

ORDINANCE NO. 14 - 4642

FAILURE TO APPEAR

AN ORDINANCE CRIMINALIZING FAILURE TO APPEAR

Be it ordained by the Governing Body of the City of Cherryvale, Kansas:

Section 1.

Failure to appear is knowingly incurring a forfeiture of an appearance bond and failing to surrender oneself within thirty (30) days following the date of such forfeiture by one who is charged with a misdemeanor and has been released on bond for appearance before the Municipal Court of the City of Cherryvale for trial or other proceeding prior to conviction, or knowingly incurring a forfeiture of an appearance bond and failing to surrender oneself within thirty (30) days after such person's conviction of a misdemeanor has become final by one who has been released on an appearance bond by the Municipal Court for the City of Cherryvale.

Section 2.

Any person who is released upon the person's own recognizance, without surety, or who fails to appear in response to a summons or traffic citation, shall be deemed a person released on bond for appearance within the meaning of this ordinance.

Section 3.

The provisions of this ordinance shall not apply to any person who forfeits a cash bond supplied pursuant to law or ordinance upon an arrest for a traffic infraction or cigarette or tobacco infraction.

Section 4.

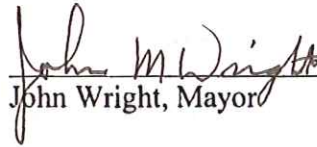
Failure to appear is a Class B violation punishable by a fine not exceeding \$1,000.00

and/or confinement for not more than six (6) months.

Section 5.

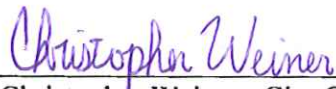
This ordinance shall take effect upon its publication in the official city newspaper.

Adopted by the Governing Body of the City of Cherryvale, Kansas, on the 18th day of February, 2014.



John Wright, Mayor


ATTEST:



Christopher Weiner, City Clerk



Approved as to form:



Jeffrey W. Gettler, City Attorney