

1 HB494
2 206517-1
3 By Representative Easterbrook (N & P)
4 RFD: Local Legislation
5 First Read: 04-MAY-20

A BILL
TO BE ENTITLED
AN ACT

Relating to Washington County; to establish a service of process fee for the service or attempted service of documents by the Washington County Sheriff's Office in the civil division of the circuit and district courts; to establish the Washington County Sheriff's Law Enforcement Fund for the disposition of service of process fees.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act shall only apply to Washington County.

Section 2. (a) (1) In addition to all other charges, fees, judgments, and cost of court, in the civil division of the district and circuit courts of Washington County, a service of process fee of twenty-five dollars (\$25) shall be collected for service or attempted service of process by the

1 sheriff on each delivery requiring personal service of
2 process.

3 (2) A service of process fee of fifty dollars (\$50)
4 shall be collected for service or attempted service of process
5 by the sheriff for matters pending or to be commenced in a
6 court outside of the State of Alabama.

7 (b) A Sheriff's Law Enforcement Fund shall be
8 created, and the funds shall be expended at the discretion of
9 the Sheriff of Washington County for law enforcement purposes
10 in the interest of the public as the sheriff sees fit.

11 (c) The clerk of the court or designee in Washington
12 County by law for the respective courts shall collect the
13 service of process fee designated in subsections (a) and (b)
14 and shall deposit it in the Washington County Law Enforcement
15 Fund to be used for law enforcement purposes.

16 (d) The Sheriff's Law Enforcement Fund shall be an
17 additional fund separate from the budget of the sheriff as
18 provided for in the county general fund. The fees deposited
19 into the Sheriff's Law Enforcement Fund shall not diminish,
20 offset, or take the place of budgeted funds or any other
21 source of income established for the sheriff or for the
22 operation of the office of the sheriff.

23 (e) The district attorney, law enforcement, grand
24 juries, and Washington County shall be exempt from payment of
25 the fees provided for in this act.

1 Section 3. This act shall become effective on the
2 first day of the third month following its passage and
3 approval by the Governor, or its otherwise becoming law.