

ATTACHMENT 4
GOODYEAR CITY CODE
ARTICLE 6-3 – BLACKLINED COPY

6-3-3 DEFAULT FEE.

Commencing on the first day of December 1995, the Municipal Judge or hearing officer of the court shall assess a defendant a default fee of \$25~~35~~ for each default judgment entered in a civil traffic violation case upon a failure of such defendant to appear or upon such defendant's failure to pay a civil sanction, unless such default judgment is set aside under Rules of Procedure in Civil Traffic Violation Cases, Rule 28. The Municipal Judge or hearing officer may waive all or any part of the fee if the payment of the fee would cause undue hardship to the defendant.

(Prior Code, § 6-3-3) (Am. Ord. 99-641, passed 2-8-1999)

(Amended to \$35 per Resolution 10-1357 adopting the Goodyear Municipal User Fee Schedule)

6-3-5 COURT ENHANCEMENT FUND.

(A) There is created a Court Enhancement Fund, which shall be used exclusively to enhance the technological and security capabilities of the court.

(B) The Court Enhancement Fund shall be funded by an enhancement fee in the amount of \$40~~20~~ which shall be applied by the city court on all fines, sanctions, penalties and assessments imposed by the city court. The enhancement fee shall also apply to fees collected for court authorized diversion programs. COURT AUTHORIZED DIVERSION PROGRAM, as used in this section, means a program in which an individual charged with any civil, criminal or petty offense is not prosecuted for the offense on successful completion of an authorized diversion program and it includes authorized defensive driving courses.

(C) The Court Enhancement Fund shall be established as a designated fund account with the City Finance Director. The city court shall collect enhancement fees and deposit them in the Court Enhancement Fund Account. The City Finance Director shall invest the monies in the Fund in the same manner as city funds. Interest earned on Fund monies shall be deposited in the Fund.

(D) The city court shall administer the Fund and may make expenditures from the Fund for the purposes provided in this section. Monies from the Fund shall supplement monies already provided in the city court for the general purposes stated in this section.

(E) The city court shall annually submit to the Mayor and City Council and the City Manager a report detailing the amount of money collected and expended during the reporting period and the progress made in court enhancement.

(Prior Code, § 6-3-5) (Ord. 98-602, passed 4-27-1998)

6-3-6 ADMINISTRATIVE FEE.

The city court may assess and collect an administrative fee of \$40~~100~~ with regard to any defendant who is permitted and elects to participate in any counseling or diversionary programs as an alternative to a judicial resolution of any charge against the defendant.

(Prior Code, § 6-3-6) (Ord. 98-602, passed 4-27-1998)

(Amended to \$100 per Resolution 10-1357 adopting the Goodyear Municipal User Fee Schedule)