

CITY OF LAS VEGAS, NEW MEXICO
Ordinance No. 21-01

AN ORDINANCE TO AMEND the Code of the City of Las Vegas by amending the docket fees collected by the Municipal Court in Section 20-13(A). This Ordinance is enacted pursuant to Sections 2.02 of the City of Las Vegas Municipal Charter, and is an exercise of the City's home rule powers.

BE IT ENACTED by the Governing Body of the City of Las Vegas as follows:

Section 1. The Code of the City of Las Vegas, Section 20-13(A) is hereby amended to change the "docket fee" of twenty dollars (\$20.00) to forty dollars (\$40.00) to read as follows:

20-13(A) Docket Fee. The Municipal Court shall collect forty dollars (\$40.00) as and for a docket fee from any person or entity filing a complaint for violation of any City ordinance except that no such fee shall be collected from the City Attorney for the City of Las Vegas, a municipal code enforcement officer, a municipal Fire Department employee acting in their role as such an employee, a campus security officer acting in their role as such an officer, or a full-time salaried City of Las Vegas, county or state law enforcement officer, when the complaint is filed on behalf of a governmental entity. The Municipal Court may grant free process to any private party upon a showing of indigence. The Municipal Court may deny free process if it finds that the complaint, on its face, fails to sufficiently state a cause of action.

Section 2. For each \$40.00 docket fee, \$20.00 shall specifically go to the City's general fund, \$15.00 shall specifically go to the City funds used for public safety purposes, and \$5.00 shall specifically go to the City funds marked for the Municipal Court.

Section 3. Full Force and Effect. Except as specifically amended above, Section 20-13 shall remain in full force and effect.

Section 4. Severability. The provisions of this ordinance are declared to be severable, and if any portion of this ordinance, for any reason, is held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of this ordinance.

Section 5. Effective Date. This ordinance shall become effective upon the execution by the Mayor and the affirmative vote of the majority of the Governing Body.

PASSED, ADOPTED and ENACTED this _____ day of January, 2021.

Mayor Louie A. Trujillo

ATTEST:

Reviewed and approved as to legal sufficiency only:

Casandra Fresquez, City Clerk

Scott Aaron, City Attorney