

Fiscal Services Division Legislative Services Agency Fiscal Note

HF 2456 - Scheduled Fines, Distribution (LSB 6073 HV)
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Fiscal Note Version - New

Description

House File 2456 imposes a \$5 county enforcement surcharge for citations issued by county sheriffs in addition to the fine and any other surcharge currently assessed.

Assumptions

1. In FY 2003, the sheriffs were identified as the arresting agency in approximately 63,000 State scheduled traffic citations. (However, the Clerks of Court did not always identify the arresting agency in the Iowa Court Information System).
2. The collection rate for scheduled traffic violations in HF 2456 in year one is 94.0%, for year two is 96.0%, and for year three and ongoing years is 96.5%.
3. There would be a one-time cost to the Judicial Branch of approximately \$7,000 for programming changes to the Iowa Court Information System (ICIS) in the Judicial Branch.
4. Increases data entry and case processing time for Clerk of Court offices by three to four minutes per case at \$0.27 per minute. The increased cost for data entry processing ranges from approximately \$51,000 to \$68,000 annually.
5. Allows each county's board of supervisors discretion in determining if the \$5 surcharge would be assessed in their county.
6. Under current law, counties must write a citation to the State offense for violations under Sections 805.8A, 805.8B, and 805.8C, Code of Iowa. If the county writes a citation to the State offense, 100.0% of the revenue generated from the fine goes to the State. (The only exception is for proof of insurance, in which 25.0% of the revenue goes to the counties and 50.0% goes to the Victim Compensation Fund and 25.0% to the State General Fund). House File 2456 would allow an additional \$5 surcharge to be imposed on a citation issued by the county sheriff and the revenue from this surcharge will be deposited into the county general fund.

Fiscal Impact

State General Fund

House File 2456 will increase General Fund expenditures to the Judicial Branch by approximately \$68,000 in FY 2005. The estimate includes a one-time program cost of \$7,000. The estimated cost for FY 2006 and ongoing years is \$61,000 annually.

County General Fund

The chart below shows the revenue anticipated from the county enforcement surcharge, which will be deposited into the county general fund in the county where the citation was issued. This estimate is based on all 99 counties implementing the \$5 surcharge.

Increased Revenue from the \$5 County Enforcement Surcharge

	<u>FY 2005</u>	<u>FY 2006</u>	<u>FY 2007</u>
County Enforcement Surcharge	\$ 298,000	\$ 304,000	\$ 306,000

Sources

Department of Human Rights, Criminal and Juvenile Justice Planning Division
Judicial Branch

Dennis C Prouty

March 8, 2004

The fiscal note and correctional impact statement for this bill was prepared pursuant to Joint Rule 17 and pursuant to Section 2.56, Code of Iowa. Data used in developing this fiscal note and correctional impact statement are available from the Fiscal Services Division, Legislative Services Agency to members of the Legislature upon request.
