

1 HB667  
2 139866-1  
3 By Representative Colston (N & P)  
4 RFD: Local Legislation  
5 First Read: 10-APR-12

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to Wilcox County providing for the  
14 assessment and collection of the law enforcement defenders  
15 service fee relating to circuit and district court defendant  
16 service fees in Circuit and District court civil cases that is  
17 collected for each defendant in excess of one when personal  
18 service is required; and to provide for how the additional  
19 funds shall be distributed.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. (a) The following defendant service fees  
22 shall be collected in civil cases in Circuit court and  
23 District court: For each defendant in excess of one, when  
24 personal service is required, there shall be collected a  
25 service fee of ten dollars (\$10), hereafter referred to as the  
26 law enforcement defenders fee, except, where cost of such the  
27 service shall be collected as the service fee. All service

1 fees shall be paid at the time of filing; except, that  
2 prepayment shall not be required if the court finds that  
3 payment of the fee will constitute a substantial hardship. A  
4 verified statement, signed by the plaintiff and approved by  
5 the court, shall be filed with the clerk of court attesting to  
6 such substantial hardship.

7 (b) The Law Enforcement Defendants Fee for personal  
8 service collected in civil cases shall be distributed monthly  
9 as follows: three dollars (\$3) of each service fee shall be  
10 paid to the county generated fund in the county the case was  
11 filed, three dollars (\$3) shall be paid to the Peace Officers  
12 Annuity and Benefit Fund, two dollars (\$2) shall be paid to  
13 the Solicitors Fund in the county the case was filed, one  
14 dollar (\$1) to the Sheriff's Fund in the county where the case  
15 was filed and the balance thereof shall be paid to the State  
16 General Fund.

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