

AN ORDINANCE AMENDING SECTION 125.260 OF THE CITY OF BRECKENRIDGE HILLS MUNICIPAL CODE BY THE ADOPTION OF A NEW SUBSECTION(S) ESTABLISHING AN ADDITIONAL COURT COST OF \$1.00 FOR THE ESTABLISHMENT AND FUNDING OF A JUDICIAL EDUCATION FUND AND AN APPOINTED COUNSEL FUND AND \$2.00 FOR THE ESTABLISHMENT OF AN ADDITIONAL COURT COST OF \$2.00 FOR SHELTERS FOR BATTERED PERSONS.

BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF BRECKENRIDGE HILLS, MISSOURI, AS FOLLOWS:

Section 1. Section 125.260(2) of the Breckenridge Hills Municipal Code is hereby amended inserting a subsections (c) AND (d) as provided herein:

(c) A Judicial Education Fund and Appointed Counsel Fund are both hereby established. A fee of one dollar (\$1.00) pursuant to the provisions of Section 479.260 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 and shall be allocated between the Judicial Education Fund and the Appointed Counsel Fund in a manner determined by the Municipal Court.

- (i) All funds collected pursuant to this Subsection and retained in the Judicial Education Fund shall be used only to pay for:
 - 1. The continuing education and certification required of the Municipal Judge by law or Supreme Court Rule; and
 - 2. Judicial Education and training for the Court Administrator and Clerks of the Municipal Court and;

The Municipal Court shall not retain more than one thousand five hundred dollars (\$1,500.00) in the Judicial Education fund for each Judge, Administrator, or Clerk of the Municipal Court. Any excess funds shall be transmitted quarterly to the General Revenue Fund of the City's Treasury.

- (ii) All funds collected pursuant to this Subsection and retained in the Appointed Counsel Fund shall be used only to pay the reasonable fees approved by the court for the appointment of an attorney to represent any defendant found by the judge to be indigent and unable to pay for legal representation, and where the supreme court rules or the law prescribes such appointment.

The Municipal Court shall not retain more than five thousand dollars (\$5,000.00) in the Appointed Counsel Fund. Any excess funds shall be transmitted quarterly to the General Revenue Fund of the City's Treasury.

(d) A surcharge in the sum of two dollars (\$2.00) authorized by Section 488.607, RSMo. for the purpose of providing operating expenses for shelters for battered persons, as defined in Sections 455.200 and 455.230 RSMo. Such cost shall be collected by the Court Clerk and disbursed by the City to such shelters that meet the requirements and qualifications of Sections 455.200 to 455.230, Rsmo.

Section 2. This Ordinance shall take effect and be in full force immediately following its passage and being signed as provided by law.

Passed and Approved by the Board of Alderman for the City of Breckenridge Hills, Missouri, this 18 day of December, 2023.

Jack Shrewsbury
Mayor, City of Breckenridge Hills

Attest:

City Clerk