

ORDINANCE NO 2010-03

AN ORDINANCE AUTHORIZING THE LEVY OF AN ADDITIONAL TWENTY DOLLAR (\$20 00) FINE TO HELP DEFRAY THE EXPENSE OF INCARCERATING CITY PRISONERS PURSUANT TO ACT 209 OF 2009, AND FOR OTHER PURPOSES

WHEREAS, the Arkansas General Assembly passed Act 209 of 2009, amending A.C.A. § 16-17-129, which authorizes the city, by ordinance, to levy up to an additional Twenty Dollar (\$20 00) fine, and not to exceed Twenty Dollars (\$20 00), to help defray the expense of incarcerating city prisoners, and

WHEREAS, it is in the best interest and welfare of the citizens of Bull Shoals, Arkansas, that an additional fine of Twenty Dollars (\$20 00) be levied and collected from each defendant who pleads guilty or nolo contendere to, is found guilty of, or forfeits bond for any misdemeanor or traffic violation in the City Court within Bull Shoals, Arkansas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF BULL SHOALS, ARKANSAS, THAT

SECTION 1 That pursuant to Act 209 of 2009, of the General Assembly of the State of Arkansas, an additional fine of Twenty Dollars (\$20 00) shall be levied and collected from each defendant who pleads guilty or nolo contendere to, is found guilty of, or forfeits bond for any misdemeanor or traffic violation in the City Court within Bull Shoals, Arkansas.

SECTION 2. That the additional fine levied by the city under this Ordinance shall be deposited into a special fund within the City Treasury, and the revenues generated by the additional fine shall be used exclusively to help defray the cost of incarcerating city prisoners.

SECTION 3 The additional fine authorized by this Ordinance shall apply to each charge, count, violation, or offense that a defendant pleads guilty or nolo contendere to, is found guilty of, or forfeits bond for, including each misdemeanor or traffic violation.

SECTION 4 The various provisions and parts of this Ordinance are hereby declared to be severable, and, if any section or part of a section, or any provision or part of a provision herein, is declared to be unconstitutional, inappropriate, or invalid by any court of competent jurisdiction, such holding shall not invalidate or affect the remainder of this Ordinance and to that extent the provisions hereto are declared to be severable.

SECTION 5 That all Ordinances or parts of Ordinances found to be in conflict herewith, are hereby repealed.

Passed and adopted this 29<sup>th</sup> day of April 2010

APPROVED. Kimberly M. Williams  
Kimberly M. Williams  
Recorder/Treasurer/Acting Mayor

ATTEST Donald R. Matejka  
Donald R. Matejka  
Alderman

Pursuant to Ordinance 93-10 and permitted by Act 295 of 1993, I, Kimberly M. Williams, Recorder/Treasurer, certify I have posted this ordinance in five of the most public places of the City (Arvest Bank, City Hall, First Security Bank, Harps bulletin board and the Meeting Place bulletin board)

Posted. April 30, 2010

Signed. Kimberly M. Williams