

1                   HB606  
2                   118758-1  
3                   By Representatives Thigpen and Harper (Constitutional  
4                   Amendment)  
5                   RFD: Local Legislation  
6                   First Read: 23-FEB-10

8 SYNOPSIS: This bill would propose an amendment to the  
9 Constitution of Alabama 1901, providing for a drug  
10 enforcement fee to be assessed as court costs in  
11 juvenile, traffic, criminal, and quasi-criminal  
12 cases in Fayette County. This bill would provide  
13 for the disbursement of the fee to the circuit  
14 clerk and to the drug task force representing the  
15 county.

16 This bill would also authorize the  
17 Legislature by local law to fix, alter, and amend  
18 court costs and would ratify certain local laws  
19 authorizing the levy of court costs that were  
20 enacted prior to the effective date of this  
21 amendment.

22  
23 A BILL  
24  
25 TO BE ENTITLED  
26  
AN ACT

1 Proposing an amendment to the Constitution of  
2 Alabama of 1901, relating to Fayette County; to provide for a  
3 drug enforcement fee to be assessed as costs in juvenile,  
4 traffic, criminal, and quasi-criminal cases; to provide for  
5 the disbursement of the fee; and to authorize the Legislature  
6 by local law to fix, alter, and amend the costs and charges of  
7 courts in the county.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

9 Section 1. The following amendment to the  
10 Constitution of Alabama of 1901, is proposed and shall become  
11 valid as a part of the Constitution when all requirements of  
12 this act are fulfilled:

13 PROPOSED AMENDMENT

14 Section 1. In all juvenile, traffic, criminal, and  
15 quasi-criminal cases in the juvenile, district, circuit, and  
16 municipal courts in Fayette County, a docket fee, hereinafter  
17 referred to as a drug enforcement fee, shall be assessed in  
18 each case. The drug enforcement fee shall be in an amount  
19 equal to ten dollars (\$10) in each non-drug case; sixty  
20 dollars (\$60) in each misdemeanor drug case; and eighty-five  
21 dollars (\$85) in each felony drug case. The drug enforcement  
22 fee, when collected, shall be distributed monthly as follows:  
23 Three dollars (\$3) of the fees assessed in each case shall be  
24 retained by the clerk of the court as an administrative fee  
25 and the remainder to the Drug Enforcement Fund established by  
26 the district attorney in the county or to the fund that may  
27 hereafter be prescribed by law for the drug enforcement fee.



1 Fayette County enacted prior to the effective date of this  
2 amendment is ratified and confirmed.

3                   Section 2. An election upon the proposed amendment  
4 shall be held in accordance with Amendment 555 to the  
5 Constitution of Alabama of 1901, now appearing as Section  
6 284.01 of the Official Recompilation of the Constitution of  
7 Alabama of 1901, as amended, and the election laws of this  
8 state.

9                   Section 3. The appropriate election official shall  
10 assign a ballot number for the proposed constitutional  
11 amendment on the election ballot and shall set forth the  
12 following description of the substance or subject matter of  
13 the proposed constitutional amendment:

14                   "Relating to Fayette County, proposing an amendment  
15 to the Constitution of Alabama of 1901, providing for a drug  
16 enforcement fee to be assessed as costs in juvenile, traffic,  
17 criminal, and quasi-criminal cases; providing for the  
18 disbursement of the fee; and authorizing the Legislature by  
19 local law to fix, alter, and regulate the costs and charges of  
20 courts in the county.

21                   "Proposed by Act \_\_\_\_\_."

22                   This description shall be followed by the following  
23 language:

24                   "Yes ( ) No ( )."