

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 10, "TRAFFIC CODE", OF THE CODE OF ORDINANCES OF THE CITY OF COLLEGE STATION, TEXAS BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; 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: That Chapter 10, "Traffic Code", of the Code of Ordinances of the City of College Station, Texas, be amended as set out in Exhibit "A", attached hereto and made a part of this ordinance for all purposes.

PART 2: That such amendment is hereby ratified, confirmed and adopted as set out in Exhibit "A".

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 September 1, 2005.

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 10, "Municipal Court Technology Fund" as set out hereafter to read as follows:

SECTION 10: MUNICIPAL COURT TECHNOLOGY 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 102.0172(b) of the Texas Code of Criminal Procedure, as amended.
- (2) Fee – shall mean the municipal court technology fee established under this section.
- (3) Fund – shall mean the municipal court technology fund established under this section.
- (4) Technological Enhancements- shall mean all devices and services described in Article 102.0172(d) of the Texas Code of Criminal Procedure, as amended.

B. Pursuant to Article 102.0172 of the Texas Code of Criminal Procedure, as amended, there is hereby established the municipal court technology 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 misdemeanor offense in the municipal court of record shall pay a municipal court technology fee of four dollars (\$4.00) 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 misdemeanor offense.

D. 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 purchase of or to maintain technological enhancements for any municipal court of the city.