



TOWN OF MOUNT CARMEL, TENNESSEE

RESOLUTION NO. 22-619

RESOLUTION TO ADOPT THE AMENDMENT OF TENNESSEE CODE ANNOTATED §55-10-207, SECTION 4, RELATING TO ELECTRONIC TRAFFIC CITATION FEE

WHEREAS, Public Chapter No. 750, (Senate Bill 2350/House Bill 2368) enacted by the General Assembly of the State of Tennessee was passed April 7, 2014, which amended Tennessee Code Annotated (TCA) § 55-10-207, Section 4, to add a new subsection (e) relating to an Electronic Traffic Citation Fee as follows:

(e)(1) each court clerk shall charge and collect an electronic citation fee of five dollars (\$5.00) for each traffic citation resulting in a conviction. Such fee shall be assessable as court costs and paid by the defendant for any offense cited in a traffic citation delivered those results in a plea of guilty or nolo contendere, or a judgment of guilty. This fee shall be in addition to all other fees, taxes and charges. One dollar (\$1 .00) of such fee shall be retained by the court clerk. The remaining four dollars (\$4.00) of the fee shall be transmitted monthly by the court clerk to the law enforcement agency that prepared the traffic citation that resulted in a plea of guilty or nolo contendere, or a judgment of guilty.

(2) All funds derived from the electronic traffic citation fee that are transmitted to the law enforcement agency that prepared the traffic citation pursuant to subdivision (e)(1) shall be accounted for in a special revenue fund of such law enforcement agency and may only be used for the following purposes:

{A) Electronic citation system and program related expenditures; and

(B) Related expenditures by such local law enforcement agency for technology, equipment, repairs, replacement and training to maintain electronic citation programs.

(3) All funds derived from the electronic citation fee set aside for court clerks pursuant to subdivision (e)(1) shall be used for computer hardware purchases, usual and necessary computer related expenses, or replacement. Such funds shall be preserved for those purposes and shall not revert to the general fund at the end of a budget year if unexpended.

WHEREAS, the statute also states that the Legislative Body must adopt this resolution by a majority vote and any electronic traffic citation fee imposed pursuant to this resolution shall terminate five (5) years from the date on which the resolution is adopted.

NOW, THEREFORE, BE IT RESOLVED by the Town of Mount Carmel Board of Mayor and Alderman assembled in Regular Session on this 17th day of November, 2022, that this amendment to T.C.A. §55-10-207, Section 4, be approved.

A handwritten signature in black ink, reading "Pat Stilwell", written over a horizontal line.

Pat Stilwell, Mayor

Attest:

A handwritten signature in blue ink, appearing to read "Emily Wood", written over a horizontal line.

Emily Wood, City Recorder