

MONTGOMERY COUNTY BOARD OF COMMISSIONERS

ORDINANCE 2016-20

**AN ORDINANCE OF THE MONTGOMERY COUNTY
BOARD OF COMMISSIONERS AMENDING COUNTY COPY FEES**

WHEREAS, the County adopted an ordinance (Ord. 2015-4) that governs the fees to be paid for certain copying of public records;

AND WHEREAS, the Indiana Legislature has created new law related to Law Enforcement Recordings and the fees allowed for copying such recordings;

AND WHEREAS, the Commissioners find it in the County's best interest to amend the current Copy Fee Ordinance to include the cost allowed and that will be charged by the County for copying Law Enforcement Recordings;

AND WHEREAS, the Sheriff has estimated that in order to cover the costs of the recordings, the labor necessary to administer the management, storage and retrieval of such recordings, the equipment necessary to comply with the legal requirements of the new statute, and other costs associated with providing these copies, the fee for such copies should be \$150.00.

NOW, THEREFORE, BE IT ORDAINED, by the Montgomery County Board of Commissioners, that Section 36.18 of the Montgomery County Code is amended as follows:

1. The following shall be inserted into the table in Subsection **(A)** *Authorized Fees* in County Code § 36.18 "FEES FOR COPYING AND CERTIFICATION OF DOCUMENTS":

Law Enforcement Recordings	\$150 for each copy of a Law Enforcement Recording (as defined by Indiana Code 5-14-3-2(k))
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2. The full text of Subsection **(A)** shall now then read as follows:

(A) *Authorized Fees:* The following fees will be charged for all copies, unless subject to an exception, as provided for in (B):

Document	Fee
Cost of non-color documents	\$.10 per page
Cost of color copies	\$.25 per page
Cost to certify a document	\$5 per document
Electronic copying (CD-ROM, diskette, cassette tapes)	Cost of materials (no charge if provide own disk)
Electronic Maps	Fee, as approved by the Montgomery County Council, based upon reasonable percentage of the agency's direct cost of maintaining, upgrading, and enhancing the electronic map and for the direct cost of supplying the electronic map in the form requested by the purchaser
Law Enforcement Recordings	The fee for copying a Law Enforcement Recording (as defined by Indiana Code 5-14-3-2(k)) shall be \$150.

IT IS FURTHER ORDAINED that this ordinance shall be effective upon adoption.

All of which is ordered by the Board of Commissioners of Montgomery County this 22nd day of August, 2016.

BOARD OF COMMISSIONERS
OF MONTGOMERY COUNTY


James D. Fulwider, President


Phil Bane, Vice President


Terry Hockersmith, Member

Constituting a majority of the Montgomery
County Board of Commissioners

ATTEST:



Jennifer Andel, Auditor