

Published in the Galena Sentinel Times August 23, 2000.

**ORDINANCE NUMBER 00-9**

**AN ORDINANCE ESTABLISHING AN ASSESSMENT CONCERNING  
DRIVING UNDER THE INFLUENCE PROSECUTION FOR PURCHASE  
OF PROSECUTION AND LAW ENFORCEMENT EQUIPMENT**

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

Whereas on February 7<sup>th</sup>, 2000 the City of Galena enacted Charter Ordinance Number 14 exempting the City from the provisions of K.S.A. 21-4112 and permitted the assessment of costs for the administration of justice in the municipal court.

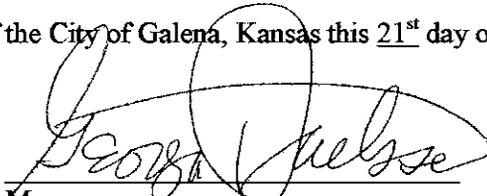
Section 1: That for all cases commenced by the filing of a complaint in the Municipal Court of Galena, Kansas on and after September 1, 2000, charging Driving Under the Influence of Drugs or Alcohol, where there is a finding of guilty, a plea of guilty, a plea of no contest, forfeiture of bond or a diversion, there shall be assessed as an additional costs in such matters an amount of \$100.00. The \$100.00 assessment may be waived by the court or, in the case of diversion of criminal proceedings, by the City Attorney, if the court or the City Attorney finds that the defendant is an indigent person.

Section 2: The monies collected under the provisions of this section shall be distributed to the Galena Police Department and the Galena Court Clerk's office for purchase of equipment that will assist in the prevention and prosecution of alcohol and drug related crimes or for training to assist in the prevention or prosecution of alcohol and drug related crimes. Such equipment shall include, but not be limited to, in-car video cameras, radar and laser speed detection devices and blood or breath alcohol concentration equipment.

Section 3: The monies collected under the provisions of this section shall be divided between the galena Police department and the Galena Court Clerk's office as follows: Police Department 75%, and Galena Municipal Court Clerk 25%

Section 4: This ordinance shall take effect after publication once in the official city newspaper.

Passed and Approved by the Governing Body of the City of Galena, Kansas this 21<sup>st</sup> day of August, 2000.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

(seal)