

HB481 INTRODUCED



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



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A BILL
TO BE ENTITLED
AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

"§45-22-81.01

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

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

- a. All traffic tickets (not involving alcohol or drugs, or both)..... \$5.00
- b. All misdemeanor alcohol arrests..... 10.00
- c. All misdemeanor drug arrests..... 20.00
- d. All misdemeanor D.U.I. arrests..... 25.00



HB481 INTRODUCED

- 29 e. All other misdemeanor arrests..... 5.00
- 30 f. All felony alcohol arrests..... 50.00
- 31 g. All felony drug arrests (excluding trafficking cases) 50.00
- 32 h. All felony D.U.I. arrests..... 50.00
- 33 i. All drug trafficking arrests..... 100.00
- 34 j. All other felony arrests..... 10.00

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

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

53 (4) Disbursement and administration of the fund shall
 54 alternate every five years between the Cullman City government
 55 and the Cullman County government, with the Cullman County
 56 government initially administering the fund.



HB481 INTRODUCED

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

62 ~~(6) The annual allocation may be used for the following~~
63 ~~items: Workbooks, pencils, bumper stickers, name cards,~~
64 ~~stickers, T-shirts, book markers, special student awards,~~
65 ~~culmination certificates, and culmination refreshments.~~

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

75 (d) ~~Further disbursement~~ Disbursement of funds shall be
76 decided by a governing board made up of all of the following
77 ~~people:~~

- 78 (1) The Chair of the Cullman County Commission.
- 79 (2) The Mayor of the City of Cullman.
- 80 (3) The Sheriff of Cullman County.
- 81 (4) The Chief of Police of the City of Cullman.
- 82 (5) The Cullman County Schools Superintendent.
- 83 (6) The Cullman City Schools Superintendent.
- 84 (7) A seventh member to be appointed from the business



HB481 INTRODUCED

85 sector and by approval of the other board members.

86 (e) The governing board may approve requests for
87 ~~equipment~~ specific expenditures to be used in the ~~D.A.R.E.~~
88 ~~classrooms, for vehicles to be used for the D.A.R.E. program,~~
89 ~~and either~~ School Resource Officer (SRO) program, including
90 full or partial salaries of additional officers needed to
91 expand the ~~D.A.R.E.~~ School Resource Officer (SRO) program.

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

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

96 Section 2. Any use of funds expended prior to the
97 effective date of this act in compliance with the provisions
98 of this act are ratified and confirmed.

99 Section 3. This act shall become effective immediately
100 following its passage and approval by the Governor, or its
101 otherwise becoming law.