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CHAPTER 34: MAGISTRATE

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GENERAL PROVISIONS

§ 34.01 MAGISTRATE COURT ESTABLISHED; JURISDICTION.

There is hereby established in the city a Magistrate's court which shall have jurisdiction of all violations of this Code, and jurisdiction concurrently with justices of the peace of precincts in which the city is located of violation of laws of the state committed within the limits of the city.

(Prior Code, Art. 5-1) (Ord. 21, passed 12-23-1981)

§ 34.02 PROCEEDINGS OF COURT.

The proceedings shall be conducted in accordance with the state constitution, the applicable state statutes and rules of the State Supreme Court pertaining to police courts. The proceedings shall also be conducted in accordance with the Rules of Criminal Procedure for the Superior Court, unless otherwise prescribed, and providing this Code and resolutions of the city are not in conflict

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San Luis, AZ Code of Ordinance

§ 34.05 MUNICIPAL COURT FEES.

(A) *Municipal Court enhancement fee.* Persons convicted of criminal traffic or misdemeanor offenses, or found responsible for civil traffic offenses, with an offense date of the effective date of this ordinance or after, shall pay a Municipal Court enhancement fee plus surcharges for each offense.

(B) *Municipal Court default cost recovery fee.* A default cost recovery fee shall be imposed on each default judgment entered for failure to appear in a civil traffic case, or for failure to satisfy in full a civil sanction imposed in a civil traffic case.

(C) *Municipal Court warrant cost recovery fee.* When a City Magistrate issues a warrant for noncompliance with court orders, failure to pay a fine, or failure to pay any other fees, the City Magistrate shall impose a Municipal Court warrant cost recovery fee upon the person for whom the arrest warrant is issued, and this fee shall be added to the amount set forth in the arrest warrant.

(D) *Municipal Court deferred prosecution cost recovery fee.* A deferred prosecution fee shall be imposed on each criminal charge for which the court defers prosecution pursuant to Rule 38 of the State Rules of Criminal Procedure (or its substitute).

(E) Probation fees.

(1) Any person accepting probation and ordered to be screened for probation qualification shall pay the cost of such screening to be conducted by a court compliance officer of this court; the fee shall be \$25.

(2) The San Luis Municipal Court shall assess each defendant placed on unsupervised probation a fee of \$10 to be paid for each month that the defendant remains on probation. A \$20 completion verification fee shall be assessed at the successful completion of probation.

(3) The San Luis Municipal Court shall assess each defendant placed on standard probation a monitoring fee of \$15 to be paid for each month that the defendant remains on probation. Monitoring will include home and place of employment visits, breath tests (alcohol) and drug test. On drug tests the court will assess a \$5 fee. A \$20 completion verification fee shall be assessed at the successful completion of probation.

(4) Any and all fees collected under this section shall be deposited into the San Luis Municipal Court's enhancement fund.

(F) *Fees.* All fees established by divisions (A) through (E) above shall be as prescribed by City Council as it deems appropriate.

(Ord. 157, § 5-2-6, passed 5-12-1999; Ord. 235, passed 11-9-2005; Ord. 255, passed 11-28-2007; Ord. 308, passed 9-28-2011)