

RESOLUTION NO. 1081

A RESOLUTION OF THE YAVAPAI COUNTY BOARD OF SUPERVISORS ESTABLISHING A "COURT COLLECTION SERVICE FEE" FOR THE COST OF COLLECTING UNPAID FINES, SANCTIONS, SURCHARGES, ASSESSMENTS, PENALTIES, BONDS, COSTS AND/OR FEES, AUTHORIZING JUSTICE COURTS AND THE SUPERIOR COURT WITHIN YAVAPAI COUNTY TO RETAIN ATTORNEYS AND COLLECTION AGENCIES AS NECESSARY FOR SUCH COLLECTIONS AND AUTHORIZING THE COURTS TO COLLECT SUCH SERVICE FEES.

WHEREAS, a county is authorized, pursuant to Section 11-251.08 of the Arizona Revised Statutes, to establish fees for services provided by justice courts and the superior court located within the county; and

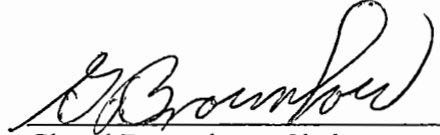
WHEREAS, following a public hearing noticed and conducted in the manner specified by Section 11-251.08(D) of the Arizona Revised Statutes, the Board of Supervisors has determined that it is appropriate to establish a service fee which may be imposed by justice courts and the superior court to offset the costs of collecting unpaid fines, sanctions and assessments imposed by these courts.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS

1. That the justice courts and the superior court are authorized to engage the services of collection agencies or attorneys in accordance with any applicable statutes, regulations and procedures governing the procurement of such services.
2. That the justice courts and the superior court are authorized to impose a "Court Collection Service Fee" to be charged to each defendant who defaults in his or her obligation for the payment of monies owed or due to the justice courts or superior court, including, but not limited to restitution, fines, sanctions, surcharges, assessments, penalties, bonds, costs and or fees in an amount equal to fees and charges assessed by a collection agency that is licensed pursuant to Title 32, Chapter 9, Article 2 of the Arizona Revised Statutes, or by a duly licensed attorney, who is engaged by the court to collect such payment.
3. That the Court Collection Service Fee may be added by the justice court or superior court to the sum or sums due from and chargeable against the defendant.

4. That the Court Collection Service Fee shall be a maximum of 25% of the delinquent amount referred for collection, but shall not exceed the actual cost of collection services rendered.

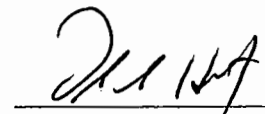
PASSED, APPROVED AND ADOPTED by the Yavapai County Board of Supervisors on this 2d day of September, 1997.


Gheral Brownlow, Chairman

ATTEST:


Bev Staddon, Clerk of the Board

APPROVED AS TO FORM:


Deputy County Attorney