

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ESTABLISHING A MUNICIPAL COURT JUVENILE CASE MANAGER FUND; PROVIDING FOR THE ASSESSMENT AND COLLECTION OF A MUNICIPAL COURT JUVENILE CASE MANAGER FEE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

PART 1: There is hereby created and established a Municipal Court Juvenile Case Manager Fund. That Chapter 10, "Traffic Code", of the Code of Ordinances of the City of College Station, Texas, be amended to include the Juvenile Case Manager Fund, assessment and the collection of a Municipal Court Juvenile Case Manager Fee as set out in Exhibit "A", attached hereto and made a part of this ordinance for all purposes.

PART 2: That if any provisions of any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way effect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: That this Ordinance becomes effective immediately upon passage by the City Council.

PASSED, ADOPTED and APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

APPROVED:

\_\_\_\_\_  
RON SILVIA, Mayor

ATTEST:

\_\_\_\_\_  
Connie Hooks, City Secretary

APPROVED:

  
\_\_\_\_\_  
City Attorney

**EXHIBIT "A"**

That Chapter 10, "Traffic Code", of the Code of Ordinances of the City of College Station, Texas, is hereby amended, by adding Section 9, "Juvenile Case Manager Fund" as set out hereafter to read as follows:

**SECTION 9: JUVENILE CASE MANAGER FUND**

A. Definitions: For purposes of this section, the following words shall have the meaning given herein:

- (1) Convicted – shall have the meaning as defined in Article 102.0174(e) of the Texas Code of Criminal Procedure, as amended.
- (2) Fee – shall mean the juvenile case manager fee established under this section.
- (3) Fund – shall mean the juvenile case manager fund established under this section.

B. Pursuant to Article 102.0174 of the Texas Code of Criminal Procedure, as amended, there is hereby established the juvenile case manager fund, which will be a separate fund in the city treasury to be administered by or under the direction of the city council.

C. Each defendant convicted of a fine-only misdemeanor offense in the municipal court shall pay a juvenile case manager fee of five dollars (\$5.00) as a cost of court in addition to any other fines, penalties, or court costs required by city ordinance or state or federal law. A separate fee must be paid for each separate conviction of a fine-only misdemeanor offense.

D. The municipal judge may waive the juvenile case manager fee in the case of financial hardship.

E. The municipal clerk shall collect the fee and pay it to the city treasury for deposit in the fund. The fund may be used only to finance the salary and benefits of a juvenile case manager employed under Article 45.056 of the Texas Code of Criminal Procedure, as amended.