

HB256 INTRODUCED



1 HB256
2 ATHHSS7-1
3 By Representative Ellis
4 RFD: Ways and Means General Fund
5 First Read: 28-Feb-24



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SYNOPSIS:

Under existing law, an agent of the state is reimbursed 10 cents per mile and 8 dollars per day when transporting an accused individual to this state from outside the state.

This bill would further provide for the reimbursement rate by reimbursing the agent at the same rate as other individuals traveling on official business for the state.

This bill would also make nonsubstantive, technical revisions to update the existing code language to current style.

A BILL
TO BE ENTITLED
AN ACT

Relating to extradition; to amend Section 15-9-62, Code of Alabama 1975; to further provide for the mileage and daily fees paid to an agent of the state in certain circumstances; and to make nonsubstantive, technical revisions to update the existing code language to current style.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 15-9-62, Code of Alabama 1975, is



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29 amended to read as follows:

30 "§15-9-62

31 (a) Expenses incurred in transporting an accused
32 individual shall be paid as follows:

33 (1) When the ~~punishment of the individual is accused of~~
34 ~~a crime punishable by shall be the confinement of the criminal~~
35 ~~in the penitentiary with the Department of Corrections~~ or
36 death, the expenses ~~incurred in bringing an accused back to~~
37 ~~the State of Alabama~~ shall be paid out of the State Treasury,
38 on the certificate of the Governor and warrant of the
39 Comptroller.

40 (2) In all other cases, ~~they the expenses~~ shall be paid
41 out of the county treasury in the county ~~wherein~~ in which the
42 crime is alleged to have been committed.

43 (b) Notwithstanding any other provision of law
44 regulating expenses of state officers and employees, the
45 sheriff or other agent of the state shall receive all of the
46 following:

47 (1) ~~\$8.00~~ One hundred dollars (\$100) per day while
48 going to and returning from the place where the prisoner is
49 arrested or confined ~~and.~~

50 (2) ~~actual~~ Actual necessary expenses, ~~including~~
51 ~~expenses of transportation;.~~

52 (3) For transportation, ~~if train or bus is used, actual~~
53 ~~cost of transportation shall be allowed, but if the trip is~~
54 ~~made in the personal car of the sheriff or other agent of the~~
55 ~~state there shall be allowed for transportation \$.10 for each~~
56 ~~mile traveled~~ the agent shall be reimbursed as provided under



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57 Article 2 of Chapter 7 of Title 36.

58 (c) Any expenses incurred by an agent of another state
59 may also be paid pursuant to subsection (a) ~~There shall also be~~
60 ~~allowed the fees paid to the officers of the state on whose~~
61 ~~Governor the requisition is made."~~

62 Section 2. This act shall become effective on October
63 1, 2024.