



# City of League City, TX

300 West Walker  
League City TX 77573

## Text File

File Number: 18-0072

**Agenda Date:** 2/13/2018

**Version:** 1

**Status:** ATS Paused

**In Control:** City Council

**File Type:** Agenda Item

### Title

Consider and take action on an ordinance amending Chapter 58 of the Code of Ordinances of the City of League City entitled "Law Enforcement" by amending Article I, entitled "In General" to allow non-peace officers to issue citations for violations of the League City Municipal Code (Assistant City Manager)

### ..Background:

Under Texas Code of Criminal Procedure Article 14.06(b) and Texas Transportation Code Sections 543.002-543.005, only peace officers are granted the authority to issue citations in lieu of arrests for violations of state and city code. A peace officer is an officer certified by the Texas Commission on Law Enforcement Officer Standards and Education (TCLEOSE).

Texas Local Government Code Chapter 51 allows a home-rule municipality, by ordinance, to grant non-peace officers (code enforcement, animal control officers, fire inspectors, etc.) the authority to issue citations for violations of its municipal code. Currently, there are two ways that a non-peace officer may adjudicate city code violations. First, the non-peace officers may request that a peace officer come to the scene to issue the citation for the non-peace officer. Under this method, if the citation is challenged in municipal court, both the peace officer and the non-peace officer must be subpoenaed and spend time in court.

The second method is for the non-peace officer to work with the municipal court to issue a court summons. Under this method, both the prosecutor and municipal judge must be given time to individually review and approve the summons and a warrant officer must personally serve the summons on the defendant in order to compel the defendant to come to court.

City staff is recommending approval of this item in order to improve enforcement efficiency and better utilize city resources.

### CONTRACT ORIGINATION:

#### Attachments:

1. Data Sheet
2. Proposed Ordinance

### FUNDING

{x} NOT APPLICABLE

{ } Funds are available from Account # \_\_\_\_\_

{ } Requires Budget Amendment to transfer from Account # \_\_\_\_\_ to Account # \_\_\_\_\_