

1 HB87  
2 189411-1  
3 By Representative McClammy  
4 RFD: Public Safety and Homeland Security  
5 First Read: 09-JAN-18  
6 PFD: 01/08/2018

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8 SYNOPSIS: Existing law does not provide a procedure to  
9 allow a person to pay fines for certain outstanding  
10 traffic violations in installments.

11 This bill would provide a procedure to allow  
12 a person to pay fines for certain outstanding  
13 traffic violations in installments.

14 This bill would provide for the  
15 reinstatement of the suspended driver's license of  
16 a person who has been allowed to pay the fines in  
17 installments.

18 This bill would provide for the suspension  
19 of the driver's license of a person who fails to  
20 comply with the installment plan for payment of  
21 outstanding fines for traffic tickets.

22  
23 A BILL  
24 TO BE ENTITLED  
25 AN ACT  
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1                   Relating to fines for certain outstanding traffic  
2 violations; to provide a procedure to allow a person to pay  
3 fines for certain outstanding traffic violations in  
4 installments; to provide for the reinstatement of the  
5 suspended driver's license of a person who has been allowed to  
6 pay the fines in installments; and to provide for the  
7 suspension of the driver's license of a person who fails to  
8 comply with the installment plan for payment of outstanding  
9 fines for traffic tickets.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11                   Section 1. (a) (1) A person who has outstanding fines  
12 for a traffic offense that is not included in Article 9,  
13 Chapter 5A, Title 32, Code of Alabama 1975, may petition the  
14 court that has jurisdiction of the case to pay the outstanding  
15 fines in installments. The person shall pay a filing fee in  
16 the amount of thirty-five dollars (\$35) to the court in which  
17 the petition for payment of outstanding fines in installments  
18 is filed.

19                   (b) The court shall set a hearing to determine the  
20 financial circumstances of the person and any other relevant  
21 information in determining a plan to pay the outstanding fines  
22 and release any holds on the driver's license of the person.  
23 If the court determines that the petition should be granted,  
24 the court shall issue an order allowing the person to pay the  
25 outstanding fines in reasonable monthly installments and  
26 inform the person of the determination in writing.

1           (c) If a person fails to comply with an order  
2 allowing payment of the outstanding fines in installments, the  
3 court shall notify the Alabama State Law Enforcement Agency,  
4 Driver License Division, of the failure within 30 days after  
5 the failure. Upon receipt of the notice, the agency shall  
6 immediately issue an order suspending the person's driver's  
7 license and privilege to drive effective 30 days after the  
8 date of the order of suspension. The order shall be mailed by  
9 first class postage to the person's last known address on the  
10 records of the agency. Notice shall be deemed received three  
11 days after mailing.

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