

1 HB770  
2 141043-2  
3 By Representative Lindsey (N & P)  
4 RFD: Local Legislation  
5 First Read: 01-MAY-12

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ENROLLED, An Act,

Relating to Cleburne County; providing for the assessment and collection of a drug and violent crime reduction fee payable to the Cleburne County Sheriff's Office and the Cleburne County Office of the Circuit Clerk in all criminal cases; and providing for the disbursement of the funds.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. In addition to all other fees and court costs, in all juvenile, traffic, criminal, and quasi-criminal cases in the juvenile, district, and circuit courts in Cleburne County, a docket fee in the amount of five dollars (\$5), hereinafter referred to as a drug and violent crime reduction fee, shall be assessed in each case. The fees, when collected, shall be distributed monthly as follows: One dollar (\$1) per case to the Cleburne County Office of the Circuit Clerk and four dollars (\$4) per case to the Cleburne County Sheriff's Office.

Section 2. The drug and violent crime reduction fee shall be collected in all criminal cases where the defendant is adjudged guilty, a bond forfeited, a penalty imposed, or where there is issued any alias or capias warrant of arrest. The drug and violent crime reduction fee shall be in addition to and not in lieu of any other fees or costs. The drug and

1 violent crime reduction fee shall not be waived or remitted  
2 unless the defendant proves to the reasonable satisfaction of  
3 the sentencing judge that the defendant is not capable of  
4 paying the fee within the reasonably foreseeable future.

5 Section 3. The drug and violent crime reduction fee  
6 disbursed to the sheriff may be expended by the sheriff for  
7 any and all expenses incurred by the Calhoun/Cleburne Drug and  
8 Violent Crime Task Force law enforcement and in the discharge  
9 of the duties of the task force. Should the Calhoun/Cleburne  
10 Drug and Violent Crime Task Force ever be dissolved and  
11 disbanded by the board of directors, that portion of the fees  
12 distributed to the sheriff's department by this act from that  
13 time forward shall remain with the sheriff's department to be  
14 used for the expenses and operation of that department.

15 Section 4. This act shall become effective  
16 immediately following its passage and approval by the  
17 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 08-MAY-12.

Greg Pappas  
Clerk

Senate	<hr/> 16-MAY-12 <hr/>	Amended and Passed
House	<hr/> 16-MAY-12 <hr/>	Concurred in Sen- ate Amendment