

1 HB393
2 156255-2
3 By Representatives McMillan, Baker and Davis (N & P)
4 RFD: Baldwin County Legislation
5 First Read: 04-FEB-14

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2 ENROLLED, An Act,

3 Relating to Baldwin County; to amend Sections
4 45-2-80.81, 45-2-80.82, and 45-2-80.83 of the Code of Alabama
5 1975, relating to court costs in the circuit court or juvenile
6 court; to increase the court costs and further provide for the
7 distribution for the law library and for judicial
8 administration.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. Sections 45-2-80.81, 45-2-80.82, and
11 45-2-80.83 of the Code of Alabama 1975, are amended to read as
12 follows:

13 "§45-2-80.81.

14 "In order to provide a special fund for the creation
15 and maintenance of the library and for the purposes of
16 judicial administration as further specified in this subpart,
17 there shall be taxed as costs the sum of ~~nine dollars fifty~~
18 ~~cents (\$9.50)~~ fifteen dollars (\$15) in each civil or
19 quasi-civil action at law, suit in equity, criminal case,
20 quasi-criminal case, juvenile court case, proceeding on a
21 forfeited bond bail, or a proceeding on a forfeited bond given
22 in connection with an appeal from a judgment of conviction in
23 any district or municipal court to each circuit court or to
24 the juvenile court hereinafter filed in, arising in, or
25 brought by appeal, certiorari, or otherwise to the Circuit

1 Court or to the Juvenile Court of Baldwin County. The costs
2 shall be collected as other costs in cases are collected by
3 the clerk of the court and shall be paid to the Baldwin County
4 Commission.

5 "§45-2-80.82.

6 "There also shall be taxed as costs the sum of ~~nine~~
7 ~~dollars fifty cents (\$9.50)~~ fifteen dollars (\$15) in each
8 criminal case and civil case, including any juvenile court
9 case, hereafter filed in the District Court of Baldwin County,
10 including any case in which the district court sits as the
11 juvenile court. The costs shall be collected as other costs
12 are collected, and shall be paid to the Baldwin County
13 Commission.

14 "§45-2-80.83.

15 "The sums to be paid to the Baldwin County
16 Commission, as herein provided, shall be kept in a special
17 fund designated as the Baldwin County Law Library and Judicial
18 Administration Fund and shall be expended by the Presiding
19 Circuit Judge of the Circuit Court of Baldwin County, to
20 create, establish, and maintain the law library and to provide
21 for the more effective administration of justice, including,
22 but not limited to: Paying the costs of securing the advice
23 and attendance of witnesses; registration fees and other
24 actual expenses incurred in attending seminars, institutes,
25 conferences, and other meetings in connection with continuing

1 legal and judicial education, membership fees, or dues in
2 legal and judicial organizations; paying the salaries of court
3 employees when necessary for the efficient operation of the
4 courts; and any other actual and necessary expenses incurred
5 by the judges of the circuit in promoting legal and judicial
6 competency. The presiding circuit judge shall draw warrants on
7 the county for expenditures by indicating on the warrants the
8 funds against which the warrants are to be drawn. ~~Three~~
9 ~~dollars twenty cents (\$3.20)~~ One dollar fifty cents (\$1.50)
10 from each fee in the fund shall be used primarily to purchase
11 books, periodicals, and other library fixtures and equipment
12 as, in the opinion of the presiding circuit judge, may be
13 advisable, but to the extent not so used the funds may be
14 otherwise expended for the maintenance of the library. ~~Six~~
15 ~~dollars thirty cents (\$6.30)~~ Thirteen dollars fifty cents
16 (\$13.50) from each fee in the fund shall be used for the
17 purposes of judicial administration as provided in this
18 section. The management of the law library is and shall be
19 vested in the Presiding Judge of the Circuit Court of Baldwin
20 County, and all books, periodicals, reports, and other
21 property purchased with the funds produced by this subpart
22 shall be the property of Baldwin County. The presiding judge
23 may from time to time sell or exchange the books, reports,
24 periodicals, and personal property as may be necessary to keep
25 the library up to date and apply the proceeds of the sale

1 thereof or the value thereof upon the purchase of other books,
2 reports, periodicals, and personal property for use in the
3 library. The presiding judge of the circuit court may accept
4 any gift or loan of any books, reports, periodicals, and other
5 property for public use in the library upon the terms and
6 conditions as may be stipulated by the donor or lender thereof
7 and as may be agreeable to the judge. The presiding circuit
8 judge may designate the clerk of the circuit court or any
9 other suitable person to operate or assist in the operation of
10 the library. The funds established by this subpart shall be
11 audited in the same manner as other county funds are audited."

12 Section 2. This act shall become effective on the
13 first day of the third month following its passage and
14 approval by the Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

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 12-FEB-14.

Jeff Woodard
Clerk

Senate

27-FEB-14

Passed