

1 HB634
2 199749-1
3 By Representative Kiel (N & P)
4 RFD: Local Legislation
5 First Read: 21-MAY-19

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Colbert County; to increase the fee for
14 service of process in Colbert County for locally originated
15 documents; to establish a fee for service of process in
16 Colbert County for out-of-state documents; and to reaffirm the
17 disposition of funds.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. (a) In addition to all existing charges,
20 fees, judgments, and costs of court, the clerk, sheriff, or
21 other appropriate court official in the civil division of the
22 District and Circuit Courts of Colbert County shall increase
23 the fees by seventeen dollars and fifty cents (\$17.50) per
24 document personally served by the sheriff's office, or its
25 designee. For the purposes of this act, the term document
26 shall include multiple papers served on a party or entity at
27 one time.

1 (b) In addition to all existing charges, fees,
2 judgments, and costs of court, the clerk, sheriff, or other
3 appropriate court office in the civil division of the District
4 and Circuit Courts of Colbert County for documents generated
5 out-of-state shall create a fee of fifty dollars (\$50) per
6 document served by the sheriff's office, or its designee. For
7 the purposes of this act, the term document shall include
8 multiple papers served on a party or entity at one time.

9 (c) For the purposes of this act, all charges
10 imposed under this act are taxed as costs to any party to the
11 action by the judge of the court presiding at the hearing of
12 the matter.

13 (d) The court official designated in Colbert County
14 by law for the respective courts shall collect the additional
15 service of process fee designated in subsection (a) with five
16 dollars (\$5) retained by the Colbert County Circuit Clerk's
17 Office and the remaining twenty-five dollars (\$25) remitted to
18 the Colbert County Sheriff's Office for deposit in the
19 Sheriff's Civil Process Fund.

20 (e) The court official designated in Colbert County
21 by law for the respective courts shall collect the additional
22 service of process fee designated in subsection (b) and remit
23 to the Colbert County Sheriff's Office for deposit in the
24 Sheriff's Civil Process Fund.

25 Section 2. The Sheriff of Colbert County may use the
26 monies generated by this act for law enforcement purposes as
27 the sheriff sees fit.

1 Section 3. Any actions relating to the collection of
2 service of process fees and use of the funds prior to the
3 effective date of this act are hereby ratified and confirmed.

4 Section 4. This act shall become effective on the
5 first day of the third month following its passage and
6 approval by the Governor, or its otherwise becoming law.