

1 (Published in the Topeka Metro News January 30, 2008)

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3 **ORDINANCE NO. 19018**

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5 AN ORDINANCE introduced by Councilmember Brett Blackburn, amending City of  
6 Topeka Code § 50-26 concerning court costs and fees, and  
7 specifically repealing said original section.  
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9 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

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11 Section 1. That City of Topeka Code § 50-26, Court costs and fees, is hereby  
12 amended to read as follows:

13 **Court costs and fees.**

14 The following costs and fees shall be charged in the municipal court:

15 (1) Costs. Unless otherwise prohibited by City ordinance or Kansas law, persons  
16 who plead no contest, plead guilty, or who are convicted shall be assessed costs for the  
17 administration of justice in any municipal court case, including:

18 a. Each case, except as described in subsection b. without regard to the  
19 number of counts . . . \$61.00

20 b. Each criminal misdemeanor case equivalent to an A or B misdemeanor as  
21 defined by state law or a misdemeanor defined by city ordinance . . . 128.00

22 (2) For mileage, subpoena and witness costs for defense witnesses:

23 a. Per day or any part thereof for an appearance . . . 5.00

24 b. Plus, per mile actually driven over ten (10) miles (Reimbursement  
25 consistent with Internal Revenue Service allowed rate)

26 (3) For mileage driven by a law enforcement officer to serve a subpoena or warrant  
27 or to transport a person arrested or detained in the state under a warrant issued by the

28 municipal court, per mile actually driven over ten (10) miles outside the city limits  
29 (Reimbursement consistent with Internal Revenue Service allowed rate)

30 (4) For each warrant issued . . . 25.00

31 (5) State mandated fees:

32 a. *Judicial branch education fund (K.S.A. 12-4116 and amendments thereto):*

33 Each case, without regard to the number of counts, shall be assessed an amount fixed  
34 by order of the state supreme court. Funds collected pursuant to this assessment shall  
35 be distributed as required by state law.

36 b. *Local law enforcement funds, (as required by state law):* Each case,  
37 without regard to the number of counts, charging a criminal or public offense or charging  
38 an offense defined as a moving traffic offense pursuant to state law shall be assessed  
39 an amount fixed by state law. Funds collected shall be distributed as required by state  
40 law.

41 (6) Crime prevention fund . . . 3.50

42 (7) Police Department Equipment Fund . . . ~~5.00~~10.00 until November 8, 2012, at  
43 which time the amount shall revert to 5.00

44 (8) Except as provided herein, the judge or clerk of the municipal court shall remit at  
45 least monthly the appropriate assessments received pursuant to this section as required  
46 by state law, supreme court order or City of Topeka ordinance.

47 (9) For the purpose of determining the amounts to be assessed according to this  
48 section, if more than one (1) complaint is filed against one (1) individual arising out of  
49 the same incident, all such complaints shall be considered as one (1) case.

50 Section 2. That City of Topeka Code § 50-26 is hereby specifically repealed.

