

ORDINANCE NO. 210

AN ORDINANCE TO AUTHORIZE THE CITY JUDGE TO SEND PERSONS CONVICTED OF MOVING VIOLATIONS IN MUNICIPAL COURT TO A DRIVER IMPROVEMENT COURSE.

WHEREAS, Pursuant to the authority of *Tenn. Code Anno.* § 55-10-307 and § 55-10-301, the City Judge of the Town of Mount Carmel, is authorized, at his discretion, to require persons convicted in the Municipal Court of moving traffic violations, to attend a driver improvement course, in lieu of, or in addition to, any other civil penalty the Municipal Court is authorized under laws of the state and an ordinance of the Town to impose; and

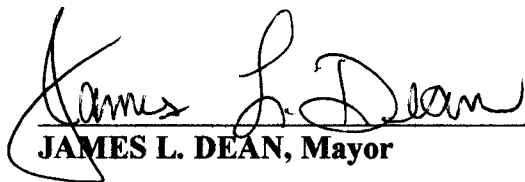
WHEREAS, The driver improvement course shall be conducted and administered by the Town of Mount Carmel, or by a nonprofit organization as defined by 26 U.S.C., § 501(c)(3), of the Internal Revenue Code, as determined by the Town by Resolution. In either case, the course shall be approved by the Tennessee Department of Public Safety before it begins operation; and

WHEREAS, The fee for the driver improvement court shall be seventy four dollars and seventy-five cents (\$74.75), payable by the person convicted of the moving traffic violation. However, no person shall be refused admission to the course for the inability to pay the fee. It shall be the responsibility of the City Judge to examine for indigence, persons claiming inability to pay the fee. After such examination, the City Judge may exempt the person in question from all or part of the fee. In addition, the City Judge in his discretion may permit the person to pay the fee on an installment schedule.

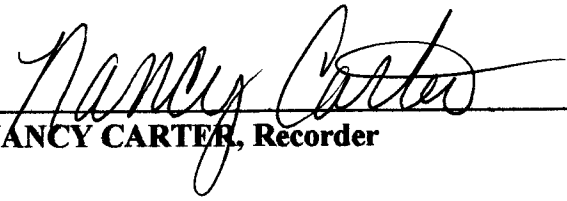
NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF The Town of Mount Carmel, Tennessee, as follows:

SECTION I. LEGAL STATUS PROVISIONS.

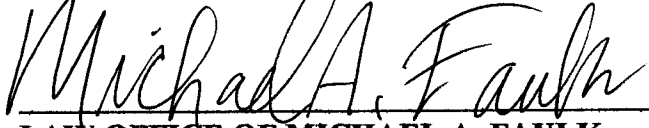
This ordinance shall become effective upon passage and publication, the public welfare requiring it.


JAMES L. DEAN, Mayor

ATTEST:


NANCY CARTER, Recorder

APPROVED AS TO FORM:


LAW OFFICE OF MICHAEL A. FAULK

FIRST READING	AYES	NAYS	OTHER
WAYNE ALLEY	✓		
HENRY BAILEY	✓		
EUGENE CHRISTIAN	✓		
JAMES DEAN, MAYOR	—		
GARY LAWSON	absent		
THOMAS WHEELER	✓		
CARL WOLFE	✓		
TOTALS	5	0	

PASSED FIRST READING: Nov, 18, 1999

SECOND READING	AYES	NAYS	OTHER
WAYNE ALLEY	✓		
HENRY BAILEY	✓		
EUGENE CHRISTIAN	✓		
JAMES DEAN, MAYOR	—		
GARY LAWSON	✓		
THOMAS WHEELER	✓		
CARL WOLFE	✓		
TOTALS	6	0	

passed - Dec 16, 1999
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