

# Senate Amendment 5114

PAG LIN

1 1 Amend Senate File 2275 as follows:  
1 2 #1. Page 1, by inserting before line 1 the  
1 3 following:  
1 4 1 5 2003, is amended by adding the following new  
1 6 subsection:  
1 7 NEW SUBSECTION. 135C. Assess the domestic or  
1 8 sexual abuse surcharge of fifty dollars as provided by  
1 9 section 911.4.  
1 10 Sec. \_\_\_\_\_. Section 602.8107, subsection 4,  
1 11 unnumbered paragraph 2, Code Supplement 2003, is  
1 12 amended to read as follows:  
1 13 This subsection does not apply to amounts collected  
1 14 for victim restitution, the victim compensation fund,  
1 15 criminal penalty surcharge, law enforcement initiative  
1 16 surcharge, domestic or sexual abuse surcharge, amounts  
1 17 collected as a result of procedures initiated under  
1 18 subsection 5 or under section 8A.504, or sheriff's  
1 19 room and board fees.  
1 20 Sec. \_\_\_\_\_. Section 602.8108, Code Supplement 2003,  
1 21 is amended by adding the following new subsection:  
1 22 NEW SECTION. 4A. Notwithstanding provisions of  
1 23 this section to the contrary, all moneys collected  
1 24 from the domestic or sexual abuse surcharge provided  
1 25 in section 911.4 shall be deposited in the crime  
1 26 victim compensation fund established in section  
1 27 915.94.>  
1 28 #2. Page 1, by inserting after line 27 the  
1 29 following:  
1 30 \_\_\_\_\_. Section 902.9, unnumbered paragraph 2,  
1 31 Code 2003, is amended to read as follows:  
1 32 The ~~criminal penalty surcharge surcharges~~ required  
1 33 by sections 911.2, ~~and 911.3, and 911.4~~ shall be added  
1 34 to a fine imposed on a class "C" or class "D" felon,  
1 35 as provided by those sections, and is not a part of or  
1 36 subject to the maximums set in this section.  
1 37 Sec. \_\_\_\_\_. Section 903.1, subsection 4, Code 2003,  
1 38 is amended to read as follows:  
1 39 4. The ~~criminal penalty surcharge surcharges~~  
1 40 required by sections 911.2, ~~and 911.3, and 911.4~~ shall  
1 41 be added to a fine imposed on a misdemeanor, and ~~is~~  
1 42 ~~are~~ not a part of or subject to the maximums set in  
1 43 this section.  
1 44 Sec. \_\_\_\_\_. Section 909.8, Code 2003, is amended to  
1 45 read as follows:  
1 46 909.8 PAYMENT AND COLLECTION PROVISIONS APPLY TO  
1 47 SURCHARGE.  
1 48 The provisions of this chapter governing the  
1 49 payment and collection of a fine, except section  
1 50 909.3A, also apply to the payment and collection of  
2 1 surcharges imposed pursuant to chapter 911. However,  
2 2 section 909.10 shall not apply to surcharges assessed  
2 3 under ~~section sections~~ 911.3 ~~and 911.4~~.  
2 4 Sec. \_\_\_\_\_. NEW SECTION. 911.4 DOMESTIC OR SEXUAL  
2 5 ABUSE SURCHARGE.  
2 6 In addition to any of the other surcharges assessed  
2 7 under this chapter, a domestic or sexual abuse  
2 8 surcharge of fifty dollars shall be assessed by the  
2 9 clerk of the district court if an adjudication of  
2 10 guilt or a deferred judgment has been entered for a  
2 11 criminal violation of section 708.2A, 709.2, 709.3, or  
2 12 709.4.>  
2 13 #3. Title page, line 1, by inserting after the  
2 14 word the following: <, and providing for  
2 15 a fee>.  
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2 19 \_\_\_\_\_  
2 19 ROBERT E. DVORSKY  
2 20 SF 2275.201 80  
2 21 jm/sh