

ORDINANCE NO. 09-5492

AN ORDINANCE OF THE CITY OF BILLINGS, PROVIDING THAT THE BILLINGS MONTANA CITY CODE BE AMENDED BY ADDING A SECTION NUMBERED 10-404; PROVIDING FOR THE ASSESSMENT OF ADMINISTRATIVE FEE BY MUNICIPAL COURT AS PART OF THE OPERATION OF TREATMENT COURTS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

That the Billings, Montana City Code be amended by adding a section to be numbered 10-404, to read as follows:

1. Establishment of Municipal Treatment Court Administrative Fee. The Municipal Court shall assess an administrative processing fee of twenty five dollars (\$25.00) as part of the disposition of all citations and complaints, criminal and traffic, in which a factual nexus to alcohol, dangerous drugs, controlled substances or drug paraphernalia exists. This surcharge shall be assessed to offset administrative expenses or costs for operation of Billings Municipal Court Treatment Courts. It shall be assessed upon a conviction, bond forfeiture, nolo contendre plea, or plea of guilty entered. This surcharge is not a fine and shall be assessed in addition to other taxable court costs, fees, or fines. The amount of this administrative processing fee may be modified by resolution of the city council.
2. Effective Date. This ordinance shall be effective thirty (30) days after second reading and final adoption as provided by law.
3. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions of this ordinance which may be given effect without the invalid provisions or application, and, to this end, the provisions of this ordinance are declared to be severable.

PASSED by the City Council on first reading this 13<sup>th</sup> day of April, 2009.

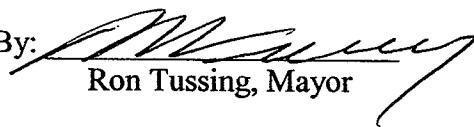
PASSED, ADOPTED and APPROVED on second reading this 27<sup>th</sup> day of April, 2009.



ATTEST:

By: Cari Martin  
Cari Martin, City Clerk

CITY OF BILLINGS

By:   
Ron Tussing, Mayor