Resolution 2026-18

RESOLUTION TO AUTHORIZE A TWELEVE DOLLAR AND FIFTY CENT CHARGE BY THE CLERK OF EVERY COURT IN WEAKLEY COUNTY HAVING JURISDICTION OF STATE MISDEMEANORS AND FELONIES FOR THE PURPOSES AUTHORIZED AND SET OUT IN T.C.A. § 40-3-106

WHEREAS, upon adoption of an appropriate resolution by a county legislative body, T.C.A. § 40-3-106 makes it the duty of the clerk of every court in that county having jurisdiction of state misdemeanors and felonies to include in every misdemeanor and felony cost bill, a charge of twelve dollars and fifty cents ($12.50) that must be remitted to the county government, except in counties that are part of a multiple county judicial district as defined in T.C.A. § 16-2-506, in which case this charge must be remitted to the office of the executive director of the district attorneys general conference for the purpose of providing supplemental funding for the office of the district attorney general within that judicial district. Any unencumbered moneys and any unexpended balance of such funds remaining at the end of a fiscal year do not revert to the state general fund but must be carried forward for the purpose for which they were originally intended; and

WHEREAS, under T.C.A. § 40-3-106 the aforesaid clerks may only charge the twelve dollars and fifty cents ($12.50) upon adoption of a resolution by a two-thirds (2/3) vote of the county legislative body of such county; and

WHEREAS, the county legislative body in Weakley County, Tennessee finds that implementation and collection of the foregoing charge is in the best interests of the county.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Weakley County, Tennessee, meeting in November session at Dresden, Tennessee, on this 17th day of November, 2025, that:

SECTION 1. The clerk of every court in Weakley County having jurisdiction of state misdemeanors and felonies shall include in every misdemeanor and felony cost bill, a charge of twelve dollars and fifty cents ($12.50) that must be remitted to the county government, except in counties that are part of a multiple county judicial district as defined in T.C.A. § 16-2-506, in which case this charge must be remitted to the office of the executive director of the district attorneys general conference for the purpose of providing supplemental funding for the office of the district attorney general in this judicial district. Any unencumbered moneys and any unexpended balance of such funds remaining at the end of a fiscal year do not revert to the state general fund but must be carried forward for the purpose for which they were originally intended;

SECTION 2. All costs collected by Weakley County government pursuant to this Resolution must be used for providing support services for the purpose of promoting public safety at the sole discretion of the district attorney general for the 27th judicial district;

SECTION 3. Weakley County may supplement the funds of the district attorney general system to promote public safety. The costs collected by Weakley County under this Resolution are supplemental and in addition to any funds received under T.C.A. § 40-3-106 or under title 8, chapter 7 of the Tennessee Code Annotated, relative to district attorneys general;

SECTION 4. In every misdemeanor and felony prosecution in which restitution is ordered or the privilege tax for the criminal injuries compensation fund established by T.C.A. § 40-24-107 is also levied, the cost imposed by this Resolution does not have priority over collection of that restitution or privilege tax; and

SECTION 5. This Resolution shall take effect immediately upon its passage and approval, the public welfare requiring it.

ADOPTED this 17th day of November, 2025 by a two-thirds (2/3) vote of the Weakley County legislative body.

SPONSORED BY:

SPONSORED BY:

ACKNOWLEDGED AND APPROVED:

Chairperson, Public Safety Committee Committee

ACKNOWLEDGED AND APPROVED:

Chairperson, Finance, Ways, and Means Committee

ATTESTED:

Kim Hughey, County Clerk

APPROVED:

Dennis Doster, Chairperson, County Commission

This the 17th of November, 2025.

APPROVED:

Dale Hutcherson, County Mayor

VETOED:

Dale Hutcherson, County Mayor

ROLL CALL VOTE
WEAKLEY COUNTY COMMISSION
KIM HUGHEY, COUNTY CLERK
DRESDEN, TENNESSEE

Commissioner Mehlhorn made a motion to approve Resolution No. 2026-18 authorizing a Twelve Dollar and Fifty Cent Charge by the Clerk of Every Court in Weakley County Having Jurisdiction of State Misdemeanors and Felonies for the Purposes Authorized and Set Out in TCA § 40-3-106. Motion seconded by Commissioner Donaldson.

	MOTION	SECOND	AYE	NO	ABSENT	PASS
DENNIS DOSTER			X			
BOBBY DUNLAP			X			
MARCUS HOPPER					X	
WADE COOK			X			
JAMES ROY POPE					X	
GREG USERY			X			
GARY EDDINGS			X			
JOHN ROBERT FREEMAN					X	
LARRY TAYLOR			X			
LARRY KELLY			X			
DAVID BELL			X			
JOEY MEHLHORN	X		X			
DAVID HAWKS			X			
BILLY HAZLEWOOD			X			
ROGER DONALDSON		X	X			
JACK VINCENT			X			
JAMES WASHBURN			X			
JAMES WESTBROOK			X			
TOTAL			15		3	

RESOLUTION PASSED

DATE: NOVEMBER 17, 2025