



ARLINGTON COUNTY, VIRGINIA

County Board Agenda Item Meeting of May 5, 2007

DATE: April 30, 2007

SUBJECT: Request to adopt an amendment to Chapter 27-23 (Court security fee for persons convicted in Arlington county District or Circuit Court) of the Arlington County Code.

C. M. RECOMMENDATION:

Adopt the amendment to Chapter 27 of the Arlington County Code to increase the court security fee for persons convicted in the Arlington County District or Circuit Court from \$5.00 to \$10.00.

ISSUE: Should the Arlington County Code, Chapter 27-23, be amended to increase the Court security fee for persons convicted in Arlington County District or Circuit Court from \$5.00 to \$10.00 as amended by the 2007 General Assembly.

SUMMARY: The 2007 General Assembly amended § 53.1-120 of the Code of Virginia to allow the increase of the court security fee for persons convicted in Arlington County District or Circuit Court from \$5.00 to \$10.00.

BACKGROUND: In 2002 the General Assembly amended § 53.1-120 of the Code of Virginia to allow any county or city, through its governing body, to assess a sum not in excess of \$5 as part of the costs in each criminal or traffic case in the District or Circuit Court in which the defendant is convicted of a violation of any statute or ordinance. In 2007, the statute was amended to allow for a \$10.00 assessment. The imposition of this assessment is by ordinance of the governing body. The assessment is to be collected by the Clerk of the Court in which the case is heard, remitted to the Treasurer of the County and held by the Treasurer to be appropriated by the governing body to the Sheriff's Office. The assessment can be used solely for the funding of courthouse security personnel, and, if requested by the sheriff, equipment and other personal property used in connection with courthouse security.

DISCUSSION: It is projected that \$175,000 in additional revenue would result from this fee increase. These monies would be used to offset general fund expenditures in the Sheriff's budget. .

County Manager: _____

County Attorney: _____

Staff: Susie Doyel, Sheriff's Office

Report Date: 4/30/2007

FISCAL IMPACT: If the County Board adopts the proposed fee increase, an additional \$175,000 in revenues is projected.

Attachment A

AN ORDINANCE TO AMEND, REENACT, AND RECODIFY CHAPTER 27, SECTION 27-23, OF THE ARLINGTON COUNTY CODE, RELATING TO AN INCREASE IN THE COURT SECURITY FEE FOR PERSONS CONVICTED IN ARLINGTON COUNTY DISTRICT OR CIRCUIT COURT.

BE IT ORDAINED that Chapter 27, of the Arlington County Code is amended, reenacted, and recodified as follows, effective July 1, 2007.

Chapter 27

MISCELLANEOUS ORDINANCES

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§ 27-23. Court security fee for persons convicted in Arlington County District or Circuit Court.

There shall be imposed a court security fee of ~~five~~ ten dollars (~~\$5.00~~) (\$10.00) on any defendant convicted of any statute or ordinance in each criminal or traffic case in Arlington County District or Circuit Court. The fee shall be ordered as a part of court costs collected by the appropriate clerk of the court and shall be remitted to the Arlington County Treasurer subject to appropriation by the County Board to the Arlington County Sheriff's Office for the funding of providing courthouse security personnel.

(Ord. No. 02-21, 7-20-02)