



[SF 2394](#) – Court Fees (LSB6176SV.1)
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Fiscal Note Version – As amended and passed by the Senate

Description

[Senate File 2394](#) as amended relates to surcharges added to criminal penalties, court funds, civil fees, misdemeanor and felony fines, and fines associated with scheduled violations.

Division I – Surcharges Added to Criminal Penalties

Description

Division I changes the name of the Criminal Penalty Surcharge to the Crime Services Surcharge and reduces the surcharge from 35.0% to 10.0% of the fine or forfeiture imposed. Under Division I, the Crime Services Surcharge is distributed as follows: 85.0% is remitted to the State, and the remaining 15.0% to the county treasurer of the county or the city clerk of the city that was the plaintiff in the action. Of the amount remitted to the State, 59.0% is deposited in the Victim Compensation Fund, and 41.0% is deposited in the Criminalistics Laboratory Fund.

Division I combines the surcharges under Iowa Code sections [911.2B](#)¹ and [911.2C](#)² into a single surcharge of \$90 per applicable offense. The surcharge is assessed if an adjudication of guilt or deferred judgment has been entered for a violation of Iowa Code section [708.2A](#), [708.11](#), or [710A.2](#), or Iowa Code chapter [709](#), or if a defendant is held in contempt of court for violating a domestic abuse protective order issued pursuant to Iowa Code chapter [236](#).

Division I repeals the Law Enforcement Initiative Surcharge in Iowa Code section [911.3](#).

See Attachments A and B for the distribution of the Criminal Penalty Surcharge under current law and the Proposed Crime Services Surcharge Distribution under [SF 2394](#).

Background

Criminal Penalty Surcharge – Iowa Code Section 911.1

When the court imposes a fine or forfeiture for a violation of State law or a city or county ordinance, except a parking ordinance, the clerk of court imposes an additional penalty in the form of a Criminal Penalty Surcharge equal to 35.0% of the fine or forfeiture imposed by the Court. This Surcharge does not apply to civil penalties.

Under current law, the Criminal Penalty Surcharge revenue is divided as follows: 95.0% is remitted to the State, and the remaining 5.0% is remitted to the county treasurer of the county or the city clerk of the city that was the plaintiff in the action. Of the amount remitted to the State, 17.0% is deposited in the Victim Compensation Fund, and 83.0% is deposited in the State General Fund. Refer to the Legislative Services Agency (LSA) **Fiscal Topic** [Criminal Fine Revenue and Surcharge Distribution](#) for further information.

¹ Domestic abuse assault, sexual abuse, stalking, and human trafficking victim surcharge.

² Domestic abuse protective order contempt surcharge.

The Victim Compensation Fund is established under Iowa Code section [915.94](#) and the Criminalistics Laboratory Fund is established under Iowa Code section [691.9](#).

Domestic Abuse Surcharges – Iowa Code Sections 911.2B and 911.2C

Currently under Iowa Code section [911.2B](#), in addition to any other surcharge, a surcharge of \$100 is assessed if an adjudication of guilt or a deferred judgment has been entered for a violation of Iowa Code section [708.2A](#), [708.11](#), or [710A.2](#), or Iowa Code chapter [709](#). Under Iowa Code section [911.2C](#), a surcharge of \$50 is assessed against a defendant who is held in contempt of court for violating a domestic abuse protective order. The revenue collected from assessment of the [911.2B](#) and [911.2C](#) surcharges is deposited in the Address Confidentiality Revolving Fund established in Iowa Code section [9.8](#).

Law Enforcement Initiative Surcharge – Iowa Code Section 911.3

Under current law, in addition to any other surcharge, the court is required to assess a Law Enforcement Initiative Surcharge of \$125 if an adjudication of guilt or a deferred judgment has been entered for a criminal violation under any of the following: Iowa Code chapter [124](#), [155A](#), [453B](#), [713](#), [714](#), [715A](#), or [716](#), or Iowa Code section [719.7](#), [719.8](#), [725.1](#), [725.2](#), or [725.3](#). The collections generated from the assessment of the surcharge are deposited in the State General Fund.

Assumptions

- The following collection rates from FY 2017 will remain consistent:
 - Criminal Penalty Surcharge – 40.0%
 - Municipal Infractions – 31.0%
 - Simple Misdemeanor – 28.0%
 - Serious Misdemeanor – 19.0%
 - Aggravated Misdemeanor – 12.0%
 - Felonies – 10.0%
- Deposits to the Victim Compensation Fund will increase by 14.0% under the provisions of this Bill.
- A 9.0% increase in fines assessed for misdemeanors and felonies is revenue neutral to collections to the General Fund from the Law Enforcement Initiative Surcharge under current law.
- A 28.0% increase in fines under the provisions of this Division is revenue neutral to the General Fund fine and surcharge revenue under current law.
- Approximately 55.0% of fine revenue is from non-scheduled fines.
- In FY 2017, \$15.6 million of the Criminal Penalty Surcharge collections was distributed to the State. In FY 2016, \$16.7 million of the Criminal Penalty Surcharge collections was distributed to the State. The Criminal Penalty Surcharge collection levels will remain consistent.
- The average collections and assessments from the following fines and surcharges in FY 2016 and FY 2017 will remain consistent:
 - 911.2B Surcharge (Domestic Abuse): An average of \$229,000 was assessed each fiscal year. The average number of assessments each fiscal year was 2,289.
 - 911.2C Surcharge (Domestic Abuse): An average of \$36,000 was assessed each fiscal year. The average number of assessments each fiscal year was 712.
 - Law Enforcement Initiative Surcharge: An average of \$4.0 million was assessed and an average of \$2.4 million was collected each year.
 - Scheduled and Non-Scheduled Fines: An average of \$80.4 million was assessed and an average of \$68.0 million was collected each year.

Fiscal Impact

Crime Services Surcharge and Law Enforcement Initiative Surcharge

Division I is estimated to be revenue neutral to the General Fund. Under current law, the General Fund portion of the Criminal Penalty Surcharge distribution is approximately 28.0% of the fine. Under Division IV, the scheduled fines are increased by 28.0%. Due to this increase, the collections revenue to the General Fund is estimated to remain revenue neutral as a result. Under Division V, the misdemeanor and felony fines are increased by approximately 37.0%. This is equal to both the General Fund portion of the Criminal Penalty Surcharge and the General Fund revenue from the Law Enforcement Initiative Surcharge.

The increase in fine amounts and the new percentage distribution under Division I of this Bill is estimated to generate an increase of \$370,000 in revenue to the Victim Compensation Fund and \$2.1 million in additional revenue to the Criminalistics Laboratory Fund, and provides revenue neutral surcharge collections for the cities and counties.

The counties are estimated to have a 28.0% increase in revenue from eligible county ordinances due to the scheduled fine increases. Under Iowa Code section [602.8106\(3\)](#), the counties receive fine revenue from county ordinances that are not already existing State law or related to speeding. There are very few county ordinances that would be eligible under this provision. In addition, cities are estimated to have a 25.0% increase in fine revenue from municipal infractions due to the scheduled fine increases. Under Iowa Code section [602.8106\(2\)](#), the State receives 10.0% and the city receives 90.0% of the fine from municipal infractions.

For information on the distribution of the proposed fine amounts under the Crime Services Surcharge, see Attachments A and C to this document. Attachments B and D show the distribution under current law.

Domestic Abuse Surcharges

Division I is estimated to be revenue neutral to the Address Confidentiality Revolving Fund. Based on the total average amount assessed and collected from the [911.2B](#) and [911.2C](#) surcharges, the new surcharge of \$90 is estimated to be revenue neutral with collections totaling approximately \$264,000.

Divisions II and III – Court Funds and Civil Fees

Description

Division II increases the allocation to the Court Technology and Modernization Fund from \$1.0 million to \$9.4 million in Iowa Code section [602.8108](#) (Distribution of court revenue). Division II repeals the Enhanced Court Collections Fund in Iowa Code section [602.1304\(2\)](#). Division II also provides that any unobligated or unencumbered moneys remaining the Enhanced Court Collections Fund at the end of FY 2018 shall be transferred to the Court Technology and Modernization Fund.

Division III amends Iowa Code sections [602.8105](#) and [631.6](#) to increase fees in civil cases by \$20.

Background

Court Technology and Modernization Fund – Iowa Code Section 602.8108(9)

Of the fines and fees collected by the Judicial Branch, prior to their deposit in the General Fund, the State Court Administrator is permitted to annually allocate \$1.0 million to the Court Technology and Modernization Fund. The Fund is used to enhance the ability of the Judicial Branch to process cases quickly and efficiently; to electronically transmit information to State

government, local governments, law enforcement agencies, and the public; and to improve public access to the court system.

Enhanced Court Collections Fund – Iowa Code Section 602.1304

Currently, a maximum of \$4.0 million per year generated from the collection of fines, fees, civil penalties, costs, surcharges, and other revenues collected by the Judicial Branch is permitted to be deposited into the Enhanced Court Collections Fund. Refer to the LSA **Budget Unit Brief** [Enhanced Court Collections Fund](#) for further information.

Assumptions

- In FY 2016, approximately \$14.3 million was assessed from the civil fees outlined in Division III. In FY 2017, approximately \$14.4 million was assessed from the civil fees outlined in Division III. The amount of civil fees assessed will remain consistent in future fiscal years.
- On average, 100.0% of civil fees assessed are collected.

Fiscal Impact

Division III is estimated to increase General Fund revenue by approximately \$4.8 million. In addition, the 20.0% allocation from the dissolution of marriage filing fee in section 20 of the Bill intended for sexual assault and domestic violence centers would increase revenue for this purpose by approximately \$55,000.

Division II increases the allocation to the Court Technology and Modernization Fund by \$8.4 million. This amount includes the current \$4.0 million allocation to the Enhanced Court Collection Fund, which is repealed under Division III, and an additional \$4.4 million from civil fee collections. Due to the estimated increase in revenue from civil fees under Division III, the additional \$4.4 million to the Court Technology and Modernization Fund will not have an impact on the General Fund.

Divisions IV and V – Scheduled Violations and Misdemeanor and Felony Fines

Description

Division IV reclassifies some simple misdemeanors as simple misdemeanors punishable as scheduled violations. Division IV raises nearly all of the fines for simple misdemeanors punishable as scheduled violations in Iowa Code sections [805.8A](#) (Motor vehicle and transportation), [805.8B](#) (Navigation, recreation, hunting, and fishing), and [805.8C](#) (Miscellaneous schedule violations) by approximately 28.0%.

Division V modifies the minimum and maximum criminal fines for misdemeanors and felonies. For information on the proposed fine amounts and the fine distribution under the proposed Crime Services Surcharge, see the attachments to this document.

Fiscal Impact

Division IV is not estimated to have a fiscal impact.

Division V is estimated to be revenue neutral to the General Fund. The increased fines are estimated to result in revenue neutral collections to the General Fund after modification of the Criminal Penalty Surcharge and the removal of the Law Enforcement Initiative Surcharge. Refer to Division I of this **Fiscal Note** for further analysis of the fiscal impact of increasing the fines and modifying the Criminal Penalty Surcharge.

Division VI – Criminalistics Laboratory Fund

Division VI expands the funds permitted to be deposited in the Criminalistics Laboratory Fund to include collections from the Crime Services Surcharge. In addition, Division VI expands the permitted uses of the fund to include criminalistics laboratory supplies and the Department of Administrative Services Utility Services Fee for the Criminalistics Laboratory Facility in Ankeny.

Fiscal Impact

Division VI is not estimated to have a fiscal impact.

Summary

Table 1 summarizes the annual fiscal impact of Divisions I, IV, and V.

Table 1 – Divisions I, IV, and V – Crime Services Surcharge and Fine Modifications

Fund	Fiscal Impact
General Fund	\$ 0
Victim Compensation Fund	\$ 370,000
Criminalistics Laboratory Fund	\$ 2,100,000
Address Confidentiality Revolving Fund	\$ 0

Table 2 summarizes the annual fiscal impact of Division II on the Court Technology and Modernization Fund.

Table 2 – Division II – Court Technology and Modernization Fund

Bill Division/Provision	Fiscal Impact
II - Current Funding for Court Technology Fund	\$ 1,000,000
II - Transfer of Enhanced Court Collections Fund to Court Technology Fund	\$ 4,000,000
II - Additional Allocation to Court Technology Fund	\$ 4,400,000
TOTAL	\$ 9,400,000

Table 3 summarizes the annual fiscal impact of Divisions II and III of the Bill on the State General Fund.

Table 3 – Divisions II and III – State General Fund

Bill Division/Provision	Fiscal Impact
III - Civil Fee \$20 Increase	\$ 4,800,000
II - Additional Allocation to Court Technology Fund	(4,400,000)
TOTAL	\$ 400,000

Sources

Judicial Branch
LSA Calculations

/s/ Holly M. Lyons

April 5, 2018

The fiscal note for this Bill was prepared pursuant to Joint Rule 17 and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

SF 2394 Scheduled Fines — Proposed Crime Services Surcharge Distribution

Current Fine	Fine Adjustment	Proposed Fine	10.0% Crime Services Surcharge	10.0% Surcharge Distribution		State Distribution		Court Costs	Proposed Total Fine
				15.0% to County/City	85.0% to State	59.0% to Victim Comp. Fund	41.0% to Criminalistics Lab Fund		
\$5.00	\$6.40	\$6.00	\$0.60	\$0.09	\$0.51	\$0.30	\$0.21	\$60.00	\$66.60
\$10.00	\$12.80	\$15.00	\$1.50	\$0.23	\$1.28	\$0.75	\$0.52	\$60.00	\$76.50
\$15.00	\$19.20	\$20.00	\$2.00	\$0.30	\$1.70	\$1.00	\$0.70	\$60.00	\$82.00
\$20.00	\$25.60	\$25.00	\$2.50	\$0.38	\$2.13	\$1.25	\$0.87	\$60.00	\$87.50
\$25.00	\$32.00	\$30.00	\$3.00	\$0.45	\$2.55	\$1.50	\$1.05	\$60.00	\$93.00
\$30.00	\$38.40	\$40.00	\$4.00	\$0.60	\$3.40	\$2.01	\$1.39	\$60.00	\$104.00
\$35.00	\$44.80	\$45.00	\$4.50	\$0.68	\$3.83	\$2.26	\$1.57	\$60.00	\$109.50
\$40.00	\$51.20	\$50.00	\$5.00	\$0.75	\$4.25	\$2.51	\$1.74	\$60.00	\$115.00
\$50.00	\$64.00	\$65.00	\$6.50	\$0.98	\$5.53	\$3.26	\$2.27	\$60.00	\$131.50
\$60.00	\$76.80	\$80.00	\$8.00	\$1.20	\$6.80	\$4.01	\$2.79	\$60.00	\$148.00
\$70.00	\$89.60	\$90.00	\$9.00	\$1.35	\$7.65	\$4.51	\$3.14	\$60.00	\$159.00
\$75.00	\$96.00	\$95.00	\$9.50	\$1.43	\$8.08	\$4.76	\$3.31	\$60.00	\$164.50
\$80.00	\$102.40	\$100.00	\$10.00	\$1.50	\$8.50	\$5.02	\$3.49	\$60.00	\$170.00
\$90.00	\$115.20	\$115.00	\$11.50	\$1.73	\$9.78	\$5.77	\$4.01	\$60.00	\$186.50
\$100.00	\$128.00	\$130.00	\$13.00	\$1.95	\$11.05	\$6.52	\$4.53	\$60.00	\$203.00
\$105.00	\$134.40	\$135.00	\$13.50	\$2.03	\$11.48	\$6.77	\$4.70	\$60.00	\$208.50
\$110.00	\$140.80	\$140.00	\$14.00	\$2.10	\$11.90	\$7.02	\$4.88	\$60.00	\$214.00
\$115.00	\$147.20	\$150.00	\$15.00	\$2.25	\$12.75	\$7.52	\$5.23	\$60.00	\$225.00
\$120.00	\$153.60	\$155.00	\$15.50	\$2.33	\$13.18	\$7.77	\$5.40	\$60.00	\$230.50
\$125.00	\$160.00	\$160.00	\$16.00	\$2.40	\$13.60	\$8.02	\$5.58	\$60.00	\$236.00
\$130.00	\$166.40	\$165.00	\$16.50	\$2.48	\$14.03	\$8.27	\$5.75	\$60.00	\$241.50
\$135.00	\$172.80	\$175.00	\$17.50	\$2.63	\$14.88	\$8.78	\$6.10	\$60.00	\$252.50
\$140.00	\$179.20	\$180.00	\$18.00	\$2.70	\$15.30	\$9.03	\$6.27	\$60.00	\$258.00
\$145.00	\$185.60	\$185.00	\$18.50	\$2.78	\$15.73	\$9.28	\$6.45	\$60.00	\$263.50
\$150.00	\$192.00	\$190.00	\$19.00	\$2.85	\$16.15	\$9.53	\$6.62	\$60.00	\$269.00
\$155.00	\$198.40	\$200.00	\$20.00	\$3.00	\$17.00	\$10.03	\$6.97	\$60.00	\$280.00

Note: The fine adjustment is the sum of the current fine and the General Fund portion of the Criminal Penalty Surcharge under current law. The General Fund portion of the Criminal Penalty Surcharge equals approximately 28.0% of the current fine.

SF 2394 Scheduled Fines — Proposed Crime Services Surcharge Distribution

Current Fine	Fine Adjustment	Proposed Fine	10.0% Crime Services Surcharge	10.0% Surcharge Distribution		State Distribution		Court Costs	Proposed Total Fine
				15.0% to County/City	85.0% to State	59.0% to Victim Comp. Fund	41.0% to Criminalistics Lab Fund		
\$160.00	\$204.80	\$205.00	\$20.50	\$3.08	\$17.43	\$10.28	\$7.14	\$60.00	\$285.50
\$165.00	\$211.20	\$210.00	\$21.00	\$3.15	\$17.85	\$10.53	\$7.32	\$60.00	\$291.00
\$170.00	\$217.60	\$220.00	\$22.00	\$3.30	\$18.70	\$11.03	\$7.67	\$60.00	\$302.00
\$175.00	\$224.00	\$225.00	\$22.50	\$3.38	\$19.13	\$11.28	\$7.84	\$60.00	\$307.50
\$180.00	\$230.40	\$230.00	\$23.00	\$3.45	\$19.55	\$11.53	\$8.02	\$60.00	\$313.00
\$185.00	\$236.80	\$240.00	\$24.00	\$3.60	\$20.40	\$12.04	\$8.36	\$60.00	\$324.00
\$190.00	\$243.20	\$245.00	\$24.50	\$3.68	\$20.83	\$12.29	\$8.54	\$60.00	\$329.50
\$195.00	\$249.60	\$250.00	\$25.00	\$3.75	\$21.25	\$12.54	\$8.71	\$60.00	\$335.00
\$200.00	\$256.00	\$255.00	\$25.50	\$3.83	\$21.68	\$12.79	\$8.89	\$60.00	\$340.50
\$205.00	\$262.40	\$260.00	\$26.00	\$3.90	\$22.10	\$13.04	\$9.06	\$60.00	\$346.00
\$210.00	\$268.80	\$270.00	\$27.00	\$4.05	\$22.95	\$13.54	\$9.41	\$60.00	\$357.00
\$215.00	\$275.20	\$275.00	\$27.50	\$4.13	\$23.38	\$13.79	\$9.58	\$60.00	\$362.50
\$220.00	\$281.60	\$280.00	\$28.00	\$4.20	\$23.80	\$14.04	\$9.76	\$60.00	\$368.00
\$225.00	\$288.00	\$290.00	\$29.00	\$4.35	\$24.65	\$14.54	\$10.11	\$60.00	\$379.00
\$230.00	\$294.40	\$295.00	\$29.50	\$4.43	\$25.08	\$14.79	\$10.28	\$60.00	\$384.50
\$235.00	\$300.80	\$300.00	\$30.00	\$4.50	\$25.50	\$15.05	\$10.46	\$60.00	\$390.00
\$240.00	\$307.20	\$310.00	\$31.00	\$4.65	\$26.35	\$15.55	\$10.80	\$60.00	\$401.00
\$245.00	\$313.60	\$315.00	\$31.50	\$4.73	\$26.78	\$15.80	\$10.98	\$60.00	\$406.50
\$250.00	\$320.00	\$320.00	\$32.00	\$4.80	\$27.20	\$16.05	\$11.15	\$60.00	\$412.00
\$300.00	\$384.00	\$385.00	\$38.50	\$5.78	\$32.73	\$19.31	\$13.42	\$60.00	\$483.50
\$500.00	\$640.00	\$640.00	\$64.00	\$9.60	\$54.40	\$32.10	\$22.30	\$60.00	\$764.00
\$1,000.00	\$1,280.00	\$1,280.00	\$128.00	\$19.20	\$108.80	\$64.19	\$44.61	\$60.00	\$1,468.00
\$1,500.00	\$1,920.00	\$1,920.00	\$192.00	\$28.80	\$163.20	\$96.29	\$66.91	\$60.00	\$2,172.00
\$2,000.00	\$2,560.00	\$2,560.00	\$256.00	\$38.40	\$217.60	\$128.38	\$89.22	\$60.00	\$2,876.00

Note: The fine adjustment is the sum of the current fine and the General Fund portion of the Criminal Penalty Surcharge under current law. The General Fund portion of the Criminal Penalty Surcharge equals approximately 28.0% of the current fine.

Current Law — Criminal Penalty Surcharge Distribution

Current Fine	35.0% Criminal Penalty Surcharge	35.0% Surcharge Distribution		State Distribution		Court Costs	Total Fine
		5.0% to County/City	95.0% to State	17.0% to Victim Comp. Fund	83.0% to General Fund		
\$5.00	\$1.75	\$0.09	\$1.66	\$0.28	\$1.38	\$60.00	\$66.75
\$10.00	\$3.50	\$0.18	\$3.33	\$0.57	\$2.76	\$60.00	\$73.50
\$15.00	\$5.25	\$0.26	\$4.99	\$0.85	\$4.14	\$60.00	\$80.25
\$20.00	\$7.00	\$0.35	\$6.65	\$1.13	\$5.52	\$60.00	\$87.00
\$25.00	\$8.75	\$0.44	\$8.31	\$1.41	\$6.90	\$60.00	\$93.75
\$30.00	\$10.50	\$0.53	\$9.98	\$1.70	\$8.28	\$60.00	\$100.50
\$35.00	\$12.25	\$0.61	\$11.64	\$1.98	\$9.66	\$60.00	\$107.25
\$40.00	\$14.00	\$0.70	\$13.30	\$2.26	\$11.04	\$60.00	\$114.00
\$50.00	\$17.50	\$0.88	\$16.63	\$2.83	\$13.80	\$60.00	\$127.50
\$60.00	\$21.00	\$1.05	\$19.95	\$3.39	\$16.56	\$60.00	\$141.00
\$70.00	\$24.50	\$1.23	\$23.28	\$3.96	\$19.32	\$60.00	\$154.50
\$75.00	\$26.25	\$1.31	\$24.94	\$4.24	\$20.70	\$60.00	\$161.25
\$80.00	\$28.00	\$1.40	\$26.60	\$4.52	\$22.08	\$60.00	\$168.00
\$90.00	\$31.50	\$1.58	\$29.93	\$5.09	\$24.84	\$60.00	\$181.50
\$100.00	\$35.00	\$1.75	\$33.25	\$5.65	\$27.60	\$60.00	\$195.00
\$105.00	\$36.75	\$1.84	\$34.91	\$5.94	\$28.98	\$60.00	\$201.75
\$110.00	\$38.50	\$1.93	\$36.58	\$6.22	\$30.36	\$60.00	\$208.50
\$115.00	\$40.25	\$2.01	\$38.24	\$6.50	\$31.74	\$60.00	\$215.25
\$120.00	\$42.00	\$2.10	\$39.90	\$6.78	\$33.12	\$60.00	\$222.00
\$125.00	\$43.75	\$2.19	\$41.56	\$7.07	\$34.50	\$60.00	\$228.75
\$130.00	\$45.50	\$2.28	\$43.23	\$7.35	\$35.88	\$60.00	\$235.50
\$135.00	\$47.25	\$2.36	\$44.89	\$7.63	\$37.26	\$60.00	\$242.25
\$140.00	\$49.00	\$2.45	\$46.55	\$7.91	\$38.64	\$60.00	\$249.00
\$145.00	\$50.75	\$2.54	\$48.21	\$8.20	\$40.02	\$60.00	\$255.75
\$150.00	\$52.50	\$2.63	\$49.88	\$8.48	\$41.40	\$60.00	\$262.50
\$155.00	\$54.25	\$2.71	\$51.54	\$8.76	\$42.78	\$60.00	\$269.25
\$160.00	\$56.00	\$2.80	\$53.20	\$9.04	\$44.16	\$60.00	\$276.00
\$170.00	\$59.50	\$2.98	\$56.53	\$9.61	\$46.92	\$60.00	\$289.50
\$175.00	\$61.25	\$3.06	\$58.19	\$9.89	\$48.30	\$60.00	\$296.25

Current Law — Criminal Penalty Surcharge Distribution

Current Fine	35.0% Criminal Penalty Surcharge	35.0% Surcharge Distribution		State Distribution		Court Costs	Total Fine
		5.0% to County/City	95.0% to State	17.0% to Victim Comp. Fund	83.0% to General Fund		
\$175.00	\$61.25	\$3.06	\$58.19	\$9.89	\$48.30	\$60.00	\$296.25
\$180.00	\$63.00	\$3.15	\$59.85	\$10.17	\$49.68	\$60.00	\$303.00
\$185.00	\$64.75	\$3.24	\$61.51	\$10.46	\$51.06	\$60.00	\$309.75
\$190.00	\$66.50	\$3.33	\$63.18	\$10.74	\$52.44	\$60.00	\$316.50
\$195.00	\$68.25	\$3.41	\$64.84	\$11.02	\$53.82	\$60.00	\$323.25
\$200.00	\$70.00	\$3.50	\$66.50	\$11.31	\$55.20	\$60.00	\$330.00
\$205.00	\$71.75	\$3.59	\$68.16	\$11.59	\$56.57	\$60.00	\$336.75
\$210.00	\$73.50	\$3.68	\$69.83	\$11.87	\$57.95	\$60.00	\$343.50
\$215.00	\$75.25	\$3.76	\$71.49	\$12.15	\$59.33	\$60.00	\$350.25
\$220.00	\$77.00	\$3.85	\$73.15	\$12.44	\$60.71	\$60.00	\$357.00
\$225.00	\$78.75	\$3.94	\$74.81	\$12.72	\$62.09	\$60.00	\$363.75
\$230.00	\$80.50	\$4.03	\$76.48	\$13.00	\$63.47	\$60.00	\$370.50
\$235.00	\$82.25	\$4.11	\$78.14	\$13.28	\$64.85	\$60.00	\$377.25
\$240.00	\$84.00	\$4.20	\$79.80	\$13.57	\$66.23	\$60.00	\$384.00
\$245.00	\$85.75	\$4.29	\$81.46	\$13.85	\$67.61	\$60.00	\$390.75
\$250.00	\$87.50	\$4.38	\$83.13	\$14.13	\$68.99	\$60.00	\$397.50
\$300.00	\$105.00	\$5.25	\$99.75	\$16.96	\$82.79	\$60.00	\$465.00
\$500.00	\$175.00	\$8.75	\$166.25	\$28.26	\$137.99	\$60.00	\$735.00
\$1,000.00	\$350.00	\$17.50	\$332.50	\$56.53	\$275.98	\$60.00	\$1,410.00
\$1,500.00	\$525.00	\$26.25	\$498.75	\$84.79	\$413.96	\$60.00	\$2,085.00
\$2,000.00	\$700.00	\$35.00	\$665.00	\$113.05	\$551.95	\$60.00	\$2,760.00

SF 2394 Misdemeanors and Felonies — Proposed Crime Services Surcharge Distribution

Penalty	Current Fine	Fine Adjustment	Proposed Fine	10.0% Crime Services Surcharge	10.0% Surcharge Distribution		State Distribution		Court Costs	Proposed Total Fine
					15% to County/City	85% to State	59.0% to Victim Comp. Fund	41.0% to Criminalistics Lab Fund		
Simple Misd.	\$65.00	\$88.79	\$90.00	\$9.00	\$1.35	\$7.65	\$4.51	\$3.14	\$60.00	\$159.00
	\$625.00	\$853.73	\$855.00	\$85.50	\$12.83	\$72.68	\$42.88	\$29.80	\$60.00	\$1,000.50
Serious Misd.	\$315.00	\$430.28	\$430.00	\$43.00	\$6.45	\$36.55	\$21.56	\$14.99	\$60.00	\$533.00
	\$1,875.00	\$2,561.20	\$2,560.00	\$256.00	\$38.40	\$217.60	\$128.38	\$89.22	\$60.00	\$2,876.00
Aggr. Misd.	\$625.00	\$853.73	\$855.00	\$85.50	\$12.83	\$72.68	\$42.88	\$29.80	\$60.00	\$1,000.50
	\$6,250.00	\$8,537.34	\$8,540.00	\$854.00	\$128.10	\$725.90	\$428.28	\$297.62	\$60.00	\$9,454.00
D Felony	\$750.00	\$1,024.48	\$1,025.00	\$102.50	\$15.38	\$87.13	\$51.40	\$35.72	\$60.00	\$1,187.50
	\$7,500.00	\$10,244.81	\$10,245.00	\$1,024.50	\$153.68	\$870.83	\$513.79	\$357.04	\$60.00	\$11,329.50
C Felony	\$1,000.00	\$1,365.98	\$1,370.00	\$137.00	\$20.55	\$116.45	\$68.71	\$47.74	\$60.00	\$1,567.00
	\$10,000.00	\$13,659.75	\$13,660.00	\$1,366.00	\$204.90	\$1,161.10	\$685.05	\$476.05	\$60.00	\$15,086.00

Notes:

- 1) The fine adjustment is the sum of the current fine, the General Fund portion of the Criminal Penalty Surcharge under current law, and the Law Enforcement Initiative Surcharge Adjustment.
- 2) The adjustment for the removal of the Law Enforcement Initiative Surcharge equals approximately 9.0% of the current fine.

Current Law — Criminal Penalty Surcharge Distribution

Penalty	Current Fine (Min. and Max.)	35.0% Criminal Penalty Surcharge	35.0% Surcharge Distribution		State Distribution		Court Costs	Total Fine
			5.0% to County/City	95.0% to State	17.0% to Victim Comp. Fund	83.0% to General Fund		
Simple Misd.	\$65.00	\$22.75	\$1.14	\$21.61	\$3.67	\$17.94	\$60.00	\$147.75
	\$625.00	\$218.75	\$10.94	\$207.81	\$35.33	\$172.48	\$60.00	\$903.75
Serious Misd.	\$315.00	\$110.25	\$5.51	\$104.74	\$17.81	\$86.93	\$60.00	\$485.25
	\$1,875.00	\$656.25	\$32.81	\$623.44	\$105.98	\$517.45	\$60.00	\$2,591.25
Aggr. Misd.	\$625.00	\$218.75	\$10.94	\$207.81	\$35.33	\$172.48	\$60.00	\$903.75
	\$6,250.00	\$2,187.50	\$109.38	\$2,078.13	\$353.28	\$1,724.84	\$60.00	\$8,497.50
Class D Felony	\$750.00	\$262.50	\$13.13	\$249.38	\$42.39	\$206.98	\$60.00	\$1,072.50
	\$7,500.00	\$2,625.00	\$131.25	\$2,493.75	\$423.94	\$2,069.81	\$60.00	\$10,185.00
Class C Felony	\$1,000.00	\$350.00	\$17.50	\$332.50	\$56.53	\$275.98	\$60.00	\$1,410.00
	\$10,000.00	\$3,500.00	\$175.00	\$3,325.00	\$565.25	\$2,759.75	\$60.00	\$13,560.00