

ORDINANCE 2610

AN ORDINANCE OF THE CITY OF HURST AMENDING CHAPTER 13, MUNICIPAL COURT BY AMENDING SECTION 13-8, DELETING SECTIONS 13-14 AND 13-15 AND ADDING A NEW SECTION 13-14 RELEVANT TO THE ASSESSMENT AND COLLECTION OF REIMBURSEMENT FEES AND COURT COSTS; PROVIDING A CUMULATIVE CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City of Hurst (the "City") is a Home Rule municipality having full powers of self-government and may enact ordinances relative to its citizens' health, safety, and welfare that are not inconsistent with the Constitution and laws of the State; and

WHEREAS, the City has created a Municipal Court of record, having concurrent jurisdiction with the justice court in criminal cases that arise in the City and that are punishable by fine only; and

WHEREAS, House Bill 2282 of the 89th Legislature ("HB 2282") amended the reimbursement fees to defray the cost of the services provided for a defendant convicted of a felony or a misdemeanor; and

WHEREAS, House Bill 1950 of the 89th Legislature ("HB 1950") created a Consolidated Municipal Court Building Security and Technology Fund; and

WHEREAS, the City Council finds and determines that the fees and costs adopted by this ordinance are in compliance with the provisions and intent of HB 2282 and HB 1950, and are thus, revenue neutral to the greatest extent possible; and

WHEREAS, all statutory and constitutional requirements for the passage of this ordinance have been adhered to, including but not limited to the Open Meetings Act.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HURST, TEXAS:

SECTION 1: THAT all matters stated in the preamble are found to be true and correct and are incorporated herein as if copied in their entirety.

SECTION 2: THAT Chapter 13, Municipal Courts, Section 13-8 is amended and replaced, which shall read as follows:

Sec. 13-8. - Failure to appear; Fee for warrant of arrest.

If any person fails to appear before the court, either in compliance with a personal bond or as directed by a notice of the municipal court clerk's officer, and a warrant for the person's arrest is issued, a reimbursement fee of seventy-five dollars (\$75.00) shall be charged for the execution or processing of such warrant by the applicable law enforcement agency, pursuant to Article 102.011(a) of the Texas Code of Criminal Procedure. The reimbursement fee shall be assessed on conviction, regardless of whether the defendant was arrested at the same time for another offense, and shall be assessed for each arrest of a defendant arising out of the offense for which the defendant has been convicted.

SECTION 3: **THAT** Chapter 13, Municipal Courts, Section 13-14 – Municipal Court technology fund and 13-15 – Municipal Court building security fund are hereby repealed and a new Chapter 13, Municipal Courts, Section 13-14 is created, which shall read as follows:

Sec. 13-14. – Consolidated Municipal Court building security and technology fund

- (a) There is hereby created a Consolidated Municipal Court building security and technology fund.
- (b) The Consolidated Municipal Court building security and technology fund, consists of money allocated to the funds under Texas Local Government Code Section 134.103.
- (c) The money deposited in the Consolidated Municipal Court building security technology fund may be used to the extent permissible under state law.

SECTION 5: **THAT** this Ordinance shall be cumulative of all other City Ordinances and all other provisions of other Ordinances adopted by the City which are inconsistent with the terms or provisions of this Ordinance are hereby repealed

SECTION 6: **THAT** it is hereby declared to be the intention of the City Council of the City of Hurst, Texas, that sections, paragraphs, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be

declared legally invalid or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such legal invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance since the same would have been enacted by the City Council of the City of Hurst without the incorporation in this Ordinance of any such legally invalid or unconstitutional, phrase, sentence, paragraph or section.

SECTION 7: **THAT** this ordinance shall take effect immediately from and after its passage as the law in such case provides.

AND IT IS SO ORDERED.

Passed on the first reading on the 14th day of October 2025 by a vote of 5 to 0.

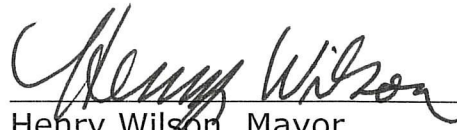
Approved on the second reading on the 11th day of November 2025 by a vote of 5 to 0.

ATTEST:



Rita Frick, City Secretary

CITY OF HURST



Henry Wilson, Mayor

Approved as to form and legality:



City Attorney