

(First Published in the Rose Hill Reporter on the 6th day of February, 2025.)

THE CITY OF ROSE HILL, KANSAS

ORDINANCE NO. 730

**AN ORDINANCE AMENDING CHAPTER IX. MUNICIPAL COURT,  
ARTICLE 1. GENERAL PROVISIONS, SECTION 9-108. MUNICIPAL  
COURT COSTS. OF THE CODE OF THE CITY OF ROSE HILL.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ROSE HILL,  
KANSAS:**

**Section 1.** Section 9-108 of the Code of the City of Rose Hill is hereby amended to read as follows:

**9-108. Municipal court costs.**

(a) Court costs shall be assessed against each person charged with a violation of any of the ordinances of this city, unless found not guilty.

(b) In addition to the cost required by state statute, the sum of \$49.50 shall be assessed as court costs against each person charged with such a violation of any of the ordinances of the city, unless found not guilty.

(c) In addition to the court costs set forth above, for each person who fails to comply as set forth in section 201.1 of the Standard Traffic Ordinance adopted as set forth in section 14-101 of the Code of the City of Rose Hill or fails to appear as set out in section 7.17 of the Uniform Public Offense Code adopted as set forth in section 11-101 of the Code of the City of Rose Hill, a charge of \$25 may be assessed, unless found not guilty. Additional court costs may be assessed for each failure to appear.

(d) In addition to the court costs set forth above, for each municipal court bench warrant that is issued, a charge of \$75 may be assessed against the accused person who fails to comply as set forth in section 201.1 of the Standard Traffic Ordinance adopted as set forth in section 14-101 of the Code of the City of Rose Hill or fails to appear as set out in section 7.17 of the Uniform Public Offense Code adopted as set forth in section 11-101 of the Code of the City of Rose Hill, unless found not guilty.

(e) In addition to the court costs set forth above, for each person who is required to be fingerprinted by state statute, a charge of \$35 may be assessed.

(f) In addition to the court costs set forth above, a fee equal to the hourly rate billed to the City by Butler County for each hour incarcerated shall be assessed against a defendant in each case in which the defendant is incarcerated pursuant to an order of a municipal court judge. Such fees shall be assessed against defendants unless found not guilty.

(g) The costs shall be assessed in accordance with the terms contained in section 9-108 of the Code of the City of Rose Hill, Kansas and amendments thereto.

(h) If it appears to the court that the prosecution was instituted without probable cause and for malicious motives, the court may require the complaining witness or other person instituting the prosecution to appear and answer concerning that person's motives for instituting the prosecution. If upon hearing, the court determines that the prosecution was instituted without probable cause and from malicious motives, all costs in the case shall be assessed against the complaining witness or other person initiating the prosecution.

(i) At the conclusion of each municipal case, the court shall, where applicable, assess the costs against the responsible party.

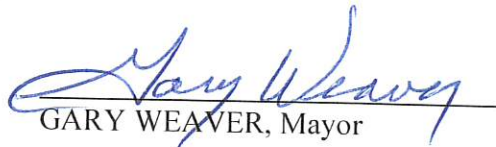
(j) The Municipal Court shall remit to the appropriate state official(s), agencies or funds, all mandated fees assessed as Municipal Court costs, including but not limited to, law enforcement training, judicial branch education and municipal judge training, domestic violence and abuse, victim's assistance fund and trauma registry fund, all as authorized by Kansas Law.

(k) The foregoing assessment shall be designated as court costs and shall be in addition to any other fines or orders of restitution imposed by the Municipal Court Judge.

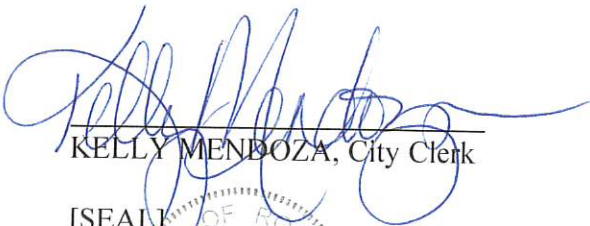
**Section 2.** Any prior ordinances conflicting with this ordinance of the City of Rose Hill are hereby repealed.

**Section 3.** This Ordinance shall take effect and be in force from and after publication in the official city newspaper.

PASSED AND APPROVED this 3<sup>rd</sup> day of February, 2025.

  
GARY WEAVER, Mayor

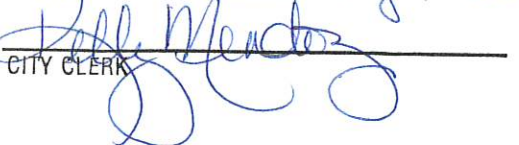
ATTEST:

  
KELLY MENDOZA, City Clerk

[SEAL]



I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE ORIGINAL ORDINANCE; THAT SAID ORDINANCE WAS PASSED ON THE 3<sup>rd</sup> DAY OF February, 2025; THAT THE RECORD OF THE FINAL VOTE ON ITS PASSAGE IS FOUND ON PAGE 2 OF THE MINUTES; THAT IT WAS PUBLISHED IN THE Rose Hill Reporter ON THE 6<sup>th</sup> DAY OF February, 2025

  
CITY CLERK