

1 HB262  
2 207877-4  
3 By Representative Hill (N & P)  
4 RFD: Local Legislation  
5 First Read: 02-FEB-21

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ENROLLED, An Act,

Relating to St. Clair County; to amend Section 1 Act 2015-93 of the 2015 Regular Session (Acts 2015, p. 306), providing for court costs for defendants charged with a criminal act in St. Clair County.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 1 of Act 2015-93 of the 2015 Regular Session is amended to read as follows:

"(a) In St. Clair County, a ~~booking fee~~ court cost in the amount of thirty dollars (\$30) shall be assessed by the clerk of the court as court costs against ~~each any~~ defendant ~~who incarcerated in or booked in any county jail in St. Clair County if the defendant is convicted,~~ or pleads guilty , or against any defendant whom costs are otherwise assessed in cases prosecuted in the circuit court, or district court, or any municipal court of the county.

"(b) The clerk of the court shall enter the ~~booking fee~~ court costs on the docket sheet and collect the fee in the same manner and at the same time as other court costs are collected. The ~~booking fee~~ court costs assessed pursuant to this act shall be in addition to all other fines, court costs, or other charges now or hereafter provided by law. The court costs provided by this act shall not be waived by any court

1 unless all other fees, assessments, costs, fines, and charges  
 2 associated with the case are waived.

3 "(c) The clerk of the court shall remit the ~~booking~~  
 4 ~~fees~~ court costs collected pursuant to this act on a monthly  
 5 basis to the St. Clair County Commission to be deposited in  
 6 ~~the county general fund to be used for the construction of a~~  
 7 ~~new county jail or jails and the subsequent maintenance and~~  
 8 ~~operation thereof."~~ the county general fund to be used for the  
 9 ~~construction of a new county jail or jails and the subsequent~~  
 10 ~~maintenance and operation thereof.~~ as follows:

11 "(1) If the proceeds collected under this section  
 12 are less than five hundred thousand dollars (\$500,000)  
 13 annually, all of the proceeds shall be used for the  
 14 construction of a new county jail or jails or the subsequent  
 15 maintenance and operation thereof.

16 "(2) If the proceeds collected under this section  
 17 are at least five hundred thousand dollars (\$500,000), but  
 18 less than six hundred thousand dollars (\$600,000) annually, 10  
 19 percent of the proceeds shall be used for the renovation,  
 20 reconstruction, and maintenance of the justice facilities in  
 21 the City of Ashville, with the remainder of the proceeds used  
 22 for the construction of a new county jail or jails or the  
 23 subsequent maintenance and operation thereof.

24 "(3) If the proceeds collected under this section  
 25 are at least six hundred thousand dollars (\$600,000), but less

1 than seven hundred thousand dollars (\$700,000) annually, 12.5  
2 percent of the proceeds shall be used for the renovation,  
3 reconstruction, and maintenance of the justice facilities in  
4 the City of Ashville, with the remainder of the proceeds used  
5 for the construction of a new county jail or jails or the  
6 subsequent maintenance and operation thereof.

7 "(4) If the proceeds collected under this section  
8 are at least seven hundred thousand dollars (\$700,000), but  
9 less than eight hundred thousand dollars (\$800,000) annually,  
10 15 percent of the proceeds shall be used for the renovation,  
11 reconstruction, and maintenance of the justice facilities in  
12 the City of Ashville, with the remainder of the proceeds used  
13 for the construction of a new county jail or jails or the  
14 subsequent maintenance and operation thereof.

15 "(5) If the proceeds collected under this section  
16 are at least eight hundred thousand dollars (\$800,000), but  
17 less than nine hundred thousand dollars (\$900,000) annually,  
18 17.5 percent of the proceeds shall be used for the renovation,  
19 reconstruction, and maintenance of the justice facilities in  
20 the City of Ashville, with the remainder of the proceeds used  
21 for the construction of a new county jail or jails or the  
22 subsequent maintenance and operation thereof.

23 "(6) If the proceeds collected under this section  
24 are at least nine hundred thousand dollars (\$900,000), but  
25 less than one million dollars (\$1,000,000) annually, 20

1 percent of the proceeds shall be used for the renovation,  
2 reconstruction, and maintenance of the justice facilities in  
3 the City of Ashville, with the remainder of the proceeds used  
4 for the construction of a new county jail or jails or the  
5 subsequent maintenance and operation thereof.

6 "(7) If the proceeds collected under this section  
7 are one million dollars (\$1,000,000) or more annually, 25  
8 percent of the proceeds shall be used for the renovation,  
9 reconstruction, and maintenance of the justice facilities in  
10 the City of Ashville, with the remainder of the proceeds used  
11 for the construction of a new county jail or jails or the  
12 subsequent maintenance and operation thereof."

13 Section 2. This act shall become effective  
14 immediately following its passage and approval by the  
15 Governor, or its otherwise becoming law.

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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 11-FEB-21.

Jeff Woodard  
Clerk

Senate	<hr/> 13-APR-21 <hr/>	Amended and Passed
House	<hr/> 15-APR-21 <hr/>	Concurred in Senate Amendment