ORDINANCE NO. __BL2010-686__

An ordinance establishing a litter fee for certain individuals
convicted of driving under the influence.

WHEREAS, T.C.A. 55-10-403(s) requires certain individuals convicted of driving under
the influence to pick up litter as part of their sentence and to reimburse the probation
office or county official that administers the litter program; and,

WHEREAS, T.C.A. 55-10-403(s)(3) requires that the litter fee shall be equivalent to the
jailer's fee adopted by the Metropolitan Council pursuant to T.C.A. 8-26-105(a), and
shall be charged for each day the individual picks up litter; and,

WHEREAS, the litter fee shall be paid to the Metropolitan Government's Driving under
the Influence (DUI) Probation Department administered by the Davidson County State
Trial Courts; and,

WHEREAS, it is in the interest of the citizens of the Metropolitan Government that this
ordinance be adopted.

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE
METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1.    That the Metropolitan Government's DUI Probation Department
administered by the Davidson County State Trial Courts shall charge a litter fee
equivalent to the jailer's fee adopted by the Metropolitan Council under T.C.A. 8-26-
105(a) for each day an individual picks up litter pursuant to T.C.A. 55-10-403.
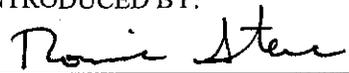
Section 2.    That fifty percent (50%) of the litter fees collected shall be allocated to the
Fines and Forfeiture account of the State Trial Courts and fifty percent (50%) shall be
allocated to the Sheriff's Office to offset the cost of administering the litter pick up
program.

Section 3.    This ordinance shall take effect from and after its final passage, the
welfare of The Metropolitan Government of Nashville and Davidson County requiring it.
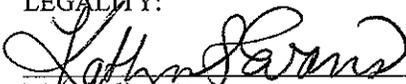
APPROVED AS TO AVAILABILITY
OF FUNDS:
_____
Richard M. Riebeling, Director
Department of Finance

APPROVED AS TO FORM AND
LEGALITY:
_____
Metropolitan Attorney

INTRODUCED BY:
_____

_____
Members of Council