

By Senator Montford

3-01333A-18

20181720\_\_

1                   A bill to be entitled  
2       An act relating to imposing bail fees for certain  
3       offenses for use by law enforcement in small counties;  
4       creating s. 938.075, F.S.; requiring the clerk of the  
5       court to collect a fee on the posting of bail for the  
6       violation of certain drug- and alcohol-related  
7       offenses; requiring the clerk of the court to remit  
8       the fees to the Department of Revenue; requiring the  
9       Department of Revenue to deposit the fees into a  
10       certain trust fund; requiring the Department of Law  
11       Enforcement to use moneys collected from the fees to  
12       provide grants to law enforcement agencies in counties  
13       of a certain size to conduct drug enforcement and  
14       related activities in those counties; providing an  
15       effective date.

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17 Be It Enacted by the Legislature of the State of Florida:

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19       Section 1. Section 938.075, Florida Statutes, is created to  
20 read:

21       938.075 Bail surcharge in drug and alcohol cases; use by  
22 small counties.—

23       (1) A fee of \$10 is imposed on the granting of bail to a  
24 defendant charged with a violation of s. 316.193, s. 327.35, s.  
25 856.011, s. 856.015, or chapter 893. The clerk of the court  
26 shall collect the fee at the time that bail is posted under  
27 chapter 903 and remit it to the Department of Revenue. The  
28 Department of Revenue shall deposit the proceeds of the fee into  
29 the Department of Law Enforcement Operating Trust Fund for the

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30 purposes specified in this section.

31 (2) The Department of Law Enforcement shall use the fees  
32 collected under this section to provide grants to law  
33 enforcement agencies in counties with a population of 50,000 or  
34 fewer unincarcerated persons to conduct drug enforcement and  
35 related activities in those counties. Such activities may  
36 include, but are not limited to, paying the salaries of  
37 investigators, purchasing equipment and supplies, training law  
38 enforcement personnel and fire rescue personnel who are  
39 responsible for rendering aid to persons victimized by illegal  
40 drug trafficking and manufacturing, and the cleanup of sites  
41 where illegal drugs have been manufactured.

42 Section 2. This act shall take effect October 1, 2018.