

ORDINANCE NO. 2153

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HIGHLAND PARK, TEXAS, AMENDING CHAPTER 7, MUNICIPAL COURT, ARTICLE 7.02, COURT COSTS, OF THE CODE OF ORDINANCES, BY REPEALING AND REPLACING SECTION 7.02.002, BUILDING SECURITY FUND; BY REPEALING AND REPLACING SECTION 7.02.003, TECHNOLOGY FUND, AND BY CREATING SECTION 7.02.005, CONSOLIDATED MUNICIPAL COURT BUILDING SECURITY & TECHNOLOGY FUND; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR INCORPORATION INTO THE CODE OF ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Highland Park, Texas (the "Town"), is a Home Rule municipality having full powers of self-government and may enact ordinances relative to its citizens' health, safety, and welfare that are not inconsistent with the Constitution and laws of the State; and

WHEREAS, the Town maintains a municipal court of record, which collects certain court costs and fees pursuant to state law; and

WHEREAS, through HB No. 1950, the 89th (R) Legislature amended Subchapter A, Chapter 102, Code of Criminal Procedure, by adding Article 102.0175, consolidating the Municipal Court Building Security Fund and the Municipal Court Technology Fund into a single fund for cities with less than 100,000 population and providing that the consolidated fund can be used for the same purposes as the separate accounts: enhancing court security and upgrading court technology; and

WHEREAS, fees collected pursuant to Municipal Court Building Security Funds and the Municipal Court Technology Funds on or after May 29, 2025 must be deposited into the new Consolidated Municipal Court Building Security and Technology Fund, while monies collected May 28, 2025 or earlier must be deposited into the pre-HB 1950 separate Municipal Court Building Security Funds and the Municipal Court Technology (and subject to the previous usage rules); and

WHEREAS, the Town therefore desires to amend its Code to comply with Article 102.0175, to consolidate the separate building security and technology funds for funds received on or after May 29, 2025.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HIGHLAND PARK, TEXAS:

Section 1. That the findings set forth in the recitals above are incorporated into the body of this Ordinance as if fully set forth herein.

Section 2. That Chapter 7, Municipal Court, Article 7.02, Court Costs, of the Code of Ordinances of the Town of Highland Park, Texas, is hereby amended as follows, and all other sections of Article 7.02 not expressly amended hereby shall remain in full force and effect:

2.1 Amendment to Building Security Fund. Section 7.02.002, Building security fund, is hereby repealed in its entirety and replaced to read as follows:

§ 7.02.002 Building security fund.

- (a) Pursuant to powers granted by Texas Code of Criminal Procedure article 102.017 a municipal court building security fund is hereby established for the Town.
- (b) In accordance with Texas Local Government Code section 134.103, all defendants that are convicted of nonjailable misdemeanor offenses in the municipal court of record shall pay a local consolidated fee, a portion of which shall be allocated to the municipal court building security fund, except for fees allocated on or after May 29, 2025, which shall be allocated to the Consolidated Municipal Court Building Security and Technology Fund.
- (c) The money deposited in the municipal court building security fund may only be used to the extent permissible under state law.

2.2 Amendment to Technology Fund. Section 7.02.003, Technology fund, is hereby repealed in its entirety and replaced to read as follows:

§ 7.02.003 Technology fund.

- (a) Pursuant to powers granted by Texas Code of Criminal Procedure article 102.0172 a municipal court technology fund is hereby established for the Town.
- (b) In accordance with Texas Local Government Code section 134.103, all defendants convicted of nonjailable misdemeanor offenses in the municipal court of record shall pay a local consolidated fee, a portion of which shall be allocated to the municipal court technology fund, except for fees allocated on or after May 29, 2025, which shall be allocated to the Consolidated Municipal Court Building Security and Technology Fund.
- (c) The money deposited in the municipal court technology fund may only be used to the extent permissible under state law.

2.3 Creation of Consolidated Municipal Court Building Security & Technology Fund. Section 7.02.005, Consolidated security and technology fund, is hereby created and shall read as follows:

§ 7.02.003 Consolidated security and technology fund.

- (a) Pursuant to powers granted by Texas Code of Criminal Procedure section 102.0175, there is hereby created and established a consolidated municipal court building security and technology fund.
- (b) In accordance with Texas Local Government Code section 134.103, all defendants convicted of nonjailable misdemeanor offenses in the municipal court of record on or after May 29, 2025, shall pay a local consolidated fee, a portion of which shall fund the consolidated municipal court building security and technology fund.
- (c) The money deposited in the consolidated municipal court building security and technology fund may only be used to the extent permissible under state law.

(d) The fund created herein shall be administered by or under the direction of the Town Council.

Section 3. That, it is hereby declared to be the intention of the Town Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the Town Council without the incorporation into this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 4. That, any provision of any prior ordinance of the Town whether codified or uncodified, which are in conflict with any provision of this Ordinance, are hereby repealed to the extent of the conflict, but all other provisions of the ordinances of the Town whether codified or uncodified, which are not in conflict with the provisions of this Ordinance, shall remain in full force and effect.

SECTION 5. That, this ordinance shall be deemed to be incorporated into the Code of Ordinances of the Town of Highland Park, Texas.

SECTION 6. That, this ordinance shall be in effect immediately following its passage, approval and publication as provided by law, and it is accordingly so ordained.

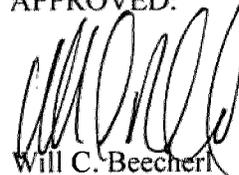
PASSED AND APPROVED this 21st day of October, 2025.

APPROVED AS TO FORM:



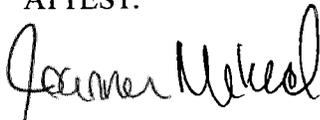
Susan B. Thomas
Town Attorney

APPROVED:



Will C. Beecher
Mayor

ATTEST:



Joanna Mekeal
Town Secretary