

1 HB364
2 181358-1
3 By Representatives Johnson (R), Hurst, Boyd and Wood (N & P)
4 RFD: Local Legislation
5 First Read: 07-MAR-17

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Talladega County; to provide for a
14 booking fee to be imposed on each person booked into the
15 Talladega County Jail and subsequently convicted of a crime;
16 to provide for the collection of the booking fee; and to
17 provide for the distribution of the revenues derived from the
18 booking fee.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. (a) In Talladega County, a booking fee in
21 the amount of thirty dollars (\$30) shall be assessed against
22 and collected from each person booked or incarcerated into the
23 Talladega County Jail and subsequently convicted. The fee
24 assessed pursuant to this section shall be in addition to any
25 fines, court costs, or other charges imposed.

26 (b) The booking fee imposed by this section shall be
27 assessed against a defendant upon conviction by a court of law

1 where the defendant is convicted. The clerk of the court shall
2 enter the amount of the fee as provided in this section on the
3 docket sheet and shall collect the fee in the same manner and
4 the same time as court costs. Notwithstanding the foregoing,
5 the fee shall not be deemed a court cost based on collection
6 by the clerk.

7 (c) The revenues derived from the booking fee shall
8 be distributed as follows: Fifteen dollars (\$15) of the fee to
9 the Talladega County Sheriff's Department Law Enforcement Fund
10 and fifteen dollars (\$15) of the fee shall be distributed to
11 the Talladega County District Attorney Fund to be used for the
12 operation of the office.

13 (d) In any case where the booking fee provided by
14 this section is not paid, the district attorney of the county
15 may assist in the collection of the fees in the same manner as
16 court-ordered moneys. In addition, the sheriff may contract
17 for the collection of the fees and pay a portion of the fees
18 as a cost for collection.

19 (e) The sheriff may withhold moneys belonging to a
20 person who is incarcerated in the Talladega County Jail equal
21 to the amount of the booking fee which shall be applied toward
22 the assessment of the booking fee. If no conviction results,
23 the moneys withheld shall be repaid to the defendant after
24 dismissal of all charges or acquittal.

25 (f) Any revenues derived from this section shall be
26 in addition to other funding sources for the Talladega County
27 Sheriff's Department and the Talladega County District

1 Attorney's Office and shall not reduce or replace any funding
2 from any other sources.

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