

(Published in the Kingman Leader Courier, the official City newspaper, _____, 2019) 1t

ORDINANCE NO. 2060

AN ORDINANCE AMENDING SECTION 9-112 OF THE CODE OF THE CITY OF KINGMAN, KANSAS, RELATING TO THE ASSESSMENT OF COURT COSTS IN MUNICIPAL COURT.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF KINGMAN, KANSAS:

Section 1: Section 9-112 of the Code of the City of Kingman, Kansas, shall be amended to read as follows:

“9-112. Court Costs. The following costs shall be assessed, where applicable, against persons who are found guilty, plead guilty, or fail to comply with a traffic citation as costs for the administration of justice:

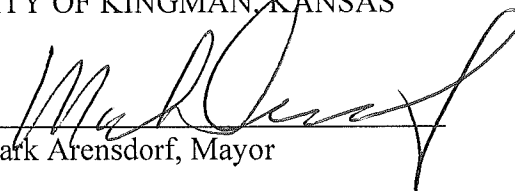
- a. The sum of \$90.00 shall be assessed as court costs against each person charged with a violation of any ordinances of the City of Kingman, unless found not guilty or imposition of court costs is otherwise prohibited by ordinances of the City of Kingman. The \$90.00 in court costs shall include all costs required by state statute.
- b. A cost of \$25.00 shall be assessed against each person for whom a municipal court bench warrant is ordered by the court for failure to appear, probation violation, or failure to comply.
- c. A cost of \$25.00 shall be assessed against each person for whom a municipal court bench warrant is ordered by the court for failure to pay any fine, penalty, or costs as provided in this section.
- d. Each person placed under the supervision of a probation officer shall pay a probation fee of \$60.00 for each probation.
- e. The cost for housing, meals, and medical care while incarcerated prior to and after a conviction for a violation of the ordinances of the City of Kingman shall be assessed against each person. Said cost shall be the amount actually charged by the Kingman County Sheriff and paid by the City of Kingman.
 1. In determining the amount and method of payment of costs for housing, meals, and medical care, the Court shall take into account the financial resources of the person and the nature of the burden that payment of such fees will impose.
 2. If a person alleges the cost of housing, meals, and medical care would create an undue hardship on the person, he or she may, by motion to the municipal court, request that such costs be waived and/or reduced. If the Court, in its discretion after evaluating the evidence, determines that such fees will create an undue hardship, the Court may waive or reduce said fees.

- f. A blood draw fee of \$40.00 shall be imposed upon each person convicted of a crime for which blood was drawn for testing at the laboratory of the Kansas Bureau of Investigation.
- g. Except as set forth herein, the assessment and imposition of court costs pursuant to this section shall be mandatory, however, the Court shall have the authority to take into account a person's financial circumstances to determine if such fees or costs would create an undue hardship. If the Court determines after review of the evidence that an undue hardship exists, it may waive or reduce fines, fees, and costs or allow performance of community service work to reduce or pay fines, fees, and costs.
- h. The costs and fees assessed pursuant to this section shall be in addition to any fine imposed."

Section 2: This Ordinance shall take effect and be in full force from and after its publication in the official City newspaper.


Approved and passed by the Governing Body of the City of Kingman, Kansas, this 14th day of November, 2019.

THE GOVERNING BODY OF THE
CITY OF KINGMAN, KANSAS



Mark Arensdorf, Mayor

(Seal)
Attest:



Cindy Conrardy, City Clerk