

- 1 HB601
- 2 QN7RW14-1
- 3 By Representative Baker (N & P)
- 4 RFD: Local Legislation
- 5 First Read: 17-Apr-25



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4	A BILL
5	TO BE ENTITLED
6	AN ACT
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9	Relating to Escambia County; to amend Sections
10	45-27-231, 45-27-231.01, 45-27-231.02, 45-27-231.03,
11	45-27-231.26, 45-27-232, and 45-27-233, Code of Alabama 1975,
12	to further provide for the deposit and use of monies by the
13	sheriff.
14	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
15	Section 1. Sections 45-27-231, 45-27-231.01,
16	45-27-231.02, 45-27-231.03, 45-27-231.26, 45-27-232, and
17	45-27-233, Code of Alabama 1975, are amended to read as
18	follows:
19	<b>"</b> §45-27-231
20	(a) This section shall only apply to Escambia County.
21	(b) (a) Any and all Monies collected under this
22	section shall be deposited by the Sheriff of Escambia County,
23	or his or her appointed agent, in any bank in Escambia County
24	selected by the sheriff into a fund known as the Escambia
25	County Sheriff Process Fund and hereinafter referred to in
26	this section as the fundthe Sheriff's Law Enforcement Fund.
27	(c)(b) The Sheriff of Escambia County sheriff may
28	contract with or enter into a contract or agreement with a



- private, public, or governmental entity for the purpose of service of process, except for warrants for arrest.
- 31 (d) (1) (c) (1) In addition to all existing charges, fees,
  32 judgments, and costs of court, the clerk, sheriff, or other
  33 appropriate court official in the criminal division of the
  34 district and circuit courts of Escambia County shall increase
  35 the fees by fifteen dollars (\$15) per document requiring
- 37 (2) In addition to all existing charges, fees,
  38 judgments, and costs of court, the clerk, sheriff, or other
  39 appropriate court official in the civil division of the
  40 district and circuit courts of Escambia County shall increase
  41 the fees by fifteen dollars (\$15) per document requiring
  42 personal service.
  - (3) The court official designated in Escambia County by law for the respective courts shall collect the additional service of process fee designated in subdivisions (1) and (2) and remit the fees collected to the sheriff for deposit in the fund.
    - (e) The sheriff may use the monies generated by this section for law enforcement purposes in Escambia County, including contracting with or entering into a contract or agreement with a private, public, or governmental entity for service of process of documents from the civil or criminal division of the district or circuit court. The funds shall not revert to the general fund of the county at the end of the fiscal year."
- 56 "\$45-27-231.01

personal service.

# OF ALARTHA

57	(a) This section shall only apply to Escambia County.
58	(b) (a) In addition to all other charges, fees,
59	judgments, and costs of court, the clerk, sheriff, or other
50	appropriate court official in the criminal division of the
51	district and circuit courts of Escambia County shall collect a
52	service of process fee of thirty dollars (\$30) on each
53	document requiring personal service of process.
54	(c) (b) In addition to all other charges, fees,
55	judgments, and costs of court, the clerk, sheriff, or other
56	appropriate court official in the civil division of the
57	district and circuit courts of Escambia County shall collect a
58	service of process fee of thirty dollars (\$30) on each
59	document requiring personal service of process.
7 0	(d)(c) The court official designated in Escambia County
71	by law for the respective courts shall collect the service of
72	process fee designated in subsections $\underline{\text{(a)}}$ and $\underline{\text{(b)}}$ and
73	remit the fees collected to the sheriff for deposit in the
7 4	Escambia County Sheriff Service of Process FundSheriff's Law
75	Enforcement Fund.
7 6	(e) The sheriff may use the money generated by this
77	section, at his or her discretion, for law enforcement
78	purposes in Escambia County. The funds shall not revert to the
79	general fund of the county at the end of the fiscal year."
30	<b>"</b> §45-27-231.02
31	(a) In Escambia County, the sheriff may conduct
32	fundraising events, including, but not limited to, rodeos, and
33	may use the proceeds and profits from the events for any
R 4	lawful nurness relating to the operation of the office of



- 85 sheriff. The proceeds shall be deposited in the Sheriff's Law
  86 Enforcement Fund.
- 87 (b) The provisions of this part are remedial and
  88 curative and any actions taken by the sheriff in conformance
  89 with subsection (a) are ratified and confirmed."

90 "\$45-27-231.03

- (a) The Sheriff of Escambia County may charge a fee of up to fifty dollars (\$50) for fingerprinting individuals for passport identification, employment purposes, or any other personal reason. Notwithstanding the foregoing, a fee shall not be charged for fingerprinting performed for law enforcement purposes or for fingerprinting of an individual applying for a pistol permit.
  - (b) All fees collected pursuant to this section shall be deposited in the Sheriff's Law Enforcement Fund in Escambia County to be used for law enforcement purposes on requisition by the sheriff.
  - (c) The charging of a fee for fingerprinting individuals by the sheriff, the payment of the fees to the Sheriff's Law Enforcement Fund in Escambia County, and the expenditure of any of the funds for law enforcement purposes prior to March 8, 2022, are ratified, validated, and confirmed."

108 "\$45-27-231.26

The proceeds from the sale of property at an auction conducted under the authority of this subpart, after deducting and paying all expenses incurred in the recovery, storage, maintenance, and sale of property, shall be collected by the

113	sheriff and deposited in any bank located in Escambia County
114	into a fund designated as the sheriff's fund. The fund may be
115	drawn upon by the sheriff and used exclusively for law
116	enforcement purposes in the discharge of the duties of the
117	sheriff's office at the discretion of the sheriffthe Sheriff's
118	Law Enforcement Fund."
119	<b>"</b> §45-27-232
120	(a) The Sheriff of Escambia County may operate a jail
121	store or commissary for all inmates within the confines of
122	Escambia County custody. The jail store or commissary shall be
123	operated to serve the needs of the county jail population.
124	(b) Any and all monies collected under subsection (a)
125	shall be deposited by the Sheriff of Escambia County, or his
126	or her appointed agent, in any bank located in Escambia County
127	selected by the sheriff, into a fund known as the Sheriff's
128	Law Enforcement Fund.
129	(c) The Sheriffs Law Enforcement Fund shall be drawn
130	upon by the Sheriff of Escambia County, or his or her
131	appointed agent, and shall be used for the betterment of law
132	enforcement in the public's interest in the discharge of the
133	sheriffs office, as the sheriff sees fit.
134	$\frac{\text{(d)}_{\text{(c)}}}{\text{(c)}}$ Any and all monies collected prior to May 22,
135	1997, shall be transferred into the Sheriff's Law Enforcement
136	Fund created by this section.
137	(e) The establishment of the Sheriffs Law Enforcement
138	Fund and the use of the funds shall not diminish or take the
139	place of any other source of income established for the

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# SERVICES

141	(f) The State Examiners of Public Accounts shall audit
142	the fund annually and submit a copy of the audit to the
143	sheriff within 30 days of its completion."
144	<b>"</b> §45-27-233
145	(a) In Escambia County the fee for issuance of a permit
146	to carry a pistol in a vehicle or concealed on or about the
147	person as provided in Section 13A-11-75, shall be twenty
148	dollars (\$20) which shall be collected by the sheriff.
149	(b) Notwithstanding the foregoing, the fee for issuing
150	the described pistol permit to a person <del>aged</del> at least 65 or
151	older years of age shall be fifteen dollars (\$15).
152	(c) Any and all All monies collected under subsection
153	subsections (a) and subsection (b) shall be deposited by the
154	Sheriff of Escambia County in any bank located in Escambia
155	County selected by the sheriff, sheriff into a fund known as
156	the Sheriff's Law Enforcement Fund. The fund shall be audited
157	by the Examiners of Public Accounts at the same time other
158	accounts of the sheriff are audited.
159	(d) The Sheriffs Law Enforcement Fund as provided in
160	subsection (c) shall be drawn upon by the Sheriff of Escambia
161	County or his or her appointed agent and shall be exclusively
162	for law enforcement purposes in the public's interest and in
163	the discharge of the sheriff's office as the sheriff sees fit.
164	(e) The establishment of the Sheriff's Law Enforcement
165	Fund and the use of such funds shall in no way diminish or
166	take the place of any other imbursement or other source of
167	income established for the sheriff or the operation of his or
168	hor office "

- Section 2. (a) The Sheriff of Escambia County shall
  maintain a fund in any bank located in the county known as the
  Sheriff's Law Enforcement Fund.
- 172 (b) The monies in the fund may be drawn upon by the
  173 sheriff or his or her designee for legitimate law enforcement,
  174 public safety, or community relations purposes in the county.
- 175 (c) The Department of Examiners of Public Accounts
  176 shall audit the fund annually and submit a copy of the audit
  177 to the sheriff within 30 days of the audit's completion.
- 178 (d) The fund and the monies in the fund shall not
  179 diminish or take the place of any other source of income
  180 established for the sheriff or the operation of his or her
  181 office.
- 182 (e) On October 1, 2025, all monies remaining in the 183 following funds shall be transferred to the Sheriff's Law 184 Enforcement Fund:
- 185 (1) The Escambia County Sheriff Process Fund
  186 established pursuant to Section 45-27-231, Code of Alabama
  187 1975.
- 188 (2) The Escambia County Sheriff Service of Process Fund 189 established pursuant to Section 45-27-231.01, Code of Alabama 190 1975.
- 191 (3) The sheriff's fund established pursuant to Section 192 45-27-231.26, Code of Alabama 1975.
- 193 Section 3. This act shall become effective on October 194 1, 2025.