

1 SB448
2 151903-1
3 By Senators Pittman, Fielding, and Ward
4 RFD: Judiciary
5 First Read: 16-APR-13

2
3
4
5
6
7
8 SYNOPSIS: This bill would provide that all court
9 costs, docket fees, fines, and restitution assessed
10 in a criminal case would be deemed a judgment
11 against the defendant and would be recorded by the
12 judge of probate as a lien against the defendant
13 when a final judgment is presented to the probate
14 judge by the court in which the defendant was
15 convicted.

16
17 A BILL
18 TO BE ENTITLED
19 AN ACT

20
21 Relating to court costs, docket fees, fines, and
22 restitution assessed in criminal cases; to provide that any
23 assessment shall be deemed to be a judgment upon entry by the
24 court; and to provide that the judge of probate shall record
25 such lien upon presentment of final judgment and without cost.
26 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. (a) Any court costs, docket fees, fines,
2 or restitution assessed or taxed in a criminal proceeding
3 shall be deemed a judgment against the defendant immediately
4 upon entry of the judgment or conviction or other adjudication
5 of guilt by the court.

6 (b) Any final judgment entered pursuant to
7 subsection (a) shall be immediately recorded by the judge of
8 probate without cost upon presentment to the judge of probate
9 by the clerk of the court.

10 (c) Any judgment entered shall be removed or
11 satisfied if the underlying conviction for which the costs,
12 fees, fines, or restitution are assessed is overturned by any
13 court on appeal.

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