ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 2-10 (*MUNICIPAL COURT*) TO ESTABLISH THE CITY MARSHAL OFFICE AS A DIVISION OF THE AUSTIN MUNICIPAL COURT; REPEALING SECTIONS 2-6-1 THROUGH 2-6-14 OF THE CITY CODE RELATING TO THE FORMER PUBLIC SAFETY AND EMERGENCY MANAGEMENT DEPARTMENT TO REMOVE OBSOLETE SECTIONS OF THE CITY CODE; RENUMBERING SECTIONS 2-6-21 THROUGH 2-6-24 OF THE CITY CODE RELATING TO THE OFFICE OF EMERGENCY MANAGEMENT; AND RENAMING CHAPTER 2-6 (*PUBLIC SAFETY AND EMERGENCY MANAGEMENT DEPARTMENT*).

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

PART 1. Chapter 2-10 (*Municipal Court*) of the City Code is amended by adding a new Article 5 to read:

CHAPTER 2-10. MUNICIPAL COURT.

ARTICLE 5. CITY MARSHAL OFFICE

§ 2-10-36 THE CITY MARSHAL OFFICE.

- (A) The city marshal office is established as a division of the City of Austin Municipal Court.
- (B) The city marshal office is a law enforcement agency operating in accordance with requirements of the Texas Commission on Law Enforcement.
- (C) The municipal court clerk shall appoint a city marshal, and may appoint one or more deputy city marshals, each of whom shall be commissioned, appointed, and designated a peace officer under Article 2.12(3) of the Texas Code of Criminal Procedure.
- (D) A city marshal or deputy city marshal is not an employee of the Austin police department and is not a member of the classified service of that department under Chapter 143 of the Texas Local Government Code.

§ 2-10-37 DUTIES OF THE CITY MARSHAL OFFICE.

(A) The city marshal or any deputy city marshal may:

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COA Law Department

	(1)	serve process issued including a Class C	• •	ourt under this chapter, a, or summons;
	(2)	transport a person w courts, or booking a		ant between city and county ties;
	(3)			offense by a city police officer court or detention facility;
	(4)	provide building and this chapter; and	d courtroom securi	ity for a municipal court under
	(5)	perform other duties	s as assigned by th	e municipal court clerk.
(B	reg		nd scope of the per	nforce all applicable laws or rformance of the duties
(C		osection (B) does not lin forcement authority in th		s or deputy city marshal's law ity as a peace officer.
				v 1
		ons 2-6-1 through 2-6-1		e are repealed.
PART 3 as Section Emergent PART 4	Sections 2-6- <i>acy Mar</i>	ons 2-6-21, 2-6-22, 2-6- 1, 2-6-2, 2-6-3, and 2-6 <i>(agement)</i> is renumbere ter 2-6 (<i>Public Safety a</i>	-23, and 2-6-24 of -4, respectively. C d as Article 1 (<i>Off</i> <i>nd Emergency Ma</i>	e are repealed. the City Code are renumbered Chapter 2-6, Article 3 (<i>Office of</i> <i>ice of Emergency Management</i>). <i>nagement Department</i>) is
PART 3 as Section <i>Emergen</i> PART 4 renamed	Sections 2-6- <i>ncy Mark</i> Chapte	ons 2-6-21, 2-6-22, 2-6- 1, 2-6-2, 2-6-3, and 2-6 <i>(agement</i>) is renumbere	23, and 2-6-24 of 4, respectively. O d as Article 1 (<i>Off</i> <i>nd Emergency Ma</i> <i>agement Departme</i>	e are repealed. the City Code are renumbered Chapter 2-6, Article 3 (<i>Office of</i> <i>Tice of Emergency Management</i>). <i>nagement Department</i>) is <i>ent</i>).
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