

1 HB579
2 198507-1
3 By Representative McCampbell (N & P)
4 RFD: Local Legislation
5 First Read: 07-MAY-19

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Sumter County; to provide for service of
14 process in the county; to provide that the sheriff may
15 contract with or enter into agreement with a private, public,
16 or governmental entity for the purpose of service of process;
17 to set the fee for civil or criminal documents; and to provide
18 for the disposition of funds.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. This act shall apply only to Sumter
21 County.

22 Section 2. The sheriff, except for warrants for
23 arrest, may contract with or enter into agreement with a
24 private, public, or governmental entity for the purpose of
25 service of process.

26 Section 3. (a) In addition to all existing charges,
27 fees, judgments, and costs of court, the clerk, sheriff, or

1 other appropriate court official in the civil and criminal
2 division of the district and circuit courts of the county
3 shall assess a service of process fee of fifteen dollars (\$15)
4 for service or attempted service of process on each document
5 requiring personal service of process by the sheriff for
6 matters pending or to be commenced in a court in the county.

7 (b) In addition to all existing charges, fees,
8 judgments, and costs of court, the clerk, sheriff, or other
9 appropriate court official in the civil and criminal division
10 of the district and circuit courts of the county shall assess
11 a service of process fee of fifty dollars (\$50) for service or
12 attempted service of process on each document requiring
13 personal service of process by the sheriff for matters pending
14 or to be commenced in a court in the state but outside of the
15 county.

16 (c) In addition to all existing charges, fees,
17 judgments, and costs of court, the clerk, sheriff, or other
18 appropriate court official in the civil and criminal division
19 of the district and circuit courts of the county shall assess
20 a service of process fee of seventy-five dollars (\$75) for
21 service or attempted service of process on each document
22 requiring personal service of process by the sheriff for
23 matters pending or to be commenced in a court outside of the
24 state.

25 Section 4. The court official designated in the
26 county by law for the respective courts shall collect the
27 service of process fee designated in this act and remit the

1 fees collected to the sheriff for deposit into the Sheriff's
2 Law Enforcement Fund.

3 Section 5. The sheriff may use the monies generated
4 by this act for law enforcement purposes and to discharge the
5 duties of the office of the sheriff as the sheriff sees fit.

6 Section 6. The Sheriff's Law Enforcement Fund and
7 the use of the proceeds may not diminish or take the place of
8 any other source of income established for the sheriff or the
9 operation of the jail.

10 Section 7. This act shall become effective on the
11 first day of the third month following its passage and
12 approval by the Governor, or its otherwise becoming law.