

ORDINANCE NO. 03-12

AN ORDINANCE AUTHORIZING THE ASSESSMENT OF ADDITIONAL COURT FEES AND COSTS FOR THE PURPOSE OF PAYING COURTHOUSE EXPENSES.

BE IT ORDAINED BY THE FISCAL COURT OF MADISON COUNTY, COMMONWEALTH OF KENTUCKY:

WHEREAS, Kentucky Revised Statutes, including but not limited to KRS 23A.220 and KRS 24A.185 provide that fiscal courts, by ordinance, may assess additional fees and costs in both circuit and district court, the revenue from which may be used for the purpose of paying expenses for courthouses, bonds related to them and for administrative expenses of courthouses, and

WHEREAS, Kentucky Revised Statute 64.091 provides that fiscal court may, by ordinance, assess additional fees on the service of subpoenas and civil summons, the revenue from which may be used for the purpose of paying expenses for courthouse, bonds relating to them, and for administrative expenses of courthouses; and

WHEREAS, the County of Madison presently owns, controls, and operates several facilities being utilized as courthouses or annexes thereto; and

WHEREAS, it is anticipated that the County of Madison will soon need to acquire or construct a new facility to be used as an additional annex to provide needed space for courthouse purposes;

NOW, THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF THE COUNTY OF MADISON, COMMONWEALTH OF KENTUCKY, AS FOLLOWS:

RECEIVED
WILLIAM E. GABBARD

SEP 09 2003

MADISON CO. CLERK
A.M. 11:37 P.M. _____

1. Pursuant to the authority as contained in KRS 23A.220 the following fees are hereby assessed on matters filed in Madison Circuit Court:

- a) In civil cases, a fee of twenty-five dollars (\$25) shall be added to filing fees;
- b) In criminal cases, a cost of twenty-five dollars (\$25) shall be added to the court costs that the defendant is required to pay; and
- c) In civil cases that are appealed from the Circuit Court to the Court of Appeals, a fee of twenty-five (\$25) dollars shall be added to the filing fees.

2. Pursuant to the authority as contained in KRS 24A.185, the following fees are hereby assessed on matters filed in Madison District Court:

- a) In all traffic offense cases, a fee of ten dollars (\$10) shall be added to the court costs;
- b) In probate cases, a filing fee of ten dollars (\$10) shall be added to each filing fee;
- c) In misdemeanor cases, a cost of twenty dollars (\$20) shall be added to the court costs;
- d) In small claim cases, a fee of ten dollars (\$10) shall be added to all filing fees; and
- e) In civil cases, a fee of ten dollars (\$10) shall be added to all filing fees.

3. Pursuant to the authority as contained in KRS 64.091, the following fees are hereby assessed on process served by the Madison County Sheriff:

- (a) In addition to the fees normally charged for the service of a subpoena, the person requesting service shall be charged a fee of ten dollars (\$10); and
- (b) In addition to the fees normally charged for the service of a civil summons, the person requesting service shall be charged a fee of ten dollars (\$10).

Nothing in this section shall charge any other fee allocation allowed by statute.

4. The Madison County Sheriff shall retain the fees collected separately and submit them monthly to the Madison Fiscal Court.

5. The Madison Circuit Clerk shall remit the fees assessed by this ordinance to the finance and administration cabinet no later than the 7th working day of each month.

6. The revenue generated by the terms of this ordinance shall be set aside by the treasurer of Madison County and shall be used only for the expenses recited in the preamble of this ordinance.

7. This ordinance shall take effect immediately upon 2nd reading and shall override any previous ordinances in conflict herewith.

THIS ORDINANCE NO. 03- 12 SHALL BECOME EFFECTIVE ON THE DATE OF THE SECOND READING AND ADOPTION.

INTRODUCED, SECONDED AND GIVEN FIRST READING APPROVAL at a duly convened meeting of the Fiscal Court of Madison County, Kentucky held on the 19 day of August, 2003.

GIVEN SECOND READING AND ADOPTED at a duly convened meeting of the Fiscal Court of Madison County, Kentucky, held on the 9 day of September, 2003, and of record in Fiscal Court Order Book 69, Page 160.

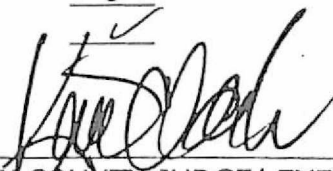
DATE ADOPTED: 9-9-03
MOTION BY: William H. Tudor
SECONDED BY: Billy Ray Hughes

VOTE:

YES

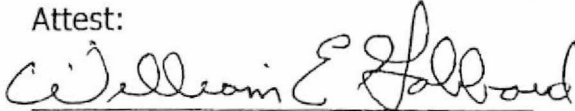
NO

Magistrate Billy Ray Hughes
Magistrate Roger Barger
Magistrate William Tudor
Magistrate Larry Combs
Judge Kent Clark



MADISON COUNTY JUDGE/ EXECUTIVE

Attest:



County Clerk



KENT CLARK - MADISON COUNTY JUDGE/EXECUTIVE
COURTHOUSE - 101 WEST MAIN STREET
RICHMOND, KENTUCKY 40475

Fax

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• Comments:

622-8030