

HB456 ENGROSSED



1 HB456
2 Y8DM662-2
3 By Representative Jackson (N & P)
4 RFD: Local Legislation
5 First Read: 19-Mar-25



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A BILL
TO BE ENTITLED
AN ACT

Relating to Clarke County; to authorize the sheriff to collect reasonable fees for certain services; and to provide for the distribution of the fees.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) The Sheriff of Clarke County may charge and collect a reasonable fee for services, including, but not limited to, all of the following:

- (1) Fingerprinting.
- (2) Reports.
- (3) Copies of various requested records.
- (4) Photo identification cards.
- (5) Funeral duties.
- (6) Court-ordered ankle monitors.

(b) The sheriff may not charge a fee authorized in subsection (a) to any of the following:

- (1) A law enforcement agency or law enforcement officer requesting a service for law enforcement purposes.
- (2) An individual applying for a pistol permit.
- (3) The district attorney or a grand jury requesting a service for a law enforcement, investigatory, or prosecutorial



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function.

(c)(1) The sheriff shall remit the fees collected pursuant to this section periodically to the Clarke County Commission.

(2) The county commission shall deposit all monies collected pursuant to subdivision (a)(6) in the Sheriff's Fund, created pursuant to Section 45-13-232, Code of Alabama 1975, for law enforcement purposes in the county.

(d) The proceeds of the fees collected pursuant to this section shall not diminish or take the place of any other source of income for the county or the sheriff's office.

Section 2. (a) In addition to all existing charges, fees, judgments, and costs of court, the clerk, sheriff, or other appropriate court official in the district and circuit courts of Clarke County shall assess a service of process fee of fifty dollars (\$50) for service or attempted service of process on each document requiring personal service of process by the sheriff.

(b) The fee authorized in subsection (a) shall not be assessed if a judge finds that payment of the fee will create a substantial hardship. A verified statement signed by the individual requesting service and approved by the judge attesting the substantial hardship shall be filed with the clerk of the court.

(c) Each official designated by law to collect fees pursuant to subsection (a) shall remit the fees collected to the Clarke County Commission.

(d) The county commission shall deposit one-half of



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each fee collected pursuant to this section in the county general fund and deposit one-half of each fee collected pursuant to this section in the Sheriff's Fund, created pursuant to Section 45-13-232, Code of Alabama 1975, for law enforcement purposes in the county.

(e) The proceeds of the fees collected pursuant to this section shall not diminish or take the place of any other source of income for the county or the sheriff's office.

(f) The district attorney and a grand jury shall be exempt from payment of the fees provided for in this section.

Section 3. This act shall become effective on October 1, 2025.



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House of Representatives

72 Read for the first time and referred19-Mar-25
73 to the House of Representatives
74 committee on Local Legislation
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76 Read for the second time and placed20-Mar-25
77 on the calendar:
78 0 amendments
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80 Read for the third time and passed01-Apr-25
81 as amended
82 Yeas 19
83 Nays 0
84 Abstains 78
85
86

87 John Treadwell
88 Clerk
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