

1 HB552  
2 117817-2  
3 By Representative Warren (Constitutional Amendment)  
4 RFD: Local Legislation  
5 First Read: 11-FEB-10

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2 ENROLLED, An Act,

3 To amend Amendment 530 to the Constitution of  
4 Alabama of 1901, now appearing as Section 4, Local Amendments,  
5 Macon County, Official Recompilation of the Constitution of  
6 Alabama of 1901, as amended, relating to court costs collected  
7 for the county jail, to further provide for any court costs  
8 and fees collected pursuant to this amendment that were  
9 deposited into the Macon County Road and Bridge Fund prior to  
10 the financing of the new county jail and were not pledged for  
11 the county jail, may be used by the Macon County Commission  
12 for roads and bridges.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. The following amendment to the  
15 Constitution of Alabama of 1901, is proposed and shall become  
16 valid as a part of the Constitution when all requirements of  
17 this act are fulfilled:

18 PROPOSED AMENDMENT

19 Amendment 530 to the Constitution of Alabama of  
20 1901, now appearing as Section 4, Local Amendments, Macon  
21 County, Official Recompilation of the Constitution of Alabama  
22 of 1901, as amended, is amended to read as follows:

23 "Amendment 530.

24 "(a) In addition to any court costs and fees now or  
25 hereafter authorized to be collected, the county commission of

1 Macon ~~county~~ County is authorized to assess a fee not to  
2 exceed \$30.00 upon the privilege of filing any initial  
3 complaint in all civil and criminal cases filed in any court,  
4 in the county, as well as a fee not to exceed \$5.00 for the  
5 service of all pleadings and other documents in connection  
6 with any such action. All such fees shall be paid into the  
7 general fund and shall be applied exclusively for payment of  
8 the cost of the planning, construction, and equipping of a new  
9 county jail, or for the payment of the principal of and  
10 interest on any bonds, warrants, or other obligations issued  
11 by or on behalf of the county to finance the costs of a new  
12 jail, as well as the expenses of issuance of any such bonds,  
13 warrants, or other obligations. When the ~~aforsaid~~ costs of  
14 planning, constructing, and equipping a new county jail shall  
15 be fully paid or when all such bonds, warrants, or other  
16 obligations have been retired, whichever last occurs, the  
17 additional fee authorized by this amendment to be collected  
18 shall no longer be collected. Provided, however, no additional  
19 fee provided herein shall be collected until 30 days after the  
20 county commission has signed a contract and or contracts for  
21 the construction of a new jail and construction has actually  
22 begun.

23 "(b) Any court costs and fees collected pursuant to  
24 this amendment that were deposited into the Macon County Road  
25 and Bridge Fund prior to the financing of the new county jail

1 and were not pledged for the county jail, may be used by the  
2 Macon County Commission for roads and bridges."

3 Section 2. An election upon the proposed amendment  
4 shall be held in accordance with Amendment 555 to the  
5 Constitution of Alabama of 1901, now appearing as Section  
6 284.01 of the Official ReCompilation of the Constitution of  
7 Alabama of 1901, as amended, and the election laws of this  
8 state.

9 Section 3. The appropriate election official shall  
10 assign a ballot number for the proposed constitutional  
11 amendment on the election ballot and shall set forth the  
12 following description of the substance or subject matter of  
13 the proposed constitutional amendment:

14 "Relating to Macon County, proposing an amendment to  
15 Amendment 530 to the Constitution of Alabama of 1901, to  
16 further provide for any court costs and fees collected  
17 pursuant to this amendment that were deposited into the Macon  
18 County Road and Bridge Fund prior to the financing of the new  
19 county jail and were not pledged for the county jail, may be  
20 used by the Macon County Commission for roads and bridges.

21 "Proposed by Act \_\_\_\_\_."

22 This description shall be followed by the following  
23 language:

24 "Yes ( ) No ( )."

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Speaker of the House of Representatives

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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 17-FEB-10.

Greg Pappas  
Clerk

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Senate

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25-MAR-10

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Passed