COUNCIL BILL NO. 2020-007 ORDINANCE NO.

AN ORDINANCE repealing Chapter 114, Traffic, Article II, Administration and Enforcement, Division 2, Traffic Violations Bureau.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, as follows:

WHEREAS, Chapter 42, Courts, Article II, Municipal Court, Division 4, Violations Bureau, Sec. 42-91 authorizes but does not require the municipal court judge to establish a violations bureau for certain designated municipal ordinance violations;

WHEREAS, Chapter 114, Traffic, Article II, Administration and Enforcement, Division 2, Traffic Violations Bureau, Sec. 114-71 requires the municipal court judge to establish a traffic violations bureau to be governed by Missouri Supreme Court Rule 37;

WHEREAS, Sec. 42-91 and Sec. 114-71 are inconsistent;

WHEREAS, Missouri Supreme Court Rule 37 deprives the municipal court judge of discretion in assessing fines for municipal ordinance violations where there is a local Rule 37 violations bureau; and

WHEREAS, Chapter 114, Traffic, Article II, Administration and Enforcement, Division 2, Traffic Violations Bureau should be repealed.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, as follows:

Section 1. That Chapter 114, Traffic, Article II, Administration and Enforcement, Division 2, Traffic Violations Bureau, is repealed.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this _____ day of _____, 2020, by a vote of _____.

_____
Ryan D. Stanley, Mayor

ATTEST:

_____
Barbara J. Gollhofer, City Clerk

APPROVED AS TO FORM:

_____
Peter C. Edwards, City Attorney