

1 HB751
2 141645-1
3 By Representatives Shiver, Faust, McMillan, Davis and
4 Baker (N & P)
5 RFD: Baldwin County Legislation
6 First Read: 26-APR-12

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Baldwin County; to amend Section
14 45-2-80.87 of the Code of Alabama 1975, as last amended by Act
15 2011-313 of the 2011 Regular Session (Acts 2011, p. 585),
16 authorizing additional court costs in the county, to further
17 provide for the amount of the court costs and expiration of
18 the court costs.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. Section 45-2-80.87 of the Code of Alabama
21 1975, as last amended by Act 2011-313 of the 2011 Regular
22 Session (Acts 2011, p. 585), is amended to read as follows:

23 "§45-2-80.87.

24 "(a) In addition to any court costs and fees now or
25 hereafter authorized in Baldwin County, excluding all
26 municipal courts, additional court costs in an amount not to
27 exceed ~~fifteen dollars (\$15)~~ forty dollars and fifty cents

1 (\$40.50) shall be assessed and taxed as costs on each civil
2 case and on each criminal case, including traffic cases and
3 small claims cases, filed in the circuit court and district
4 court, including the juvenile court, in Baldwin County. The
5 fees shall not be waived by any court unless all other fees,
6 assessments, costs, fines, and charges associated with the
7 case are waived.

8 "(b) The additional fees when collected by the
9 clerks or their collection officers of the courts shall be
10 paid into the Baldwin County Law Library and Judicial
11 Administration Fund to be used to fund the salaries of court
12 employees for the continued operation of the courts in the
13 county and for other lawful purposes of this fund.

14 "(c) The court costs imposed by this section shall
15 expire on September 30, ~~2013~~ 2015, and this section shall be
16 repealed.

17 "(d) The court costs imposed by this section may be
18 adjusted within the amount authorized by this section or may
19 be eliminated by order of the presiding circuit court judge if
20 the presiding circuit court judge finds that the court costs
21 may be adjusted or eliminated based on funding from the state.

22 "(e) It is legislative intent that the presiding
23 circuit court judge may increase or decrease the court costs
24 authorized by this section as deemed necessary not to exceed
25 ~~fifteen dollars (\$15)~~ forty dollars and fifty cents (\$40.50)
26 per case."

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