



2URXIS-1 : 5/31/2023 : THR
AMENDMENT TO SB320, AS ENGROSSED
1ST PUBLIC SAFETY AND HOMELAND SECURITY AMENDMENT TO SB320
OFFERED BY REPRESENTATIVE BELL

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Replace line 12 on page 1 with the following:

fingerprints and DNA for testing or cataloging;
and to amend Section 36-18-32, Code of Alabama 1975,
to further provide for the collection and disbursement
of certain fees.

Replace lines 26 through 28 on page 1 with the
following:

Section 2. Section 36-18-32, Code of Alabama
1975, is amended to read as follows:

"§36-18-32

(a) There is hereby established a special fund to be
known as the Alabama DNA Database Fund.

(b) The fund shall be placed under the management or
administration of the Director of the Alabama Department of
Forensic Sciences for the exclusive purposes of implementing
the provisions of this article.

(c) The fund shall consist of all ~~moneys~~monies
received by the director pursuant to the provisions of this
section.

(d) The director shall have control of those funds as
shall not be inconsistent with the provisions of this article



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27 and with the laws of the State of Alabama.

28 (e) Monies deposited in the Alabama DNA Database Fund
29 may be expended by the Director of the Alabama Department of
30 Forensic Sciences in accordance with the provisions of this
31 article. The investment of monies in the fund by the State
32 Treasurer shall remain in the Alabama DNA Database Fund. At
33 the end of each fiscal year any unexpended or unencumbered
34 monies shall remain in the fund. However, no funds shall be
35 withdrawn or expended except as budgeted and allotted
36 according to law and only in the amounts authorized by the
37 Legislature in the general appropriation bill or other
38 appropriation bills.

39 (f) Neither the director nor any member of the
40 director's staff nor any employee of the Alabama Department of
41 Forensic Sciences shall have any financial interest in any
42 such investments or receive any reward, thing of value, or
43 commission in respect thereto.

44 (g) It shall be the duty of the director to keep
45 detailed permanent records of all expenditures and
46 disbursements from such fund or account.

47 (h) In all municipal, district, and circuit court civil
48 cases, and upon initiation of attachment, garnishment, or
49 execution proceedings, a fee in the amount of two dollars (\$2)
50 shall be assessed and collected. In all municipal, district,
51 and circuit court criminal cases, in bond forfeiture
52 proceedings, and upon the issuance of any alias or capias



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53 warrant of arrest, a fee in the amount of ~~twelve dollars (\$12)~~
54 fifteen dollars (\$15) shall be assessed and collected. The fee
55 shall be collected by the court clerk and remitted as follows:

56 (1) Alabama DNA Database Fund.

57 a. For fiscal years 2009 and 2010, seven dollars (\$7).

58 b. For fiscal year 2011, eight dollars (\$8).

59 c. For fiscal ~~year~~years 2012 ~~and thereafter~~through
60 2023, eleven dollars (\$11).

61 d. For fiscal year 2024 and thereafter, fourteen
62 dollars (\$14).

63 (2) Citizenship Trust pursuant to Section 16-44A-30,
64 for the purposes described in Section 36-18-32.1.

65 a. For fiscal years 2009 and 2010, five dollars (\$5).

66 b. For fiscal year 2011, four dollars (\$4).

67 c. For fiscal year 2012 and thereafter, one dollar
68 (\$1).

69 Provided, however, that there shall be no additional
70 fees imposed for violations relating to parking tickets or
71 small claims cases.

72 (i) The amount of the fees shall be remitted by the
73 person or authority collecting the same to the
74 director on the 10th day of each month next succeeding
75 that in which the fee is paid. It shall be the duty of
76 the clerk or other authority collecting those court
77 fees to keep accurate records of the amounts due the
78 director for the benefit of the fund established under



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79 this section."

80 Section 3. This act shall become effective on October
81 1, 2023, following its passage and approval by the
82 Governor, or its otherwise becoming law.