

HB359 ENROLLED



1 OQELWJ-2
2 By Representative Simpson (N & P)
3 RFD: Baldwin County Legislation
4 First Read: 20-Apr-23
5 2023 Regular Session



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1 Enrolled, An Act,

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4 Relating to Baldwin County; to amend Section
5 45-2-80.130, Code of Alabama 1975, to create and provide for
6 the management of the Baldwin County Mental Health Court Fund.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. Section 45-2-80.130, Code of Alabama 1975,
9 is amended to read as follows:

10 "§45-2-80.130

11 (a) In Baldwin County, in addition to any court costs
12 and fees now or hereafter authorized in the county, additional
13 court costs in the amount of ten dollars (\$10) shall be
14 assessed and collected as costs on each criminal case,
15 including traffic cases, filed in the circuit court and
16 district court, except those filed in the juvenile or family
17 court.

18 (b) (1) The costs shall be collected as other costs in
19 cases are assessed and collected by the clerk of the court and
20 shall be paid by the clerk to the Baldwin County Commission.

21 (2) The county commission, ~~in consultation with the~~
22 ~~judge assigned to the mental health diversionary program,~~
23 shall create the Baldwin County Mental Health Court Fund, and
24 all court costs collected pursuant to this section shall be
25 deposited into the fund.

26 (3) The presiding circuit judge in Baldwin County shall
27 manage the fund and, in consultation with the judge assigned
28 to the mental health diversionary program and the district



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29 attorney, shall distribute the proceeds of the court costs to
30 the circuit court and the district attorney for the creation,
31 implementation, and continuing administration of a mental
32 health diversionary program, to be known as the "mental health
33 court."

34 ~~(2)~~ (4) The fees shall not be waived by any court unless
35 all other fees, assessments, costs, fines, and charges
36 associated with the case are waived."

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



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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and was passed by the House 04-May-23.

John Treadwell
Clerk

Senate 25-May-23

Passed