

(Published on the 21st day of August, 2013, in the Official City
Newspaper)

ORDINANCE NO. 13-7

**AN ORDINANCE ESTABLISHING COURT COSTS TO BE
ASSESSED IN MUNICIPAL COURT CASES.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY
OF GALENA, KANSAS that:**

Section 1. Article 1 of Chapter 9 of the Code of the City of Galena
is hereby amended to add the following section to read as follows:

9-112 **COURT COSTS.**

(a) That court costs shall be assessed against the accused person in
all cases in the city of Galena, Kansas, Municipal Court, where the
accused person is convicted or enters into a diversion agreement
with the city of Galena. The municipal court costs established
herein shall not apply to parking violations.

(b) The court costs of the Municipal Court of the City of Galena,
Kansas shall be assessed as follows: \$100.00 for a traffic infraction
or traffic misdemeanor case and \$162.00 for a misdemeanor case
that is not a traffic infraction or traffic misdemeanor case.

(c) The court costs paid to the city shall be allocated as follows:
 (1) to the General Fund of the City of Galena, Kansas for the
administration of justice in the amount of \$73.50 for a traffic
infraction or traffic misdemeanor case and \$135.50 for each
misdemeanor case that is not a traffic infraction or traffic
misdemeanor case;

(2) to the Local Law Enforcement Training Reimbursement Fund established pursuant to K.S.A. 74-5620, and amendments thereto, the sum of one dollar (\$1.00);

(3) to the Law Enforcement Training Center Fund established pursuant to K.S.A. 74-5619, and amendments thereto, the sum of eleven dollars and fifty cents (\$11.50);

(4) to the Juvenile Detention Facilities Fund established pursuant to K.S.A. 79-4803, and amendments thereto, to be expended for operational costs of facilities for the detention of juveniles, the sum of two dollars (\$2.00);

(5) to the Protection From Abuse fund established pursuant to K.S.A. 74-7325, and amendments thereto, the sum of fifty cents (\$0.50);

(6) to the Crime Victims Assistance Fund established pursuant to K.S.A. 74-7334, and amendments thereto, the sum of fifty cents (\$.50);

(7) to the Trauma Fund established pursuant to K.S.A. 75-5670, and amendments thereto, the sum of one dollar (\$1.00);

(8) to the Kansas Commission on Peace Officers' Standards and training fund established by K.S.A. 74-5619, and amendments thereto, the sum of two dollars and fifty cents (\$2.50);

(9) to the Department of Corrections Forensic Psychologist Fund established pursuant to K.S.A. 75-52,151, and amendments thereto, the sum of one dollar (\$1.00);

(10) to the Training, Testing and Continuing Judicial Education of Municipal Judges as provided in K.S.A. 12-4114 and K.S.A. 12-4116 and K.S.A. 20-1a11 and amendments thereto, the sum of fifty cents, such payment is sent directly from the court clerk to the state of Kansas (\$.50);

(11) to the Galena City Attorney Equipment, Training and Continuing Legal Education Fund which is hereby established to defer the costs of continuing legal education and equipment which shall be administered by the City Clerk of the City of Galena, Kansas, the sum of one dollar (\$1.00); and,

(12) to the City of Galena Local Law Enforcement Training Fund the sum of five dollars (\$5.00).

For the purpose of determining the amount to be assessed according to this Section 9-112 of this Code, if more than one complaint is filed in the municipal court against one individual arising out of the same incident, all such complaints shall be considered as one case.

(Code 2013, Ordinance 13-7)

9-113 SAME; MONEYS COLLECTED; REMITTANCE. The judge or clerk of the municipal court shall remit the appropriate assessments received in subsection (c)(2) through (c)(9) above to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto.

Section 2. This ordinance shall take effect upon publication in the official city newspaper.

Section 3. The provisions of Ordinance 12-9 are hereby repealed.

Passed and approved by the City Council of Galena, Kansas, this 19th day of August, 2013, by a vote of at least 4 council members.

Approved of by the Mayor of the City of Galena, Kansas, this 19th day of August, 2013.


Dale Oglesby
Mayor of Galena, Kansas

Attest:


Flora R. Charles
City Clerk
Ordinance No. 13-7

Prepared by:
Kevin Cure, City Attorney