

ORDINANCE 2023-38

AN ORDINANCE AMENDING FEES THAT THE CITY OF LAFAYETTE MAY CHARGE FOR COMPUTER REPORTS, ACCIDENT REPORTS, VIN CHECKS, LAW ENFORCEMENT RECORDINGS AND OTHER MISCELLANEOUS COPIES

WHEREAS, the Common Council of the City of Lafayette passed Ordinance 82-5, Ordinance 2000-15 (Amended) and Ordinance 2005-05 (Amended), Ordinance 2009-04 and Ordinance 2016-14 establishing certain fees that the City of Lafayette may charge for computer reports, various departmental reports, VIN checks, miscellaneous copies, law enforcement recordings and accident reports;

WHEREAS, House Enrolled Act No. 1142, adopted during the 2023 Indiana legislative session, amends Indiana Code §5-14-3-2(d) to clarify direct costs for producing a law enforcement recording includes the labor required to obscure nondisclosable information and to perform an administrative review to determine if all nondisclosable information has been obscured;

WHEREAS, pursuant to Indiana Code §5-14-3-8(g)(1) the fee for a copy of a law enforcement recording may not exceed \$150.00;

WHEREAS, a new tiered fee schedule for law enforcement recordings, based upon the City’s labor costs as applied to the length of video, is set forth below.

NOW, THEREFORE, BE IT ORDINANCE, by the Common Council of the City of Lafayette, Indiana as follows: Ordinance 82-5, Ordinance 200-15 (Amended) and Ordinance 2005-05 (Amended) and Ordinance 2009-04 and Ordinance 2016-14 are hereby replaced, superseded and amended as follows:

Pursuant to Indiana Code §5-14-3-8, Indiana Code §9-26-9-3, Indiana Code §9-17-2-12 and Indiana Code §10-13-3-30, the City of Lafayette shall collect the following fees for the collection, reproduction and dissemination of information when requested by the public:

Costs are for each item produced.

Misc. Copies (black & white)	\$ 0.10
Color Copies	\$ 0.25
Certification of Documents	\$ 5.00
Copies/Plans 24” x 36” and larger	\$ 4.00
Accident Report	\$ 7.00
VIN Check	\$ 5.00
Copy of Video Tape/DVD	\$ 50.00
Dispatch Tape	\$ 40.00
Criminal History Check (processing/view only)	\$ 3.00

Criminal History Check (processing/copy)	\$ 7.00
Non-digital photographs	actual cost
Digital Photographs printed individually	
From computer	\$ 0.25
Documents Duplicated Outside Office	actual cost
Law Enforcement Recording less than 5 minutes	No charge
Law Enforcement Recording 5 – 30 minutes	\$53.00
Law Enforcement Recording 31 – 60 minutes	\$106.00
Law Enforcement Recording over 60 minutes	\$150.00

BE IT FURTHER ORDAINED that fees paid for accident reports as permitted by Indiana Code §9-26-9-3 shall be deposited into the local law enforcement continuing education fund as required by Indiana Code §9-26-9-3.

BE IT FURTHER ORDAINED that fees paid for Vehicle Identification Number (VIN) checks as permitted by Indiana Code §9-17-2-12 shall be deposited into the local law enforcement continuing education fund as required by Indiana Code §9-17-2-12.

BE IT FURTHER ORDAINED that fees paid for copies of a Law Enforcement Recording as permitted by Indiana Code §5-14-3-8(g)(1) may, pursuant to Indiana Code §5-14-3-8(1), be used, without appropriation, for one of more of the following purposes:

- (A) to purchase cameras or other equipment for use in connection with the City’s law enforcement recording program;
- (B) for training concerning law enforcement recording; or
- (C) to defray the expense of storing, producing, and copying law enforcement recordings.

ADOPTED AND PASSED BY THE COMMON COUNCIL of the City of Lafayette, Indiana this _____ day of _____, 2023.

LAUREN AHLERSMEYER, President

ATTEST:

CINDY MURRAY, City Clerk

Presented by me to the Mayor of the City of Lafayette, Indiana, on this ____ day
of _____, 2023.

CINDY MURRAY, City Clerk

This Ordinance approved and signed by me on this ____ day of _____, 2023.

TONY ROSWARSKI, Mayor

ATTEST:

CINDY MURRAY, City Clerk

Sponsored by: Jacque Chosnek, City Attorney