



County of El Dorado

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Legislation Details (With Text)

File #: 09-1472 **Version:** 1
Type: Agenda Item **Status:** Adopted
File created: 11/25/2009 **In control:** Board of Supervisors
On agenda: 3/23/2010 **Final action:** 3/23/2010
Title: HEARING - Consider the adoption (Second Reading) of Ordinance 4943, Violation Deemed Misdemeanor, an amendment to Section 1.24.010 of Chapter 1.24 of Title 1 of the El Dorado County Ordinance Code pertaining to criminal penalties for violations of the County Ordinance Code. (Cont'd 3/16/10, Item 18) (Est. Time: 5 Min.)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Fully Executed Ordinance 4943

Date	Ver.	Action By	Action	Result
3/23/2010	2	Board of Supervisors	Adopted	Pass
3/16/2010	1	Board of Supervisors	Continued	Pass

HEARING - Consider the introduction (First Reading) of an amendment to Section 1.24.010 of Chapter 1.24 of Title 1 of the El Dorado County Ordinance Code pertaining to criminal penalties for violations of the County Ordinance Code; and, recommending this amendment be continued to Tuesday, March 23, 2010 for final adoption. (Est. Time: 5 Min.)

Ordinance 4943

Fiscal Impact/Change to Net County Cost: None

Background: The District Attorney has requested that the Board amend the County Ordinance Code to give prosecutorial discretion to the District Attorney to charge violations as either infractions or misdemeanors. The District Attorney reports that having all ordinance code violations charged as misdemeanors is inefficient because all misdemeanants are entitled to a jury trial whereas the penalties for infractions are only monetary and hence no jury trials are required. The amendment as proposed by the District Attorney allows an offense to be charged either as a misdemeanor or an infraction within the discretion of the District Attorney.

Action to be taken following Board approval: Board Chair to schedule the adoption of the approval of the ordinance for one week from this meeting.

Contact: Edward L. Knapp