

ORDINANCE NO.

AN ORDINANCE REPEALING AND REPLACING CITY CODE SECTION 25-1-462 RELATING TO CRIMINAL ENFORCEMENT.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. City Code Section 25-1-462 (*Criminal Enforcement*) is repealed and replaced to read as follows:

§ XX-X-462 CRIMINAL ENFORCEMENT

- (A) A person who violates a provision of this title is guilty of a separate offense for each day the violation of this title continues.
- (B) Except as provided in Subsection (D), a person who violates this title commits a misdemeanor punishable by a fine not to exceed \$2,000.
- (C) A culpable mental state is not required for fines of \$500.00 or less, and need not be proved.
- (D) A person who violates Chapter 25-12 (*Technical Codes*) commits a misdemeanor punishable by a fine not to exceed \$2000 and not less than:
 - (1) \$1 for a first conviction;
 - (2) \$250 for a second conviction; and
 - (3) \$500 for a third or subsequent conviction.

PART 2. This ordinance takes effect on _____, 2013.

PASSED AND APPROVED

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_____, 2013

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Lee Leffingwell
Mayor

APPROVED: _____

Karen M. Kennard
City Attorney

ATTEST: _____

Jannette S. Goodall
City Clerk

DRAFT