

HB481 ENROLLED



1 M8JU1H-2
2 By Representative Harbison (N & P)
3 RFD: Local Legislation
4 First Read: 16-May-23
5 2023 Regular Session



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1 Enrolled, An Act,

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3 Relating to Cullman County; to amend Section
4 45-22-81.01 of the Code of Alabama 1975, providing for
5 additional court costs in the state courts and the City of
6 Cullman Municipal Court, to reallocate the use of the funds
7 for the school resource officer program; and to provide
8 retroactive effect.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. Section 45-22-81.01 of the Code of Alabama
11 1975, is amended to read as follows:

12 "§45-22-81.01

13 (a) This section shall be operative only in Cullman
14 County.

15 (b) (1) Notwithstanding any special, local, or general
16 law to the contrary, there is levied additional court costs
17 and charges as follows:

- 18 a. All traffic tickets (not involving alcohol or drugs,
19 or both)..... \$5.00
20 b. All misdemeanor alcohol arrests..... 10.00
21 c. All misdemeanor drug arrests..... 20.00
22 d. All misdemeanor D.U.I. arrests..... 25.00
23 e. All other misdemeanor arrests..... 5.00
24 f. All felony alcohol arrests..... 50.00
25 g. All felony drug arrests (excluding trafficking cases) 50.00
26 h. All felony D.U.I. arrests..... 50.00
27 i. All drug trafficking arrests..... 100.00
28 j. All other felony arrests..... 10.00



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29 (2) The above fee shall be levied in all criminal cases
30 including, but not limited to, felony cases, misdemeanor
31 cases, and traffic violation cases, whose jurisdiction is in
32 the Circuit Court of the 32nd Judicial Circuit, the District
33 Court of Cullman County, and the City of Cullman Municipal
34 Court. The costs and charges levied by this section shall be
35 in addition to all other costs and charges presently levied
36 and shall be collected as other costs and charges. ~~The levy of~~
37 ~~the costs and charges shall commence on May 19, 1993, and all~~
38 ~~cases pending at that time shall be subject to the levy of~~
39 ~~costs and charges.~~

40 (3) All money derived from the costs and charges shall
41 be remitted to the county treasurer who shall place the fees
42 collected in a special fund known as the ~~"D.A.R.E. (Drug Abuse~~
43 ~~Resistance Education) Fund,"~~ SCHOOL RESOURCE OFFICER (SRO)
44 FUND for the purpose of funding the ~~D.A.R.E. program~~ School
45 Resource Officer (SRO) program in all Cullman City and Cullman
46 County schools.

47 (4) Disbursement and administration of the fund shall
48 alternate every five years between the Cullman City government
49 and the Cullman County government, with the Cullman County
50 government initially administering the fund.

51 (5) Disbursements shall be made ~~at the rate of fifteen~~
52 ~~dollars (\$15) per child~~ based on the per child enrollment of
53 each school system participating in the ~~D.A.R.E. School~~
54 Resource Officer (SRO) program. Disbursements shall be used
55 for the purposes of the SRO program.

56 ~~(6) The annual allocation may be used for the following~~



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57 ~~items: Workbooks, pencils, bumper stickers, name cards,~~
58 ~~stickers, T-shirts, book markers, special student awards,~~
59 ~~culmination certificates, and culmination refreshments.~~

60 (c) Each law enforcement agency providing ~~D.A.R.E.~~
61 school resource officers ~~shall~~ may be reimbursed from ~~this~~
62 ~~source of funds for all initial D.A.R.E.~~ the fund for school
63 resource officer training ~~expenses resulting from the two week~~
64 ~~basic seminar sponsored by the Department of Treasury as well~~
65 ~~as for all officer inservice training expenses from the yearly~~
66 ~~conference sponsored by the National D.A.R.E. Officers~~
67 ~~Association, and conference sponsored by the Alabama D.A.R.E.~~
68 ~~Officers Association.~~

69 (d) ~~Further disbursement~~ Disbursement of funds shall be
70 decided by a governing board made up of all of the following
71 ~~people:~~

- 72 (1) The Chair of the Cullman County Commission.
- 73 (2) The Mayor of the City of Cullman.
- 74 (3) The Sheriff of Cullman County.
- 75 (4) The Chief of Police of the City of Cullman.
- 76 (5) The Cullman County Schools Superintendent.
- 77 (6) The Cullman City Schools Superintendent.
- 78 (7) A seventh member to be appointed from the business
79 sector and by approval of the other board members.

80 (e) The governing board may approve requests for
81 ~~equipment~~ specific expenditures to be used in the ~~D.A.R.E.~~
82 ~~classrooms, for vehicles to be used for the D.A.R.E. program,~~
83 ~~and either~~ School Resource Officer (SRO) program, including
84 full or partial salaries of additional officers needed to



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85 expand the ~~D.A.R.E.~~ School Resource Officer (SRO) program.

86 ~~(f) The governing board may also approve requests for~~
87 ~~D.A.R.E. activities taking place outside the classroom.~~

88 ~~(g)~~ (f) All funds not used shall be held in trust and
89 carried over to the next year."

90 Section 2. Any use of funds expended prior to the
91 effective date of this act in compliance with the provisions
92 of this act are ratified and confirmed.

93 Section 3. This act shall become effective immediately
94 following its passage and approval by the Governor, or its
95 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 18-May-23.

John Treadwell
Clerk

Senate

24-May-23

Passed