



Agenda Commentary

Item Title/ Subject: Ordinance No. 943 – Court Collections

Staff Source: City Clerk Lisa Anders

History/Background Information: Ordinance No. 942 was approved on January 15th regarding court collections when a judgment of conviction is entered. The wording should have been “upon entry of judgement.”

Item/Subject Summary: Ordinance No. 943 has the correct wording to allow for the collection of tax fees and costs upon the entry of judgment.

Price/Cost:

Recommendation: Approval of Ordinance No. 943

ORDINANCE NO. 943

**AN ORDINANCE AMENDING 1-10-9
OF THE CLINTON CITY CODE
AUTHORIZING THE ASSESSMENT AND
COLLECTION OF COURT COSTS
IN ACCORDANCE WITH STATE STATUTE**

WHEREAS, The City of Clinton has passed an Ordinance that allows the Court Clerk to tax fees and costs to a Defendant, which has been Codified at 1-10-9.

WHEREAS, State legislation regulates the maximum amount to be charged as fees and costs.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF CITY OF CLINTON, OKLAHOMA:

- I.** Section 1-10-9 shall be amended to read as follows:

~~Upon entry of judgment,~~ the clerk of the court shall tax the costs to the defendant in a sum not exceeding the amount established by Title 11 Okla. Stat. § 27-126, plus any fees assessed by the Court, all of which the defendant shall pay, in addition to any fine that may be imposed.

PASSED AND DULY ADOPTED by the Council of the City of Clinton, Oklahoma this ___ day of _____, 2013.

MAYOR

ATTEST:

CITY CLERK

(SEAL)

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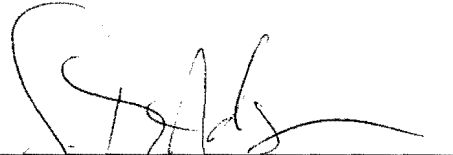
WHEREAS, State legislation regulates the maximum amount to be charged as fees and costs.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF CITY OF CLINTON, OKLAHOMA:

I. Section 1-10-9 shall be amended to read as follows:

~~If judgment of conviction is entered,~~ the clerk of the court shall tax the costs to the defendant in a sum not exceeding the amount established by Title 11 Okla. Stat. § 27-126, plus the fees and mileage of witnesses, all of which the defendant shall pay, in addition to any fine that may be imposed.

PASSED AND DULY ADOPTED by the Council of the City of Clinton, Oklahoma this 15 day of January, 2013.



MAYOR

ATTEST:

Lisa Anderson
CITY CLERK

(SEAL)