

HB85 INTRODUCED



1 HB85
2 KSYJAUU-1
3 By Representative Estes (N & P)
4 RFD: Local Legislation
5 First Read: 06-Feb-24
6 PFD: 01-Feb-24



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4 A BILL
5 TO BE ENTITLED
6 AN ACT
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9 Relating to Marion County; to create the Service of
10 Process Fund; to provide for service of process; and to
11 provide for the collection and dispensation of fees associated
12 with service of process.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. (a) The Marion County Service of Process
15 Fund is created and referred to in this section as the fund.
16 The county commission shall keep an account of all
17 transactions associated with the fund for audit by the
18 Department of Examiners of Public Accounts at the same time as
19 the commission's other accounts are audited.

20 (b) The Sheriff of Marion County may contract with a
21 private, public, or governmental entity for the purpose of
22 service of process for any document other than a warrant for
23 arrest.

24 (c) (1) In addition to all existing charges, fees,
25 judgments, and costs of court, the clerk, sheriff, or other
26 appropriate court official in the criminal division of the
27 district and circuit courts of Marion County, shall collect a
28 service of process fee of thirty dollars (\$30) per document



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which shall be paid into the fund.

(2) In addition to all existing charges, fees, judgments, and costs of court, the clerk, sheriff, or other appropriate court official in the civil division of the district and circuit courts of Marion County, shall collect a service of process fee of thirty dollars (\$30) per document which shall be paid into the fund.

(d) The Marion County Commission may use the monies generated by this section at its discretion for any lawful purpose.

(e) The monies generated by this section shall not diminish or take the place of any other source of income for the county or any subdivision of the county.

Section 2. This act shall become effective on October 1, 2024.