

CHAPTER 2012-263

House Bill No. 1483

An act relating to Alachua County; amending chapter 57-1118, Laws of Florida, as amended; revising the location of the county law library; removing outdated and unnecessary sections relating to assessment of certain fees and court costs; providing editorial revisions to update the act; providing an effective date.

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

Section 1. Chapter 57-1118, Laws of Florida, as amended by chapter 79-426, Laws of Florida, is amended to read:

Section 1. There is hereby created a board of trustees to be known as the “Board of Trustees, John A. H. Murphree Law Library,” which board shall consist of five (5) members: the chief judge of the Eighth Judicial Circuit of Florida, one member to represent the Board of County Commissioners of Alachua said County to be chosen by the said board biennially, the clerk of the circuit court of the said county, and two (2) practicing attorneys of the said county to be appointed by the president of the bar association of the Eighth Judicial Circuit of Florida. At the time this act takes effect, one (1) practicing attorney shall be appointed for a term ending April 1, 1958, and one (1) for a term ending April 1, 1959; on April 1, 1958, and annually thereafter, one (1) practicing attorney shall be appointed for a term of two (2) years. The Said board of trustees shall have full power and authority to establish, operate, and maintain a law library, to be known as the “John A. H. Murphree Law Library” in the Alachua County Library District Headquarters courthouse, Alachua County, Florida, and to prescribe rules and regulations as to the said board’s functions and organization, and the use, maintenance, and operation of the said law library.

Section 2. ~~Each member of the bar engaged in the practice of law in said county and not exempt from payment of an occupational license as such shall be required to pay in addition to the annual county occupational license tax the sum of five dollars (\$5.00) which shall constitute and be considered as an integral part and portion of the county occupational tax payable in said county. The proceeds of such additional county occupational tax as assessed and collected shall be turned over by the county tax collector of said county to the board of trustees each year to be kept and expended as hereinafter provided.~~

Section 3. ~~There shall be taxed and collected by the clerk of the circuit court of said county, the sum of five dollars (\$5.00) as costs in each civil cause at law or in equity commenced therein, in addition to the costs otherwise provided by law, the whole of which sum shall be set apart by said clerk and turned over at the end of each month to the board of trustees herein established; provided, however, that said board of trustees may, from time to~~

~~time by resolution direct said clerk to collect any lesser amount, until such time as said board by similar resolution may direct said clerk to collect a larger amount, not exceeding said sum of five dollars (\$5.00).~~

Section ~~2.~~ 4. The board of county commissioners of said county is authorized to appropriate ~~other~~ available funds for the use of the said law library.

Section ~~3.~~ 5. All funds for the use of the said law library shall be placed by the said board of trustees in a fund to be known as the "Alachua County Law Library Fund," which ~~may said fund shall~~ be expended by the said board of trustees only for the purpose of establishing, operating, and maintaining a law library as herein provided, including securing furnishings and equipment and employing necessary personnel appropriate thereto.

Section ~~4.~~ 6. ~~Upon the creation of the Alachua county law library,~~ All donations to the law library ~~same~~ and all property ~~in anywise~~ acquired by donations, purchase, or otherwise shall be deemed to be held and used by the said board of trustees as a charitable public trust for the benefit and use of the inhabitants of Alachua County, Florida, and shall be exempt from all taxation.

Section ~~5.~~ 7. All laws and parts of laws in conflict with this act ~~be, and the same are superseded to the extent of such conflict hereby repealed.~~

Section ~~6.~~ 8. If any clause, section, or other part of this act shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no wise affecting the validity of the other provisions of this act.

Section 2. This act shall take effect upon becoming a law.

Approved by the Governor May 4, 2012.

Filed in Office Secretary of State May 4, 2012.