

STATE OF ALABAMA     )  
COUNTY OF BALDWIN    )

**FIRST AMENDED AGREEMENT FOR THE DISTRIBUTION OF MENTAL HEALTH FUNDS PURSUANT TO SECTION 45-2-80.130 OF THE CODE OF ALABAMA**

THIS FIRST AMENDED AGREEMENT is entered into the 16<sup>th</sup> day of November, 2022, between the BALDWIN COUNTY COMMISSION (the "Commission"), the TWENTY-EIGHTH JUDICIAL CIRCUIT COURT OF ALABAMA by and through its PRESIDING CIRCUIT JUDGE (the "Circuit Court"), and the DISTRICT ATTORNEY OF BALDWIN COUNTY (the "District Attorney") and supersedes and makes null and void any previous agreements between the parties.

WHEREAS, the State Legislature passed House Bill 166 of the 2021 Legislative Session;

WHEREAS, House Bill 166 amends Section 45-2-80.130 of the *Code of Alabama*, 1975;

WHEREAS, Section 45-2-80.130, as amended, provides for the assessment of an additional ten dollars (\$10) of court costs for the creation, implementation, and continuing administration of a mental health diversionary program;

WHEREAS, Section 45-2-80.130 charges the Commission to distribute the proceeds of those court costs to the Circuit Court and the District Attorney;

WHEREAS, the Commission has consulted with the judge assigned to the mental health diversionary program regarding distribution of the proceeds; and

WHEREAS, the Commission has determined that it would be in the best interest of the citizens of Baldwin County, Alabama, to disburse funds received, collected, or held pursuant to or in accordance with Section 45-2-80.130 of the *Code of Alabama*, 1975, (the "Funds") to the Circuit Court and District Attorney of Baldwin County as set forth below.

NOW, THEREFORE, the parties hereto agree as follows:

1. The Commission shall accept the Funds collected by the clerk of court pursuant to Section 45-2-80.130 of the *Code of Alabama*, 1975.
2. The Commission shall distribute seventy percent (70%) of the Funds to the Circuit Court or such entities and accounts as directed by the Presiding Judge of the Circuit Court and for the sole purpose of continuing the administration of a mental health diversionary program.
3. The Commission shall distribute thirty percent (30%) of the Funds to the District Attorney for the sole purpose of continuing the administration of a mental health diversionary program.


4. This Agreement can be amended upon written agreement of the Commission, the District Attorney, and the Circuit Court.
5. This Agreement shall commence upon execution by all parties.


(Signature Pages Follow)

IN WITNESS WHEREOF, the parties hereto have affixed their hands and seals this date, as follows:




**BALDWIN COUNTY COMMISSION**

By:   
CHARLES F. GRUBER  
As Its: Chairman  
Date: 11/16/2022

  
RONALD J. CINK  
Budget Director/Interim County Administrator

**BALDWIN COUNTY DISTRICT ATTORNEY**

A handwritten signature in cursive script, appearing to read "Robert Wilton", written over a horizontal line.

By:

ROBERT WILTERS

Date: 11-10-2022

**BALDWIN COUNTY CIRCUIT COURT**

By:  \_\_\_\_\_  
HON. J. CLARK STANKOSKI

Date: 11/10/2022