheriff, including contracting with or
18 entering into a contract or agreement with a private, public,
19 or governmental entity for service of process of documents
20 from the civil or criminal division of the district or circuit
21 court. The funds may not revert to the general fund of the
22 county at the end of the fiscal year.

23 (f) The establishment of the Hale County Sheriff
24 Service of Process Serving Fund and the use of the proceeds
25 may not diminish or take the place of any other source of
26 income established for the sheriff or the operation of the
27 jail.

1 Section 2. 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.