

HB384 ENROLLED



1 HB384
2 IMM9WZW-2
3 By Representative Bolton (N & P)
4 RFD: Tuscaloosa County Legislation
5 First Read: 02-Apr-24



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1 Enrolled, An Act,

2 Relating to Tuscaloosa County; to amend Section 2 of
3 Act 99-219 of the 1999 Regular Session (Acts 1999, p.278),
4 providing fees for service of process in civil matters
5 requiring personal service of process by the sheriff's office;
6 to further provide for the distribution of the fees and for
7 the use of the proceeds; and to repeal Section 3 of Act
8 99-219, relating to contracting for service of process by the
9 county.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11 Section 1. Section 2 of Act 99-219 of the 1999 Regular
12 Session (Acts 1999, p.278), is amended to read as follows:

13 "Section 2. (a) (1) — In Except as otherwise provided in
14 this section, in addition to all existing charges, fees,
15 judgments, and costs of court, the clerk, sheriff, or other
16 appropriate court official in the civil division of the
17 district and circuit courts of Tuscaloosa County shall
18 ~~increase the fees by twelve dollars and fifty cents (\$12.50)~~
19 assess a fee of sixty dollars (\$60) per document personally
20 served by the sheriff's office, or its designee. For purposes
21 of this act, the term "document" shall include multiple papers
22 served on a party or entity at one time.

23 (2) The process fee provided in this subsection shall
24 not apply to any civil documents issued specifically by the
25 circuit court or any mental health documents or orders issued
26 by the office of the judge of probate.

27 (b) The court official designated in Tuscaloosa County
28 by law for the respective courts shall collect the ~~additional~~



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29 service of process fee designated in subsection (a) ~~.-of this~~
30 ~~section and remit~~ In the case of documents issued through the
31 circuit clerk's office, three dollars (\$3) of each fee shall
32 be retained in the circuit clerk's office and deposited in the
33 Circuit Clerk's Fund for operation of the circuit clerk's
34 office. In the case of documents issued by the office of the
35 judge of probate, three dollars (\$3) of each fee shall be
36 retained by the office of the judge of probate and used for
37 the operation of the office of judge of probate. The net
38 balance of the fees collected ~~to the Tuscaloosa County~~
39 ~~Commission General Fund for deposit in the fund to be expended~~
40 ~~for law enforcement purposes~~ shall be distributed as provided
41 herein: Fifty percent of the net balance shall be distributed
42 to the Sheriff's Law Enforcement Fund and used for the
43 operation of the sheriff's office; the remaining fifty percent
44 of the net balance shall be distributed to the Solicitor's
45 Fund of the District Attorney and used for the operation of
46 the office of the district attorney.

47 (c) In the case of documents requested to be personally
48 served by the sheriff's office in a civil case from outside of
49 this State, a fee of eighty-five dollars (\$85) shall be
50 collected by the sheriff for each document. Fifty percent of
51 these funds shall be distributed to the Sheriff's Law
52 Enforcement Fund and used for operation of the sheriff's
53 office. The remaining fifty percent of the funds shall be
54 distributed to the Solicitor's Fund of the District Attorney
55 and used for the operation of the office of the district
56 attorney."



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57 Section 2. Section 3 of Act 99-219 is repealed.
58 Section 3. This act shall become effective June 1,
59 2024.



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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and was passed by the House 16-Apr-24.

John Treadwell
Clerk

Senate

08-May-24

Passed