

**AN ORDINANCE OF THE GIBSON COUNTY COMMISSIONERS
ESTABLISHING A GIBSON COUNTY SHERIFF'S OFFICE
INMATE PROCESSING FEE**

WHEREAS, Indiana Code 36-2-13-5 prescribes a county sheriff's powers and duties. Subparagraph 7 of this statute specifically requires that the sheriff's office "take care of the county jail and the prisoners there." The Gibson County Sheriff's Office expends significant time and resources in completing this statutory duty, which certain persons the Sheriff receives into the county jail should defray by reimbursing the county;

AND WHEREAS, Indiana Code 36-2-13-15 Indiana Code grants the Board of Commissioners the authority to adopt an ordinance requiring the County Sheriff to collect inmate processing fees;

NOW, THEREFORE, BE IT ORDAINED BY THE GIBSON COUNTY BOARD OF COMMISSIONERS, that effective the 1st day of July, 2011, the sheriff must assess a processing fee of twenty-five dollars (\$25.00) as an inmate processing fee for each time a person is booked into the Gibson County Jail.

The inmate processing fee shall not apply and/or may be waived by the Gibson County Sheriff in the following instances:

- 1.) Where the inmate is indigent;
- 2.) Where the inmate is being held for another agency for a per diem payment;
- 3.) Where the inmate is being held for safekeeping for another agency.

IT IS FURTHER ORDAINED that the inmate processing fee shall be collected before the inmate is released from the Gibson County Jail or the fee shall be deducted from the inmate's trust account. If an inmate does not have sufficient funds prior to their release, the Gibson County Sheriff may defer payment to a later date. If this deferred payment is not made the delinquent fee shall be collected from the inmate's trust account if and when the inmate is returned to the Gibson County Jail for any subsequent charges. It shall be the duty of the Gibson County Sheriff's Office to collect the twenty-five dollars (\$25.00) inmate processing fee.

IT IS FURTHER ORDAINED that the Gibson County Board of Commissioners does determine that a need exists for the creation of a fund whereby all proceeds received by the Gibson County Sheriff's Office for the inmate processing fee shall

be deposited in the Gibson County Inmate Processing Fund. Appropriations from this fund shall be made through requests to the Gibson County Council.

IT IS FURTHER ORDAINED that this ordinance shall become effective upon its adoption.

This ordinance is hereby adopted this 17 day of MAY, 2011.

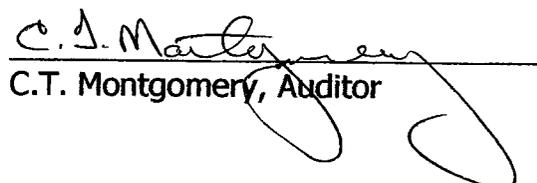
GIBSON COUNTY, INDIANA
BOARD OF COMMISSIONERS


Robert Townsend, President


Alan Douglas, Commissioner

ATTEST:


Gerald Bledsoe, Commissioner


C.T. Montgomery, Auditor