

AN ORDINANCE AMENDING ORDINANCE NO. 4788, MUNICIPAL CODE OF THE CITY OF RICHMOND HEIGHTS, MISSOURI, CHAPTER 140, MUNICIPAL COURT, SECTION 140.030; COURT COSTS GENERALLY (A), BY ADDING NEW SUBSECTION 12, TO ALLOW A SURCHARGE TO BE COLLECTED WHEN A BIOMETRIC VERIFICATION SYSTEM IS IN PLACE.

WHEREAS, Section 488.5026 R.S. MO, permits municipalities to adopt ordinances allowing for a Inmate Security Fund Surcharge if said municipalities have a biometric verification system in place in their jail to ensure that inmates can be properly identified and tracked within the local jail system; and

WHEREAS, The City of Richmond Heights does have a biometric verification system in place in its jail;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF RICHMOND HEIGHTS, MISSOURI, as follows:

SECTION 1. Ordinance No. 4788, Municipal Code of the City of Richmond Heights, Missouri, Chapter 140, Municipal Court, Section 140.030 Court Costs Generally (A) is hereby amended by adding new Subsection 12 as follows:

ADD:

12. A surcharge of two dollars (\$2.00) pursuant to the provisions of Section 488.5026 RSMo, shall be collected in all cases, except where the proceeding is dismissed by the Court or when the costs are to be paid by the City. All fees collected pursuant to this subsection shall be transmitted monthly to the Treasurer of the City. All funds collected pursuant to this Subsection shall be used only to develop and maintain a biometric verification system to ensure that inmates can be properly identified and tracked within the local jail system, and to pay for any expenses related to custody and housing and other expenses for prisoners.

SECTION 3. The Chapter, Article, Division and/or Section assignments designated in this Ordinance may be revised and altered in the process of recodifying or servicing the City=s Code of Ordinances upon supplementation of such code if, in the discretion of the editor, an alternative designation would be more reasonable. In adjusting such designations the editor may also change other designations and numerical assignment of code sections to accommodate such changes.

SECTION 4. It is hereby declared to be the intention of the City Council that each and every part, section and subsection of this Ordinance shall be separate and

severable from each and every other part, section and subsection hereof and that the City Council intends to adopt each said part, section and subsection separately and independently of any other part, section and subsection. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections and subsections shall be and remain in full force and effect.

SECTION 5. This ordinance shall be in full force and effect on the 31st day after its passage as provided by law.

PASSED and SIGNED this 2nd day of June, 2008.

JAMES J. BECK
MAYOR

ATTEST:

PATRICIA S. VILLMER
DEPUTY CITY CLERK

APPROVED AS TO FORM:

KENNETH J. HEINZ
CITY ATTORNEY

First reading: May 19, 2008
Second reading: June 2, 2008