

## **Chapter 365**

### **VIOLATIONS BUREAU**

#### **Section 365.010. When Person Charged May Elect to Appear at Bureau.**

- A. Any person charged with an offense for which payment of a fine may be made to the Violations Bureau shall have the option of paying such fine within the time specified in the notice of arrest at the Violations Bureau upon entering a plea of guilty and upon waiving appearance in court or may have the option of depositing required lawful bail and, upon a plea of not guilty, shall be entitled to a trial as authorized by law.
- B. The payment of a fine to the Bureau shall be deemed an acknowledgement of conviction of the alleged offense, and the Bureau, upon accepting the prescribed fine, shall issue a receipt to the violator acknowledging payment thereof.

#### **Section 365.020. Duties of Violations Bureau.**

- A. The following duties are hereby imposed upon the Violations Bureau in reference to traffic offenses:
  - 1. It shall accept designated fines, issue receipts and represent in court such violators as are permitted and desire to plead guilty, waive court appearance and give power of attorney;
  - 2. It shall receive and issue receipts for cash bail from the persons who must or wish to be heard in court, enter the time of their appearance on the court docket, and notify the arresting officer and witnesses, if any, to be present.

#### **Section 365.030. Violations Bureau to Keep Records.**

**[Ord. No. 130 §125.1503(2), 6-13-1974]**

The Violations Bureau shall keep records and submit to the judges hearing violations of City ordinances summarized monthly reports of all notices issued and arrests made for violations of the traffic laws and ordinances in the City and of all the fines collected by the Violations Bureau or the court and of the final disposition or present status of every case of violation of the provisions of said laws and ordinances. Such records shall be so maintained as to show all types of violations and the totals of each. Said records shall be public records.

#### **Section 365.040. Additional Duties of Violations Bureau.**

The Violations Bureau shall follow such procedure as may be prescribed by the traffic ordinances of the City or as may be required by any laws of this State.

**Section 365.050. License Deposited in Lieu of Bail.**

**[Ord. No. 130 §125.1603, 6-13-1974]**

- A. Any person arrested and charged with violating a traffic ordinance may, at the discretion of the officer authorized by law or rule of court to accept bail, deposit his/her chauffeur's or operator's license issued by this State in lieu of any other security for his/her appearance in court to answer any such charge, except when the charge is driving while intoxicated, driving while under the influence of intoxicating liquor or drugs, leaving the scene of a motor vehicle accident, driving when his/her license is suspended or revoked, or for any charge made because of a motor vehicle accident in which a death has occurred.
- B. The judge, Court Clerk or other officer requiring security for an appearance shall accept the deposit of the license in lieu of bail and, if the license is accepted, shall issue a receipt to the licensee for the license upon a form approved by the Director of Revenue. The licensee may, until he/she has appeared at the proper time and place as stated in the receipt to answer the charge placed against him/her, operate vehicles while in possession of the receipt and the receipt shall be accepted in lieu of the license as provided by Section 302.181, RSMo. If a continuance is requested and granted, the licensee shall be given a new receipt for his/her license.
- C. If the driver fails to appear at the proper time to answer the charge placed against him/her, the Clerk of the court, or the judge of the court if there is no Clerk, shall within ten (10) days notify the Director of Revenue of the failure to appear, and the Director shall thereafter withhold any renewal of the license or the issuance of a duplicate license to the licensee until notified by the court that the charge has been reduced to final judgment.
- D. In the event a defendant charged with a moving traffic violation fails to dispose of the charges of which he/she is accused through authorized prepayment of the fine and court costs and fails to appear on the return date or at any subsequent date to which the case has been continued, or without good cause fails to pay any fine or court costs assessed against him/her for any such violation within the period of time specified or in such installments as approved by the court. Then in that event, the court shall within ten (10) days of the failure to comply inform the defendant by ordinary mail of the last address shown on the court records that the court will order the Director of Revenue to suspend the defendant's driving privileges if the charges are not disposed of and fully paid within thirty (30) days from the date of mailing. Thereafter if the defendant fails to timely act to dispose of the charges and fully pay any applicable fine and court costs, the court shall notify the Director of Revenue of such failure and of pending charges against the defendant.