

ORDINANCE NO. 2019-100

**AN ORDINANCE BY THE BOARD OF SUPERVISORS OF GRAHAM COUNTY,
ARIZONA GRANTING AUTHORITY TO ADOPT SCHEDULE OF FEES FOR THE
GRAHAM COUNTY ATTORNEY DIVERSION PROGRAM**

WHEREAS, the services provided by the Graham County Attorney Diversion Program in Graham County, Arizona, hereinafter "Diversion Program", are consumed by easily identifiable members of the public, and as a matter of public policy, the Graham County Board of Supervisors, hereinafter "Board" favors easing the burden on the taxpayers by recovering all or part of the cost of monitoring the Diversion Program from those who cause the expenditure, and WHEREAS, the Board finds that the Diversion program expends substantial monies processing and monitoring those who participate in the Diversion Program.

NOW, THEREFORE, IT IS HEREBY ORDERED by the Board of Supervisors of Graham County, Arizona, as follows:

ARTICLE 1 – AUTHORITY AND SCOPE

Sec. 100 This Ordinance is adopted pursuant to A.R.S. 11-251 and A.R.S. 11-251.08 which authorizes the Board of Supervisors to adopt and enforce all ordinances necessary or proper to carry out the duties, responsibilities and functions of the county government and to adopt fee schedules for any specific services provided by the county to the public.

ARTICLE 2 – SHORT TITLE

Sec. 200 The Ordinance may be referred to as the "Graham County Attorney Diversion Fund Ordinance."

ARTICLE 3 - FEES

Sec. 300 A fee schedule shall be adopted by the Board to cover expenses for the Diversion Program.

Sec. 301 Such fee schedule will be identified as the Graham County Attorney Diversion Fund Fee Schedule.

Sec. 302 The Board may revise the fee schedule as needed to keep current with rising expenses of the Diversion Program.

Sec. 303 The adoption of revision of a fee schedule shall not affect any change in the Ordinance itself.

ARTICLE 4 – ESTABLISHMENT OF A DIVERSION FUND

- Sec. 400 The Board of Supervisors hereby establishes the Graham County Attorney Diversion Fund Fee Schedule.
- Sec. 401 All fees collected pursuant to this Ordinance, shall be tendered to the Graham County Treasurer and deposited into the Diversion Fund.
- Sec. 402 Monies in the Diversion Fund established by this Ordinance shall be subject to a continuing appropriation and shall not lapse.
- Sec. 403 Monies in the Diversion Fund shall be expended only for the benefit of the Diversion Program.

PASSED AND ADOPTED this _____ day of _____, 2019, by the Board of Supervisors of Graham County, Arizona.

PAUL DAVID – Supervisor District 1

JAMES A. PALMER – Supervisor District 2

DANNY SMITH – Supervisor District 3

ATTEST:

DUSTIN WELKER, Clerk of the Board

GRAHAM COUNTY ATTORNEY DIVERSION FUND FEE SCHEDULE

WHEREAS, the Graham County Board of Supervisors, pursuant to A.R.S. 22-251.08 and Graham County Attorney Diversion Fund Ordinance # _____, has authority to adopt fee schedules for specific services provided by Graham County to the public; and

WHEREAS, Notice of Public Hearing was published at least fifteen days prior to the public hearing, and public hearing was held on _____ and,

WHEREAS, the Graham County Attorney's Office has provided a basis for the fees set forth below.

NOW, THEREFORE, the following fees are established and adopted for the Diversion Program to cover services provided by the Graham County Attorney Diversion Program.

Adult Diversion Fees:

Felony Cases	\$65.00 per month
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Misdemeanor Cases	\$35.00 per month
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PASSED AND ADOPTED this _____ day of _____, 2019, by the Board of Supervisors of Graham County, Arizona.

JAMES A. PALMER – Chairman of the Board

ATTEST:

DUSTIN WELKER, Clerk of the Board