

City  
of  
Tigard



Respect and Care | Do the Right Thing | Get it Done

# 2013 Annual Report to Council

## Tigard Municipal Court

**Michael J. O'Brien, Presiding Judge**

**Nadine Robinson, Manager**

*Presented to: Tigard City Council*

February 19, 2013



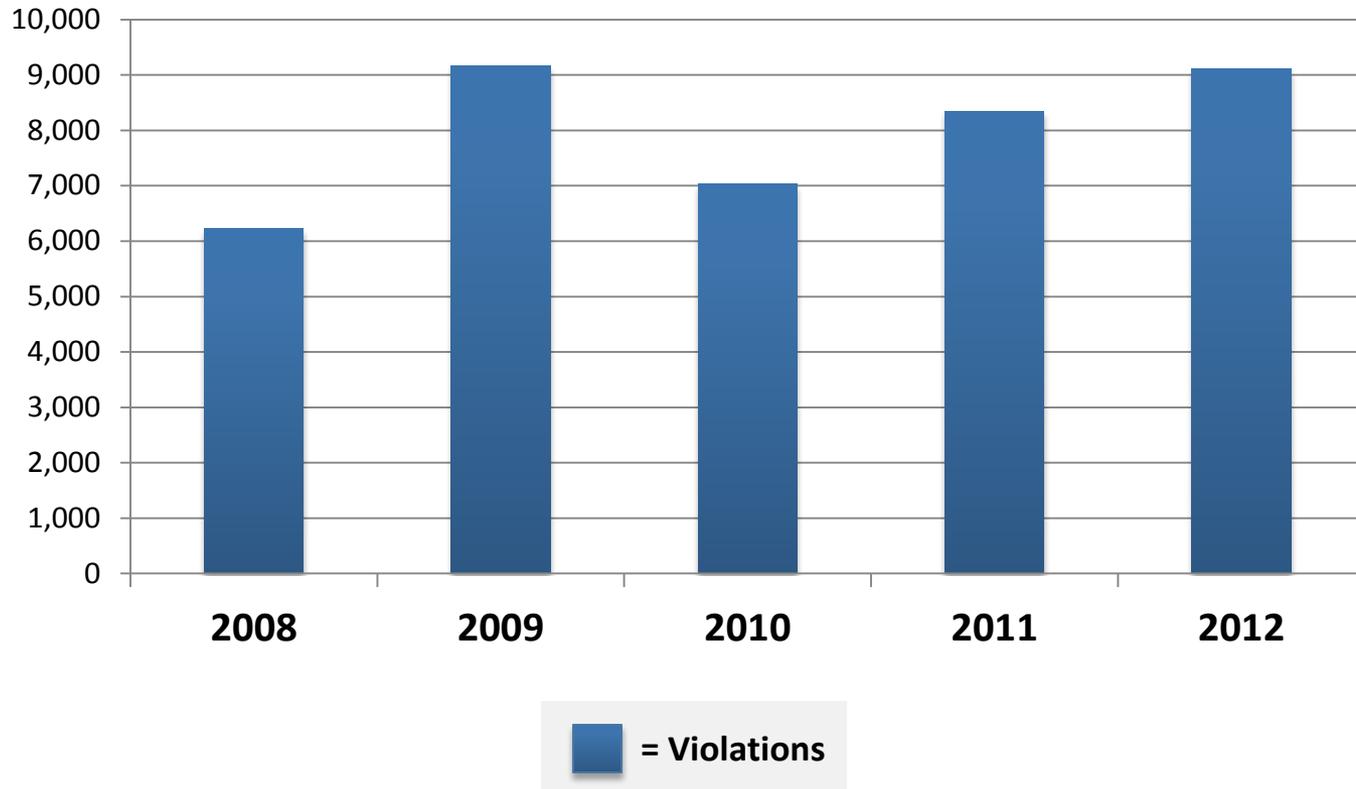
# Municipal Court Programs

1. Traffic
2. Civil infractions
3. Public information

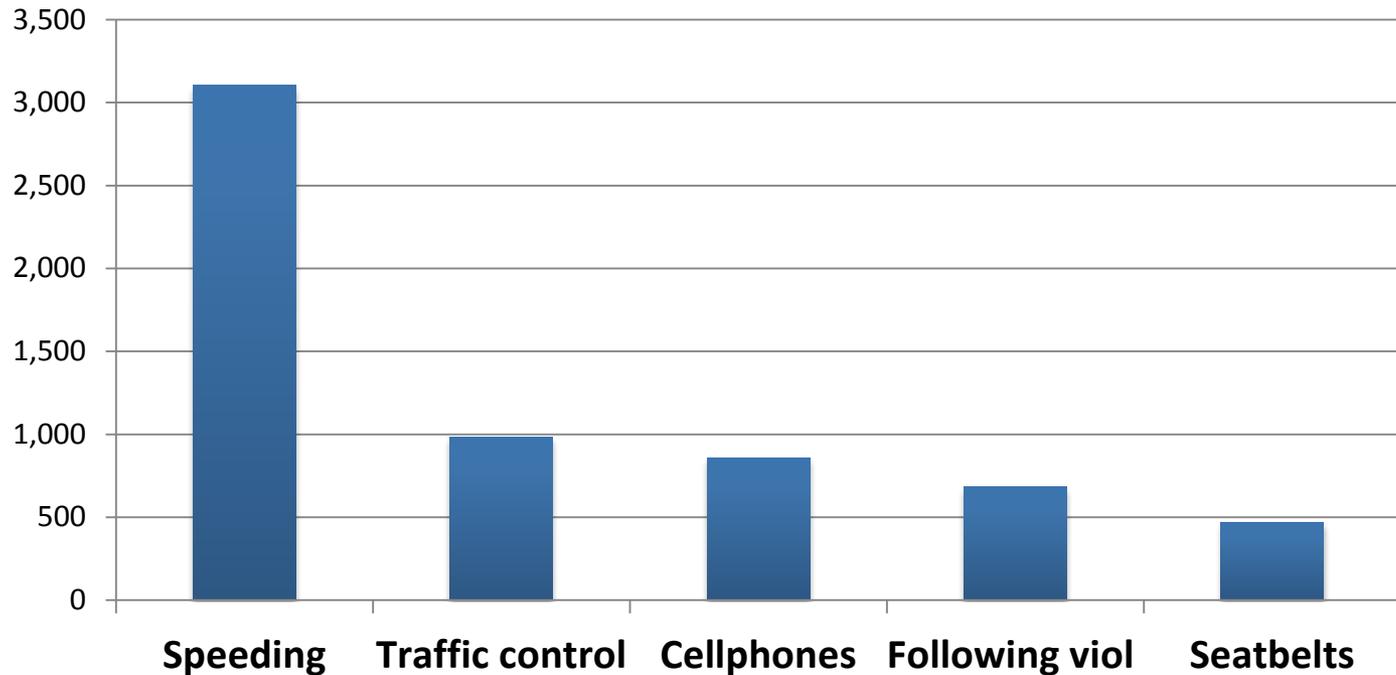
# 2012 Calendar Year Highlights

- ▶ **9,105 violations filed** — record volume
- ▶ **9% increase** over 2011
- ▶ **One-third increase** over 2005-08 baseline
- ▶ **1,160 violations in August** — record for a single month
- ▶ **857 violations docketed** for trial
- ▶ **93% of cases closed** within 90 days

# Violations Filed 2008 – 2012



# Top 5 Violation Types – 2012



# Compliance Program - 2012

- ▶ **About 1,000** license and insurance violations filed
- ▶ **Insurance violations** dismissed under ORS if valid insurance at time of stop
- ▶ **Fines reduced** for license, insurance and equipment violations upon proof of compliance
- ▶ **Dismissals** in appropriate cases, usually with an administrative fee

# Public Information Program

- ▶ **Traffic safety** programs for those in diversion
- ▶ **Judge and staff** provide information at counter and in the courtroom
- ▶ Monthly “**Rules of the Road**” column in Cityscape since 2007
- ▶ **Trial brochure** for “not guilty” pleas
- ▶ Possible role in PD’s **Distracted Driving Safety Program**

# Diversion Programs – 2012

- ▶ **Teen drivers** 18 and under
- ▶ **Seniors** over the age of 60
- ▶ **Seatbelt** violations

# Diversion Requirements – 2012

- ▶ **Clear DMV record** for past 5 years
- ▶ Pay **TMC administrative fee** equal to fine
- ▶ Attend approved **safety class** within 90 days
- ▶ Case then **dismissed** – no DMV entry
- ▶ **Revenue-neutral** for TMC

# Tigard Youth Court

- ▶ **No juvenile misdemeanors** filed in 2012
- ▶ **PD's Peer Court discontinued** is being reactivated
- ▶ **TMC Youth Court** could be restored
- ▶ **Co-ordination** with Peer Court and Washington County Juvenile Court
- ▶ Evaluate **fiscal impacts** of case law on court-appointed attorneys

# Case Law and Pending Legislation

- ▶ 2012 **Court of Appeals decision** limits DMV's ability to suspend for nonpayment of fines – legislative fix pending
- ▶ **SB 180:** Would reduce state's \$60 priority share of fines to \$45
- ▶ **SB 6:** Raises fines for cellphone violations from \$110 to \$260

# Technology Advances

- ▶ **Video evidence** commonplace during trials
- ▶ Videos **easier to retrieve** from PD directories
- ▶ **E-cite devices** available to more officers:  
reduces data entry for court staff
- ▶ **67%** of citations filed electronically in 2012
- ▶ **2,600 online payments** via CitePay USA

## Other Court Activities

- ▶ Judge served on **Court Fines Research Workgroup – League of Oregon Cities**
- ▶ Judge now **entering findings and judgments** during trials, freeing judicial assistant
- ▶ Judge attended ODOT's annual **Judicial Education Conference** in March

# Tigard Municipal Court

13125 SW Hall Blvd.  
Tigard, Oregon 97223

## Court staff:

Chris Snodgrass

Brenda Annis

Branden Taggart

*[www.tigard-or.gov/court](http://www.tigard-or.gov/court)*