

GENERAL

Ordinance Fact Sheet

140711

Ordinance Number

Brief Title	Approval Deadline	Reason
Amending Chapter 50, Code of Ordinances, by repealing Section 50-47 and enacting in lieu thereof a new Section 50-47 of like number and subject matter		

Details	Positions/Recommendations														
Reason for Legislation <p>This amendment will allow prosecution of violations of ex-parte orders of protection at the City level. Currently violations of full orders of protection can be prosecuted at either the State or City level but violations of ex-parte orders can only be prosecuted by the State.</p> <p>Currently, the Kansas City, Missouri Police Department investigates violations of ex-parte orders of protection and submits a case file to the appropriate county prosecutor for review and a charging decision. KCPD reports that the State declines to file charges in a large majority of these cases. When a prosecutor for the State declines to file a charge, KCPD has no recourse, without this amendment, to submit the case to the City Prosecutor.</p>	<table><tr><td>Sponsor</td><td>Councilpersons Taylor, Sharp, Marcason, Circo, Reed, Brooks, Curls, Davis and Wagner</td></tr><tr><td>Programs, Departments, or Groups Affected</td><td>KCPD Law</td></tr><tr><td>Applicants / Proponents</td><td>Applicant City Department Kansas City, Missouri Police Dept., Special Victims Unit, Domestic Violence Section, Rose Brooks, Kansas City Fraternal Order of Police Lodge 99 (KCFOR), MOCSA, Child Abuse Prevention Association, Mattie Rhodes Center, Newhouse, Hope House, Synergy Services, Resource Development Institute</td></tr><tr><td>Opponents</td><td>Groups or Individuals None Known Basis of opposition</td></tr><tr><td>Staff Recommendation</td><td><input type="checkbox"/> For <input type="checkbox"/> Against Reason Against</td></tr><tr><td>Board or Commission Recommendation</td><td>By <input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No action taken <input type="checkbox"/> For, with revisions or conditions (see details column for conditions)</td></tr><tr><td>Council Committee Actions</td><td><input type="checkbox"/> Do pass <input type="checkbox"/> Do pass (as amended) <input type="checkbox"/> Committee Sub. <input type="checkbox"/> Without Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do not pass</td></tr></table>	Sponsor	Councilpersons Taylor, Sharp, Marcason, Circo, Reed, Brooks, Curls, Davis and Wagner	Programs, Departments, or Groups Affected	KCPD Law	Applicants / Proponents	Applicant City Department Kansas City, Missouri Police Dept., Special Victims Unit, Domestic Violence Section, Rose Brooks, Kansas City Fraternal Order of Police Lodge 99 (KCFOR), MOCSA, Child Abuse Prevention Association, Mattie Rhodes Center, Newhouse, Hope House, Synergy Services, Resource Development Institute	Opponents	Groups or Individuals None Known Basis of opposition	Staff Recommendation	<input type="checkbox"/> For <input type="checkbox"/> Against Reason Against	Board or Commission Recommendation	By <input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No action taken <input type="checkbox"/> For, with revisions or conditions (see details column for conditions)	Council Committee Actions	<input type="checkbox"/> Do pass <input type="checkbox"/> Do pass (as amended) <input type="checkbox"/> Committee Sub. <input type="checkbox"/> Without Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do not pass
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Discussion (explain all financial aspects of the proposed legislation, including future implications, any direct/indirect costs, specific account numbers, ordinance references, and budget page numbers.) <p>Passage of this amendment will increase the number of cases prosecuted in the Kansas City Municipal Court. The exact increase cannot be accurately predicted but KCPD statistics for the first half of 2014 would suggest that the Municipal Court could expect up to 200 additional cases per year. There is currently no mechanism to identify the cost of prosecuting these additional cases.</p> <p>How will this contribute to a sustainable Kansas City? This ordinance has no impact on the environment or sustainability of Kansas City.</p>															

(Continued on reverse side)

Details

Policy/Program Impact

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

Finances

Cost & Revenue Projections -- Including Indirect Costs	
Financial Impact	
Fund Source (s) and Appropriation Account Codes	
Is this Ordinance or Resolution Good for the Children?	Yes.

Applicable Dates:

Fact Sheet Prepared by:

Keith Ludwig
City Prosecutor

Reviewed by:

Reference Numbers