

Senate File 2394 - Reprinted

SENATE FILE 2394

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SSB 3202)

(As Amended and Passed by the Senate April 4, 2018)

A BILL FOR

1 An Act relating to surcharges added to criminal penalties,
2 court funds, civil fees, misdemeanor and felony fines and
3 fines associated with scheduled violations.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

SURCHARGES ADDED TO CRIMINAL PENALTIES

1
2
3 Section 1. Section 331.302, subsection 2, Code 2018, is
4 amended to read as follows:

5 2. For a violation of an ordinance a county shall not
6 provide a penalty in excess of the maximum fine and term of
7 imprisonment for a simple misdemeanor under section 903.1,
8 subsection 1, paragraph "a". The ~~criminal penalty crime~~
9 services surcharge required by [section 911.1](#) shall be added to
10 a county fine and is not a part of the county's penalty.

11 Sec. 2. Section 364.3, subsection 2, Code 2018, is amended
12 to read as follows:

13 2. For a violation of an ordinance a city shall not
14 provide a penalty in excess of the maximum fine and term of
15 imprisonment for a simple misdemeanor under section 903.1,
16 subsection 1, paragraph "a". An amount equal to ten percent of
17 all fines collected by cities shall be deposited in the account
18 established in [section 602.8108](#). However, one hundred percent
19 of all fines collected by a city pursuant to section 321.236,
20 subsection 1, shall be retained by the city. The ~~criminal~~
21 penalty crime services surcharge required by [section 911.1](#)
22 shall be added to a city fine and is not a part of the city's
23 penalty.

24 Sec. 3. Section 602.8102, subsection 135A, Code 2018, is
25 amended to read as follows:

26 135A. Assess the surcharges provided by [sections 911.1](#),
27 [911.2](#), [911.2A](#), [911.2B](#), ~~[911.2C](#)~~, ~~[911.3](#)~~, and [911.4](#).

28 Sec. 4. Section 602.8107, subsection 2, paragraph c,
29 subparagraph (2), Code 2018, is amended to read as follows:

30 (2) Fines or penalties and ~~criminal penalty and law~~
31 enforcement initiative surcharges the crime services surcharge.

32 Sec. 5. Section 602.8107, subsection 4, paragraph a, Code
33 2018, is amended to read as follows:

34 a. [This subsection](#) does not apply to amounts collected for
35 victim restitution, the victim compensation fund, the ~~criminal~~

1 ~~penalty crime services~~ surcharge, sex offender civil penalty,
2 drug abuse resistance education surcharge, ~~the law enforcement~~
3 ~~initiative surcharge~~, county enforcement surcharge, amounts
4 collected as a result of procedures initiated under subsection
5 5 or under [section 8A.504](#), or fees charged pursuant to section
6 356.7.

7 Sec. 6. Section 602.8108, subsections 3, 5, and 7, Code
8 2018, are amended to read as follows:

9 3. The clerk of the district court shall remit to the state
10 court administrator, not later than the fifteenth day of each
11 month, ~~ninety-five~~ eighty-five percent of all moneys collected
12 from the ~~eriminal~~ penalty crime services surcharge provided in
13 section 911.1 during the preceding calendar month. The clerk
14 shall remit the remainder to the county treasurer of the county
15 that was the plaintiff in the action or to the city that was
16 the plaintiff in the action. Of the amount received from the
17 clerk, the state court administrator shall allocate ~~seventeen~~
18 and deposit each month fifty-nine percent ~~to be deposited in~~
19 the victim compensation fund established in [section 915.94](#),
20 and ~~eighty-three percent to be deposited in the general~~
21 ~~fund~~ forty-one percent in the criminalistics laboratory fund
22 established in section 691.9.

23 5. ~~The clerk of the district court shall remit all moneys~~
24 ~~collected from the assessment of the law enforcement initiative~~
25 ~~surcharge provided in [section 911.3](#) to the state court~~
26 ~~administrator no later than the fifteenth day of each month for~~
27 ~~deposit in the general fund of the state.~~

28 7. The clerk of the district court shall remit all moneys
29 collected from the assessment of the surcharges provided
30 in ~~sections~~ section 911.2B and ~~911.2C~~ to the state court
31 administrator for deposit in the address confidentiality
32 program revolving fund created in [section 9.8](#).

33 Sec. 7. Section 805.8, subsection 1, Code 2018, is amended
34 to read as follows:

35 1. *Application.* Except as otherwise indicated, violations

1 of sections of the Code specified in [sections 805.8A, 805.8B,](#)
2 and [805.8C](#) are scheduled violations, and the scheduled fine
3 for each of those violations is as provided in those sections,
4 whether the violation is of state law or of a county or city
5 ordinance. The ~~criminal penalty~~ crime services surcharge
6 required by [section 911.1](#) and the county enforcement surcharge
7 required by [section 911.4](#), if applicable, shall be added to the
8 scheduled fine.

9 Sec. 8. Section 902.9, subsection 2, Code 2018, is amended
10 to read as follows:

11 2. The surcharges required by [sections 911.1, 911.2, and](#)
12 [911.2A,](#) ~~and 911.3~~ shall be added to a fine imposed on a class
13 "C" or class "D" felon, as provided by those sections, and are
14 not a part of or subject to the maximums set in [this section](#).

15 Sec. 9. Section 903.1, subsection 4, Code 2018, is amended
16 to read as follows:

17 4. The surcharges required by [sections 911.1, 911.2,](#)
18 [911.2A, 911.3,](#) and [911.4](#) shall be added to a fine imposed on a
19 misdemeanor as provided in those sections, and are not a part
20 of or subject to the maximums set in [this section](#).

21 Sec. 10. Section 911.1, Code 2018, is amended to read as
22 follows:

23 **911.1 ~~Criminal penalty~~ Crime services surcharge.**

24 1. A ~~criminal penalty~~ crime services surcharge shall be
25 levied against law violators as provided in [this section](#).
26 When a court imposes a fine or forfeiture for a violation of
27 state law, or a city or county ordinance, except an ordinance
28 regulating the parking of motor vehicles, the court ~~or the~~
29 ~~clerk of the district court~~ shall assess an additional penalty
30 in the form of a ~~criminal penalty~~ crime services surcharge
31 equal to ~~thirty-five~~ ten percent of the fine or forfeiture
32 imposed.

33 2. In the event of multiple offenses, the surcharge shall
34 be based upon the total amount of fines or forfeitures imposed
35 for all offenses.

1 3. When a fine or forfeiture is suspended in whole or in
2 part, the court shall reduce the surcharge in proportion to the
3 amount suspended.

4 4. The surcharge is subject to the provisions of chapter
5 909 governing the payment and collection of fines, as provided
6 in [section 909.8](#).

7 5. The surcharge shall be remitted by the clerk of court as
8 provided in [section 602.8108, subsection 3](#).

9 Sec. 11. Section 911.2, subsection 1, Code 2018, is amended
10 to read as follows:

11 1. In addition to any other surcharge, the court ~~or clerk~~
12 ~~of the district court~~ shall assess a drug abuse resistance
13 education surcharge of ten dollars if a violation arises out
14 of a violation of an offense provided for in [chapter 321J](#) or
15 chapter 124, subchapter IV.

16 Sec. 12. Section 911.2A, subsection 1, Code 2018, is amended
17 to read as follows:

18 1. In addition to any other surcharge, the court ~~or clerk~~
19 ~~of the district court~~ shall assess a human trafficking victim
20 surcharge of one thousand dollars if an adjudication of
21 guilt or a deferred judgment has been entered for a criminal
22 violation of [section 725.1, subsection 2](#), or [section 710A.2](#),
23 [725.2](#), or [725.3](#).

24 Sec. 13. Section 911.2B, Code 2018, is amended to read as
25 follows:

26 **911.2B Domestic abuse assault, domestic abuse protective**
27 **order contempt, sexual abuse, stalking, and human trafficking**
28 **victim surcharge.**

29 1. In addition to any other surcharge, the court ~~or clerk~~
30 ~~of the district court~~ shall assess a domestic abuse assault,
31 domestic abuse protective order contempt, sexual abuse,
32 stalking, and human trafficking victim surcharge of ~~one hundred~~
33 ninety dollars if an adjudication of guilt or a deferred
34 judgment has been entered for a violation of [section 708.2A](#),
35 [708.11](#), or [710A.2](#), or [chapter 709](#), or if a defendant is held

1 in contempt of court for violating a domestic abuse protective
2 order issued pursuant to chapter 236.

3 2. In the event of multiple offenses, the surcharge shall be
4 imposed for each applicable offense.

5 3. The surcharge shall be remitted by the clerk of court as
6 provided in [section 602.8108, subsection 7](#).

7 Sec. 14. REPEAL. Sections 911.2C and 911.3, Code 2018, are
8 repealed.

9 DIVISION II

10 COURT FUNDS

11 Sec. 15. Section 602.1302, subsection 1, Code 2018, is
12 amended to read as follows:

13 1. Except as otherwise provided by [sections 602.1303](#)~~7~~
14 ~~602.1304~~7, and [602.8108](#) or other applicable law, the expenses of
15 operating and maintaining the judicial branch shall be paid out
16 of the general fund of the state from funds appropriated by the
17 general assembly for the judicial branch. State funding shall
18 be phased in as provided in [section 602.11101](#).

19 Sec. 16. Section 602.1304, subsection 1, Code 2018, is
20 amended to read as follows:

21 1. Except as provided in [article 8](#) and ~~subsection 2~~ of this
22 ~~section~~, all fees and other revenues collected by judicial
23 officers and court employees shall be paid into the general
24 fund of the state.

25 Sec. 17. Section 602.1304, subsection 2, Code 2018, is
26 amended by striking the subsection.

27 Sec. 18. Section 602.8108, subsection 9, Code 2018, is
28 amended by striking the subsection and inserting in lieu
29 thereof the following:

30 9. a. A court technology and modernization fund is
31 established as a separate fund in the state treasury. The
32 state court administrator shall allocate nine million
33 four hundred thousand dollars of the moneys received under
34 subsection 2 to be deposited in the fund, which shall be
35 administered by the judicial branch.

1 *b.* The moneys in the fund used to enhance the ability of the
2 judicial branch to process cases more quickly and efficiently,
3 to electronically transmit information to state government,
4 local governments, law enforcement agencies, and the public,
5 and to improve public access to the court system. The moneys
6 in the collection fund may also be used for any the following:

- 7 (1) The Iowa court information system.
- 8 (2) Records management, equipment, services, and projects.
- 9 (3) Other technological improvements approved by the
10 judicial branch.
- 11 (4) Electronic legal research equipment, systems, and
12 projects.
- 13 (5) The study, development, and implementation of other
14 innovations and projects that would improve the administration
15 of justice.

16 (6) Capital improvements necessitated by the installation
17 of or connection with the Iowa court information system, the
18 Iowa communications network, or other like networks.

19 *c.* The fund shall be separate from the general fund of
20 the state and the balance in the fund shall not be considered
21 part of the balance of the general fund of the state.
22 Notwithstanding section 8.33, moneys in the fund shall not
23 revert to the general fund. Notwithstanding section 12C.7,
24 subsection 2, interest or earnings on moneys in the court
25 technology and modernization fund shall remain in the court
26 technology and modernization fund and any interest and earnings
27 shall be in addition to the maximum annual deposit amount.

28 Sec. 19. TRANSFER OF REMAINING FUNDS. Any unobligated
29 or unencumbered moneys remaining in the enhanced court
30 collections fund in section 602.1304 at the end of the fiscal
31 year beginning July 1, 2017, and ending June 30, 2018, shall be
32 transferred to the court technology and modernization fund.

33 DIVISION III

34 CIVIL FEES

35 Sec. 20. Section 602.8105, subsections 1 and 2, Code 2018,

1 are amended to read as follows:

2 1. The clerk of the district court shall collect the
3 following fees:

4 a. Except as otherwise provided in [this subsection](#), for
5 filing and docketing a petition, ~~one two hundred eighty-five~~
6 five dollars. In counties having a population of ninety-eight
7 thousand or over, an additional five dollars shall be charged
8 and collected to be known as the journal publication fee and
9 used for the purposes provided for in [section 618.13](#).

10 b. For filing and docketing a petition for dissolution
11 of marriage, which includes the docketing of any dissolution
12 decree, two hundred seventy-five dollars. It is the intent of
13 the general assembly that twenty percent of the funds generated
14 from these fees be appropriated and used for sexual assault
15 and domestic violence centers and eighty percent of the funds
16 generated from these fees be appropriated to the general fund
17 of the state.

18 ~~b.~~ c. For filing and docketing a petition pursuant to
19 chapter 598 other than a dissolution of marriage petition, one
20 hundred twenty dollars.

21 ~~e.~~ d. For filing and docketing an application for
22 modification of a dissolution decree to which a written
23 stipulation is attached at the time of filing containing the
24 agreement of the parties to the terms of modification, one
25 hundred twenty dollars.

26 ~~d. For entering a final decree of dissolution of marriage,~~
27 ~~fifty dollars. It is the intent of the general assembly that~~
28 ~~the funds generated from the dissolution fees be appropriated~~
29 ~~and used for sexual assault and domestic violence centers.~~

30 e. For filing and docketing a petition for adoption pursuant
31 to [chapter 600](#), one hundred dollars. For multiple adoption
32 petitions filed at the same time by the same petitioner under
33 section 600.3, the filing fee and any court costs for any
34 petition filed in addition to the first petition filed are
35 waived.

- 1 *f.* For filing and docketing a small claims action, the
2 amounts specified in [section 631.6](#).
- 3 *g.* For an appeal from a judgment in small claims or for
4 filing and docketing a writ of error, one hundred eighty-five
5 dollars.
- 6 *h.* For a motion to show cause in a civil case, fifty seventy
7 dollars.
- 8 *i.* For filing and docketing a transcript of the judgment in
9 a civil case, fifty seventy dollars.
- 10 *j.* For filing a tribal judgment, one hundred twenty dollars.
- 11 2. The clerk of the district court shall collect the
12 following fees for miscellaneous services:
- 13 *a.* For filing and entering any other statutory lien, fifty
14 seventy dollars.
- 15 *b.* For a certificate and seal, twenty forty dollars.
16 However, there shall be no charge for a certificate and seal to
17 an application to procure a pension, bounty, or back pay for a
18 member of the armed services or other person.
- 19 *c.* For certifying a change in title of real estate, fifty
20 seventy dollars.
- 21 *d.* For filing a praecipe to issue execution under chapter
22 626, ~~twenty-five~~ forty-five dollars. The fee shall be
23 recoverable by the creditor from the debtor against whom the
24 execution is issued. A fee payable by a political subdivision
25 of the state under this paragraph shall be collected by the
26 clerk of the district court as provided in [section 602.8109](#).
27 However, the fee shall be waived and shall not be collected
28 from a political subdivision of the state if a county attorney
29 or county attorney's designee is collecting a delinquent
30 judgment pursuant to [section 602.8107, subsection 4](#).
- 31 *e.* For filing a praecipe to issue execution under chapter
32 654, fifty seventy dollars.
- 33 *f.* For filing a confession of judgment under [chapter 676](#),
34 fifty seventy dollars if the judgment is five thousand dollars
35 or less, and one hundred twenty dollars if the judgment exceeds

1 five thousand dollars.

2 *g.* For filing a lis pendens, ~~fifty~~ seventy dollars.

3 *h.* For applicable convictions under [section 692A.110](#) prior
4 to July 1, 2009, a civil penalty of two hundred twenty dollars,
5 and for applicable convictions under [section 692A.110](#) on or
6 after July 1, 2009, a civil penalty of two hundred ~~fifty~~
7 seventy dollars.

8 *i.* Other fees provided by law.

9 Sec. 21. Section 631.6, subsection 1, paragraphs a and c,
10 Code 2018, are amended to read as follows:

11 *a.* Fees for filing and docketing shall be ~~eighty-five~~ one
12 hundred five dollars.

13 *c.* Postage charged for the mailing of original notice shall
14 be ~~ten~~ thirty dollars.

15 Sec. 22. STUDY ON PRO HAC VICE ATTORNEY FEE. The judicial
16 branch shall conduct a study to determine whether the amount of
17 the current fee to appear pro hac vice is appropriate. If the
18 judicial branch determines that the fee the appear pro hac vice
19 is not appropriate, the judicial branch shall adjust the fee
20 accordingly.

21 DIVISION IV

22 SCHEDULED VIOLATIONS

23 Sec. 23. Section 321.24, subsection 12, Code 2018, is
24 amended to read as follows:

25 12. A person who violates [this section](#) commits a simple
26 misdemeanor punishable as a scheduled violation under section
27 805.8A, subsection 2, paragraph "b".

28 Sec. 24. Section 321.260, subsection 2, Code 2018, is
29 amended to read as follows:

30 2. It shall be unlawful for any person to have in the
31 person's possession any official traffic-control device
32 except by legal right or authority. Any person convicted
33 of unauthorized possession of any official traffic-control
34 device shall upon conviction be guilty of a simple misdemeanor
35 punishable as a scheduled violation under section 805.8A,

1 subsection 8, paragraph "c". In addition to any other
2 penalties, the punishment imposed for a violation of this
3 subsection shall include assessment of a fine of not less than
4 ~~two~~ three hundred fifty twenty dollars.

5 Sec. 25. Section 321.262, subsection 2, Code 2018, is
6 amended to read as follows:

7 2. The driver shall remain at the scene of the accident
8 until the driver has fulfilled the requirements of section
9 321.263. Any person failing to remain at the scene of the
10 accident or fulfill the requirements of section 321.263 under
11 such circumstances shall be guilty of a simple misdemeanor
12 ~~and punished as provided in section 321.482 punishable as~~
13 a scheduled violation under section 805.8A, subsection 14,
14 paragraph "m".

15 Sec. 26. Section 321.264, Code 2018, is amended to read as
16 follows:

17 **321.264 Striking unattended vehicle.**

18 The driver of any vehicle which collides with any vehicle
19 which is unattended shall immediately stop and shall then and
20 there either locate and notify the operator or owner of such
21 vehicle of the name and address of the driver and owner of the
22 vehicle striking the unattended vehicle or shall leave in a
23 conspicuous place in the vehicle struck a written notice giving
24 the name and address of the driver and of the owner of the
25 vehicle doing the striking and a statement of the circumstances
26 thereof. A person who violates this section commits a simple
27 misdemeanor punishable as a scheduled violation under section
28 805.8A, subsection 14, paragraph "n".

29 Sec. 27. Section 321.265, Code 2018, is amended to read as
30 follows:

31 **321.265 Striking fixtures upon a highway.**

32 The driver of a vehicle involved in an accident resulting
33 in damage to property legally upon or adjacent to a highway
34 shall take reasonable steps to locate and notify the owner,
35 a peace officer, or person in charge of the damaged property

1 of the damage and shall inform the person of the driver's name
2 and address and the registration number of the vehicle causing
3 the damage and shall, upon request and if available, exhibit
4 the driver's license of the driver of the vehicle and shall
5 report the accident when and as required in [section 321.266](#). A
6 person who violates this section commits a simple misdemeanor
7 punishable as a scheduled violation under section 805.8A,
8 subsection 14, paragraph "o".

9 Sec. 28. Section 321.324A, Code 2018, is amended by adding
10 the following new subsection:

11 NEW SUBSECTION. 4. A person who violates this section
12 commits a simple misdemeanor punishable as a scheduled
13 violation under section 805.8A, subsection 6, paragraph "s".

14 Sec. 29. Section 321.371, subsection 2, Code 2018, is
15 amended to read as follows:

16 2. A person who violates [this section](#) commits a simple
17 misdemeanor punishable as a scheduled violation under section
18 805.8A, subsection 14, paragraph "q".

19 Sec. 30. Section 321.383, subsection 4, Code 2018, is
20 amended to read as follows:

21 4. Any Except as provided in subsection 5, any person
22 who violates any provision of [this section](#) shall be fined
23 as provided in [commits a simple misdemeanor punishable as a](#)
24 scheduled violation under [section 805.8A, subsection 3.](#)

25 Sec. 31. Section 321.383, Code 2018, is amended by adding
26 the following new subsection:

27 NEW SUBSECTION. 5. A person who operates a self-propelled
28 implement of husbandry at a speed which exceeds the limit
29 of thirty-five miles per hour commits a simple misdemeanor
30 punishable as a scheduled violation under section 805.8A,
31 subsection 5.

32 Sec. 32. Section 321.431, subsection 6, Code 2018, is
33 amended to read as follows:

34 6. A person who violates [this section](#) commits a simple
35 misdemeanor punishable as a scheduled violation under section

1 805.8A, subsection 3, paragraph "ad".

2 Sec. 33. Section 805.8A, Code 2018, is amended to read as
3 follows:

4 **805.8A Motor vehicle and transportation scheduled violations.**

5 1. *Parking violations.*

6 a. For parking violations under sections 321.236, 321.239,
7 321.358, 321.360, and 321.361, the scheduled fine is five
8 dollars, except if the local authority has established the
9 fine by ordinance. The scheduled fine for a parking violation
10 pursuant to section 321.236 increases by five dollars if
11 authorized by ordinance and if the parking violation is not
12 paid within thirty days of the date upon which the violation
13 occurred. For purposes of calculating the unsecured appearance
14 bond required under section 805.6, the scheduled fine shall
15 be five dollars, or if the amount of the fine is greater than
16 five dollars, the unsecured appearance bond shall be the amount
17 of the fine established by the local authority. However,
18 violations charged by a city or county upon simple notice of a
19 fine instead of a uniform citation and complaint required by
20 section 321.236, subsection 1, paragraph "b", are not scheduled
21 violations, and this section shall not apply to any offense
22 charged in that manner. For a parking violation under section
23 461A.38, the scheduled fine is ten dollars. For a parking
24 violation under section 321.362, the scheduled fine is twenty
25 dollars.

26 b. For a parking violation under section 321L.2A, subsection
27 2, the scheduled fine is twenty dollars.

28 c. For violations under section 321L.2A, subsection 3,
29 sections 321L.3, 321L.4, subsection 2, and section 321L.7, the
30 scheduled fine is two hundred dollars.

31 2. *Title and registration violations.* For title or
32 registration violations under the following sections, the
33 scheduled fine is as follows:

34 a. Section 321.17.....~~\$ 50~~ \$ 65.

35 b. Section 321.24.....\$130.

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1	b.	<u>c.</u>	Section 321.25.....	\$100	<u>\$130.</u>
2	e.	<u>d.</u>	Section 321.32.....	\$ 20	<u>\$ 25.</u>
3	d.	<u>e.</u>	Section 321.34.....	\$ 20	<u>\$ 25.</u>
4	e.	<u>f.</u>	Section 321.37.....	\$ 20	<u>\$ 25.</u>
5	f.	<u>g.</u>	Section 321.38.....	\$ 20	<u>\$ 25.</u>
6	g.	<u>h.</u>	Section 321.41.....	\$ 20	<u>\$ 25.</u>
7	h.	<u>i.</u>	Section 321.45.....	\$100	<u>\$130.</u>
8	i.	<u>j.</u>	Section 321.46.....	\$100	<u>\$130.</u>
9	j.	<u>k.</u>	Section 321.47.....	\$100	<u>\$130.</u>
10	k.	<u>l.</u>	Section 321.48.....	\$100	<u>\$130.</u>
11	l.	<u>m.</u>	Section 321.52.....	\$100	<u>\$130.</u>
12	m.	<u>n.</u>	Section 321.55.....	\$ 50	<u>\$ 65.</u>
13	n.	<u>o.</u>	Section 321.57.....	\$100	<u>\$130.</u>
14	o.	<u>p.</u>	Section 321.62.....	\$100	<u>\$130.</u>
15	p.	<u>q.</u>	Section 321.67.....	\$100	<u>\$130.</u>
16	q.	<u>r.</u>	Section 321.98.....	\$ 50	<u>\$ 65.</u>
17	r.	<u>s.</u>	Section 321.99.....	\$200	<u>\$255.</u>
18	s.	<u>t.</u>	Section 321.104.....	\$100	<u>\$130.</u>
19	t.	<u>u.</u>	Section 321.115.....	\$ 30	<u>\$ 40.</u>
20	u.	<u>v.</u>	Section 321.115A.....	\$ 30	<u>\$ 40.</u>
21	3. <i>Equipment violations.</i> For equipment violations under the				
22	following sections, the scheduled fine is as follows:				
23	<u>a.</u>		Section 321.234A.....	\$ 50	<u>\$ 65.</u>
24	<u>b.</u>		Section 321.247.....	\$100	<u>\$130.</u>
25	<u>c.</u>		Section 321.317.....	\$ 20	<u>\$ 25.</u>
26	<u>d.</u>		Section 321.381.....	\$100	<u>\$130.</u>
27	<u>e.</u>		Section 321.381A.....	\$100	<u>\$130.</u>
28	<u>f.</u>		Section 321.382.....	\$ 25	<u>\$ 30.</u>
29	<u>g.</u>		Section 321.383, subsection 4.....	\$ 30	<u>\$ 40.</u>
30	<u>h.</u>		Section 321.384.....	\$ 30	<u>\$ 40.</u>
31	<u>i.</u>		Section 321.385.....	\$ 30	<u>\$ 40.</u>
32	<u>j.</u>		Section 321.386.....	\$ 30	<u>\$ 40.</u>
33	<u>k.</u>		Section 321.387.....	\$ 20	<u>\$ 25.</u>
34	<u>l.</u>		Section 321.388.....	\$ 20	<u>\$ 25.</u>
35	<u>m.</u>		Section 321.389.....	\$ 20	<u>\$ 25.</u>

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1	<i>n.</i>	Section 321.390.....	\$ 20	\$ 25.
2	<i>o.</i>	Section 321.392.....	\$ 20	\$ 25.
3	<i>p.</i>	Section 321.393.....	\$ 20	\$ 25.
4	<i>q.</i>	Section 321.398.....	\$ 30	\$ 40.
5	<i>r.</i>	Section 321.402.....	\$ 30	\$ 40.
6	<i>s.</i>	Section 321.403.....	\$ 30	\$ 40.
7	<i>t.</i>	Section 321.404.....	\$ 30	\$ 40.
8	<i>u.</i>	Section 321.404A.....	\$ 25	\$ 30.
9	<i>v.</i>	Section 321.409.....	\$ 30	\$ 40.
10	<i>w.</i>	Section 321.415.....	\$ 30	\$ 40.
11	<i>x.</i>	Section 321.419.....	\$ 30	\$ 40.
12	<i>y.</i>	Section 321.420.....	\$ 30	\$ 40.
13	<i>z.</i>	Section 321.421.....	\$ 30	\$ 40.
14	<i>aa.</i>	Section 321.422.....	\$ 20	\$ 25.
15	<i>ab.</i>	Section 321.423.....	\$ 30	\$ 40.
16	<i>ac.</i>	Section 321.430.....	\$100	\$130.
17	<i>ad.</i>	Section 321.431.....		\$130.
18	<i>ad.</i> <i>ae.</i>	Section 321.432.....	\$ 20	\$ 25.
19	<i>ae.</i> <i>af.</i>	Section 321.433.....	\$ 30	\$ 40.
20	<i>af.</i> <i>ag.</i>	Section 321.436.....	\$ 20	\$ 25.
21	<i>ag.</i> <i>ah.</i>	Section 321.438.....	\$ 50	\$ 65.
22	<i>ah.</i> <i>ai.</i>	Section 321.439.....	\$ 20	\$ 25.
23	<i>ai.</i> <i>aj.</i>	Section 321.440.....	\$ 20	\$ 25.
24	<i>aj.</i> <i>ak.</i>	Section 321.441.....	\$ 20	\$ 25.
25	<i>ak.</i> <i>al.</i>	Section 321.442.....	\$ 20	\$ 25.
26	<i>al.</i> <i>am.</i>	Section 321.444.....	\$ 20	\$ 25.

27 4. *Driver's license violations.* For driver's license
 28 violations under the following sections, the scheduled fine is
 29 as follows:

30	<i>a.</i>	Section 321.174.....	\$ 200	\$ 255.
31	<i>b.</i>	Section 321.174A.....	\$ 50	\$ 65.
32	<i>c.</i>	Section 321.178, subsection 2, 33 paragraph "a", subparagraph (2).....	\$ 30	\$ 40.
34	<i>d.</i>	Section 321.180.....	\$ 50	\$ 65.
35	<i>e.</i>	Section 321.180B.....	\$ 50	\$ 65.

1	<i>f.</i>	Section 321.193.....	\$ 50	\$ 65.
2	<i>g.</i>	Section 321.194.....	\$ 50	\$ 65.
3	<i>h.</i>	Section 321.216.....	\$ 100	\$ 130.
4	<i>i.</i>	Section 321.216B.....	\$ 200	\$ 255.
5	<i>j.</i>	Section 321.216C.....	\$ 200	\$ 255.
6	<i>k.</i>	Section 321.219.....	\$ 200	\$ 255.
7	<i>l.</i>	Section 321.220.....	\$ 200	\$ 255.

8 5. *Speed violations.*

9 *a.* For excessive speed violations in excess of the limit
10 under section 321.236, subsections 5 and 11, ~~sections~~ section
11 321.285, section 321.383, subsection 5, and section 461A.36,
12 the scheduled fine shall be the following:

13 (1) ~~Twenty~~ Twenty-five dollars for speed not more than five
14 miles per hour in excess of the limit.

15 (2) ~~Forty~~ Fifty dollars for speed greater than five but not
16 more than ten miles per hour in excess of the limit.

17 (3) ~~Eighty~~ One hundred dollars for speed greater than ten
18 but not more than fifteen miles per hour in excess of the
19 limit.

20 (4) ~~Ninety~~ One hundred fifteen dollars for speed greater
21 than fifteen but not more than twenty miles per hour in excess
22 of the limit.

23 (5) One hundred thirty dollars plus five dollars for each
24 mile per hour of excessive speed over twenty miles per hour
25 over the limit.

26 *b.* Excessive speed in whatever amount by a school bus is
27 not a scheduled violation under any section listed in this
28 subsection.

29 *c.* Excessive speed in conjunction with a violation of
30 section 321.278 is not a scheduled violation, whatever the
31 amount of excess speed.

32 *d.* For a violation under section 321.295, the scheduled fine
33 is ~~fifty~~ sixty-five dollars.

34 6. *Operating violations.* For operating violations under the
35 following sections, the scheduled fine is as follows:

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1	a.	Section 321.236, subsections 3, 4, 9,		
2		and 12.....	\$ 20	<u>\$ 25.</u>
3	b.	Section 321.275, subsections 1		
4		through 7.....	\$ 35	<u>\$ 45.</u>
5	c.	Section 321.277A.....	\$ 35	<u>\$ 45.</u>
6	d.	Section 321.288.....	\$100	<u>\$130.</u>
7	e.	Section 321.297.....	\$100	<u>\$130.</u>
8	f.	Section 321.299.....	\$100	<u>\$130.</u>
9	g.	Section 321.302.....	\$100	<u>\$130.</u>
10	h.	Section 321.303.....	\$100	<u>\$130.</u>
11	i.	Section 321.304, subsections 1		
12		and 2.....	\$100	<u>\$130.</u>
13	j.	Section 321.305.....	\$100	<u>\$130.</u>
14	k.	Section 321.306.....	\$100	<u>\$130.</u>
15	l.	Section 321.311.....	\$100	<u>\$130.</u>
16	m.	Section 321.312.....	\$100	<u>\$130.</u>
17	n.	Section 321.314.....	\$100	<u>\$130.</u>
18	o.	Section 321.315.....	\$ 35	<u>\$ 45.</u>
19	p.	Section 321.316.....	\$ 35	<u>\$ 45.</u>
20	q.	Section 321.318.....	\$ 35	<u>\$ 45.</u>
21	r.	Section 321.323.....	\$100	<u>\$130.</u>
22	s.	Section 321.324A.....		<u>\$130.</u>
23	s. <u>t.</u>	Section 321.340.....	\$100	<u>\$130.</u>
24	t. <u>u.</u>	Section 321.353.....	\$100	<u>\$130.</u>
25	u. <u>v.</u>	Section 321.354.....	\$100	<u>\$130.</u>
26	v. <u>w.</u>	Section 321.363.....	\$ 35	<u>\$ 45.</u>
27	w. <u>x.</u>	Section 321.365.....	\$ 35	<u>\$ 45.</u>
28	x. <u>y.</u>	Section 321.366.....	\$100	<u>\$130.</u>
29	y. <u>z.</u>	Section 321.395.....	\$100	<u>\$130.</u>
30	7.	<i>Failure to yield or obey violations.</i> For failure to yield		
31		or obey violations under the following sections, the scheduled		
32		fine is as follows:		
33	a.	Section 321.257, subsection 2, for		
34		a violation by an operator of a motor		
35		vehicle.....	\$100	<u>\$130.</u>

- 1 **b.** Section 321.298.....~~\$100~~ \$130.
- 2 **c.** Section 321.307.....~~\$100~~ \$130.
- 3 **d.** Section 321.308.....~~\$100~~ \$130.
- 4 **e.** Section 321.313.....~~\$100~~ \$130.
- 5 **f.** Section 321.319.....~~\$100~~ \$130.
- 6 **g.** Section 321.320.....~~\$100~~ \$130.
- 7 **h.** Section 321.321.....~~\$100~~ \$130.
- 8 **i.** Section 321.327.....~~\$100~~ \$130.
- 9 **j.** Section 321.329.....~~\$100~~ \$130.
- 10 **k.** Section 321.333.....~~\$100~~ \$130.

11 8. *Traffic sign or signal violations.* For traffic sign or
 12 signal violations under the following sections, the scheduled
 13 fine is as follows:

- 14 **a.** Section 321.236, subsections 2 and 6~~\$ 35~~ \$ 45.
- 15 **b.** Section 321.256.....~~\$100~~ \$130.
- 16 **c.** Section 321.260, subsection 2.....\$130.
- 17 ~~e.~~ **d.** Section 321.294.....~~\$100~~ \$130.
- 18 ~~d.~~ **e.** Section 321.304, subsection 3...~~\$100~~ \$130.
- 19 ~~e.~~ **f.** Section 321.322.....~~\$100~~ \$130.

20 9. *Bicycle or pedestrian violations.* For bicycle or
 21 pedestrian violations under the following sections, the
 22 scheduled fine for a pedestrian or bicyclist is as follows:

- 23 **a.** Section 321.234, subsections 3 and 4~~\$ 25~~ \$ 30.
- 24 **b.** Section 321.236, subsection 10.....~~\$ 15~~ \$ 20.
- 25 **c.** Section 321.257, subsection 2.....~~\$ 25~~ \$ 30.
- 26 **d.** Section 321.275, subsection 8.....~~\$ 25~~ \$ 30.
- 27 **e.** Section 321.325.....~~\$ 25~~ \$ 30.
- 28 **f.** Section 321.326.....~~\$ 25~~ \$ 30.
- 29 **g.** Section 321.328.....~~\$ 25~~ \$ 30.
- 30 **h.** Section 321.331.....~~\$ 25~~ \$ 30.
- 31 **i.** Section 321.332.....~~\$ 25~~ \$ 30.
- 32 **j.** Section 321.397.....~~\$ 25~~ \$ 30.
- 33 **k.** Section 321.434.....~~\$ 25~~ \$ 30.

34 9A. *Electric personal assistive mobility device*
 35 *violations.* For violations under section 321.235A, the

1 scheduled fine is ~~fifteen~~ twenty dollars.

2 10. *School bus violations.* For violations by an operator of
3 a school bus under [sections 321.285](#) and [321.372](#), subsections
4 1 and 2, the scheduled fine is one hundred thirty dollars.
5 However, an excessive speed violation by a school bus of
6 more than ten miles per hour in excess of the limit is not a
7 scheduled violation.

8 11. *a. Emergency vehicle and equipment-related*
9 *violations.* For ~~emergency vehicle~~ violations relating to
10 authorized emergency vehicles, fire apparatus and equipment,
11 and police bicycles under the following sections, the scheduled
12 fine is as follows:

- 13 ~~a.~~ (1) Section [321.231](#).....~~\$100~~ \$130.
- 14 ~~b.~~ (2) Section [321.323A, subsection 1](#).~~\$100~~ \$130.
- 15 ~~c.~~ (3) Section [321.324](#).....~~\$100~~ \$130.
- 16 ~~d.~~ (4) Section [321.367](#).....~~\$100~~ \$130.
- 17 ~~e.~~ (5) Section [321.368](#).....~~\$100~~ \$130.

18 *b. Violations relating to stationary nonemergency*
19 *vehicles.* For violations relating to the approach of certain
20 stationary nonemergency vehicles under section 321.323A,
21 subsections 2 and 2A, the scheduled fine is one hundred thirty
22 dollars.

23 12. *Restrictions on vehicles.*

24 *a.* For violations under [sections 321.309, 321.310, 321.394,](#)
25 [321.461,](#) and [321.462,](#) the scheduled fine is ~~thirty-five~~
26 forty-five dollars.

27 *b.* For violations under [section 321.437,](#) the scheduled fine
28 is ~~thirty-five~~ forty-five dollars.

29 *c.* For height, length, width, and load violations under
30 [sections 321.454, 321.455, 321.456, 321.457,](#) and [321.458,](#) the
31 scheduled fine is two hundred fifty-five dollars.

32 *d.* For violations under [section 321.466,](#) the scheduled fine
33 is ~~twenty~~ twenty-five dollars for each two thousand pounds or
34 fraction thereof of overweight.

35 *e.* (1) Violations of the schedule of axle and tandem axle

1 and gross or group of axle weight violations in [section 321.463](#)
2 shall be scheduled violations subject to the provisions,
3 procedures, and exceptions contained in sections 805.6 through
4 805.11, irrespective of the amount of the fine under that
5 schedule.

6 (a) Violations of the schedule of weight violations shall be
7 chargeable, where the fine charged does not exceed one thousand
8 dollars, only by uniform citation and complaint.

9 (b) Violations of the schedule of weight violations, where
10 the fine charged exceeds one thousand dollars shall, when the
11 violation is admitted and [section 805.9](#) applies, be chargeable
12 upon uniform citation and complaint, indictment, or county
13 attorney's information, but otherwise shall be chargeable only
14 upon indictment or county attorney's information.

15 (2) In all cases of charges under the schedule of weight
16 violations, the charge shall specify the amount of fine charged
17 under the schedule. Where a defendant is convicted and the
18 fine under the foregoing schedule of weight violations exceeds
19 one thousand dollars, the conviction shall be of an indictable
20 offense although [section 805.9](#) is employed and whether the
21 violation is charged upon uniform citation and complaint,
22 indictment, or county attorney's information.

23 *f.* For a violation under [section 321E.16](#), other than the
24 provisions relating to weight, the scheduled fine is two
25 hundred fifty-five dollars.

26 13. *Motor carrier and other operator violations.*

27 *a.* (1) For a violation under [section 321.54](#), the scheduled
28 fine is ~~thirty~~ forty dollars.

29 (2) For violations under [sections 326.22](#) and [326.23](#), the
30 scheduled fine is ~~fifty~~ sixty-five dollars.

31 *b.* For a violation under [section 321.449](#), ~~or 321.449A~~, or
32 321.449B, the scheduled fine is ~~fifty~~ sixty-five dollars.

33 *c.* For violations under [sections 321.364](#), [321.450](#), [321.460](#),
34 and [452A.52](#), the scheduled fine is two hundred fifty-five
35 dollars.

1 *d.* For violations of [section 325A.3, subsection 5](#), or
2 section 325A.8, the scheduled fine is one hundred thirty
3 dollars.

4 *e.* For violations of [chapter 325A](#), other than a violation of
5 section 325A.3, subsection 5, or [section 325A.8](#), the scheduled
6 fine is ~~two~~ three hundred fifty twenty dollars.

7 *f.* For violations of [section 327B.1, subsection 1 or 3](#), the
8 scheduled fine is ~~two~~ three hundred fifty twenty dollars.

9 14. *Miscellaneous violations.*

10 *a. Failure to obey a peace officer.* For a violation under
11 section 321.229, the scheduled fine is one hundred thirty
12 dollars.

13 *b. Abandoning a motor vehicle.* For a violation under
14 section 321.91, the scheduled fine is two hundred fifty-five
15 dollars.

16 *c. Seat belt or restraint violations.*

17 (1) For a violation under [section 321.445](#), the scheduled
18 fine is ~~fifty~~ sixty-five dollars.

19 (2) For a violation under [section 321.446](#), the scheduled
20 fine is one hundred thirty dollars.

21 *d. Litter and debris violations.* For violations under
22 sections 321.369 and [321.370](#), the scheduled fine is ~~seventy~~
23 ninety dollars.

24 *e. Open container violations.* For violations under sections
25 321.284 and [321.284A](#), the scheduled fine is two hundred
26 fifty-five dollars.

27 *f. Proof of financial responsibility.* If, in connection with
28 a motor vehicle accident, a person is charged and found guilty
29 of a violation of [section 321.20B, subsection 1](#), the scheduled
30 fine is ~~five~~ six hundred forty dollars; otherwise, the
31 scheduled fine for a violation of section 321.20B, subsection
32 1, is ~~two~~ three hundred fifty twenty dollars. Notwithstanding
33 section 805.12, fines collected pursuant to this paragraph
34 shall be submitted to the state court administrator and
35 distributed fifty percent to the victim compensation fund

1 established in [section 915.94](#), twenty-five percent to the
2 county in which such fine is imposed, and twenty-five percent
3 to the general fund of the state.

4 *g. Speed detection jamming devices.* For a violation under
5 [section 321.232](#), the scheduled fine is one hundred thirty
6 dollars.

7 *h. Railroad crossing violations.* For violations under
8 [sections 321.341](#), [321.342](#), [321.343](#), and [321.344](#), and [321.344B](#),
9 the scheduled fine is two hundred fifty-five dollars.

10 *i. Road work zone violations.* The scheduled fine for any
11 moving traffic violation under [chapter 321](#), as provided in
12 this section, shall be doubled if the violation occurs within
13 any road work zone, as defined in [section 321.1](#). However,
14 notwithstanding [subsection 5](#), the scheduled fine for violating
15 the speed limit in a road work zone is as follows:

16 (1) One hundred fifty ninety dollars for speed not more than
17 ten miles per hour over the posted speed limit.

18 (2) Three hundred eighty-five dollars for speed greater
19 than ten but not more than twenty miles per hour over the
20 posted speed limit.

21 (3) ~~Five~~ Six hundred forty dollars for speed greater than
22 twenty but not more than twenty-five miles per hour over the
23 posted speed limit.

24 (4) One thousand two hundred eighty dollars for speed
25 greater than twenty-five miles per hour over the posted speed
26 limit.

27 *j. Vehicle component parts records violations.* For
28 violations under [section 321.95](#), the scheduled fine is fifty
29 sixty-five dollars.

30 *k. Actions against a person on a bicycle.* For violations
31 under [section 321.281](#), the scheduled fine is ~~two~~ three hundred
32 fifty twenty dollars.

33 *l. Writing, sending, or viewing an electronic message while*
34 *driving violations.* For violations under [section 321.276](#), the
35 scheduled fine is ~~thirty~~ forty dollars.

1 m. Leaving scene of traffic accident. For violations under
2 section 321.262, the scheduled fine is one hundred thirty
3 dollars.

4 n. Striking unattended vehicle. For violations under
5 section 321.264, the scheduled fine is one hundred thirty
6 dollars.

7 o. Striking fixtures upon highway. For violations under
8 section 321.265, the scheduled fine is one hundred thirty
9 dollars.

10 p. Clearing up wrecks. For violations under section
11 321.371, the scheduled fine is thirty dollars.

12 Sec. 34. Section 805.8B, Code 2018, is amended to read as
13 follows:

14 **805.8B Navigation, recreation, hunting, and fishing scheduled**
15 **violations.**

16 1. *Navigation violations.*

17 a. For violations of registration, inspections,
18 identification, and record provisions under [sections 462A.5,](#)
19 [462A.35,](#) and [462A.37,](#) and for unused or improper or defective
20 lights and warning devices under section 462A.9, subsections 3,
21 4, 5, 9, and 10, the scheduled fine is ~~ten~~ fifteen dollars.

22 b. For violations of registration, identification, and
23 record provisions under [sections 462A.4](#) and [462A.10,](#) and for
24 unused or improper or defective equipment under section 462A.9,
25 subsections 2, 6, 7, 8, 13, and 14, and [section 462A.11,](#) and
26 for operation violations under [sections 462A.26,](#) [462A.31,](#) and
27 [462A.33,](#) the scheduled fine is ~~twenty~~ twenty-five dollars.

28 c. For operating violations under [sections 462A.12,](#) 462A.15,
29 subsection 1, [sections 462A.24,](#) and [462A.34,](#) the scheduled fine
30 is ~~twenty-five~~ thirty dollars. However, a violation of section
31 462A.12, subsection 2, is not a scheduled violation.

32 d. For violations of use, location, and storage of vessels,
33 devices, and structures under [sections 462A.27,](#) [462A.28,](#) and
34 [462A.32,](#) the scheduled fine is ~~fifteen~~ twenty dollars.

35 e. For violations of all subdivision ordinances under

1 section 462A.17, subsection 2, except those relating to
2 matters subject to regulation by authority of section 462A.31,
3 subsection 5, the scheduled fine is the same as prescribed for
4 similar violations of state law. For violations of subdivision
5 ordinances for which there is no comparable state law, the
6 scheduled fine is ~~ten~~ fifteen dollars.

7 2. *Snowmobile violations.*

8 a. For registration or user permit violations under section
9 321G.3, subsection 1, or [section 321G.4B](#), the scheduled fine is
10 ~~fifty~~ sixty-five dollars.

11 b. (1) For operating violations under [section 321G.9](#), the
12 scheduled fine is ~~fifty~~ sixty-five dollars.

13 (2) For operating violations under [sections 321G.11](#) and
14 [321G.13](#), subsection 1, paragraph "d", the scheduled fine is
15 ~~twenty~~ twenty-five dollars.

16 (3) For operating violations under section 321G.13,
17 subsection 1, paragraphs "a", "b", "e", "f", "g", "h", and "i",
18 and [section 321G.13, subsections 2 and 3](#), the scheduled fine
19 is one hundred thirty dollars.

20 c. For improper or defective equipment under section
21 321G.12, the scheduled fine is ~~twenty~~ twenty-five dollars.

22 d. For violations of [section 321G.19](#), the scheduled fine is
23 ~~twenty~~ twenty-five dollars.

24 e. For decal violations under [section 321G.5](#), the scheduled
25 fine is ~~twenty~~ twenty-five dollars.

26 f. For stop signal violations under [section 321G.17](#), the
27 scheduled fine is one hundred thirty dollars.

28 g. For violations of [section 321G.20](#) and for education
29 certificate violations under [section 321G.24, subsection 1](#), the
30 scheduled fine is ~~fifty~~ sixty-five dollars.

31 h. For violations of [section 321G.21](#), the scheduled fine is
32 one hundred thirty dollars.

33 2A. *All-terrain vehicle violations.*

34 a. For registration or user permit violations under section
35 321I.3, subsection 1, the scheduled fine is ~~fifty~~ sixty-five

1 dollars.

2 *b.* (1) For operating violations under [sections 321I.12](#) and
3 [321I.14](#), subsection 1, paragraph "*d*", the scheduled fine is
4 ~~twenty~~ twenty-five dollars.

5 (2) For operating violations under section [321I.10](#),
6 subsections 1 and 4, the scheduled fine is ~~fifty~~ sixty-five
7 dollars.

8 (3) For operating violations under section [321I.14](#),
9 subsection 1, paragraphs "*a*", "*e*", "*f*", "*g*", and "*h*", and
10 section [321I.14](#), subsections 2, 3, 4, and 5, the scheduled fine
11 is one hundred thirty dollars.

12 *c.* For improper or defective equipment under section
13 [321I.13](#), the scheduled fine is ~~twenty~~ twenty-five dollars.

14 *d.* For violations of [section 321I.20](#), the scheduled fine is
15 ~~twenty~~ twenty-five dollars.

16 *e.* For decal violations under [section 321I.6](#), the scheduled
17 fine is ~~twenty~~ twenty-five dollars.

18 *f.* For stop signal violations under [section 321I.18](#), the
19 scheduled fine is one hundred thirty dollars.

20 *g.* For violations of [section 321I.21](#) and for education
21 certificate violations under [section 321I.26](#), subsection 1, the
22 scheduled fine is ~~fifty~~ sixty-five dollars.

23 *h.* For violations of [section 321I.22](#), the scheduled fine is
24 one hundred thirty dollars.

25 3. *Hunting and fishing violations.*

26 *a.* For violations of [section 484A.2](#), the scheduled fine is
27 ~~ten~~ fifteen dollars.

28 *b.* For violations of [sections 481A.54](#), [481A.69](#), [481A.71](#),
29 [481A.72](#), [482.6](#), [483A.3](#), [483A.6](#), [483A.8A](#), [483A.19](#), [483A.27](#), and
30 [483A.27A](#), the scheduled fine is ~~twenty~~ twenty-five dollars.

31 *c.* For violations of [sections 481A.6](#), [481A.21](#), [481A.22](#),
32 [481A.26](#), [481A.50](#), [481A.56](#), [481A.60](#) through [481A.62](#), [481A.83](#),
33 [481A.84](#), [481A.92](#), [481A.123](#), [481A.145](#), subsection 3, sections
34 [483A.6A](#), [483A.7](#), [483A.8](#), [483A.23](#), [483A.24](#), and [483A.28](#), the
35 scheduled fine is ~~twenty-five~~ thirty dollars.

1 *d.* For violations of sections 481A.7, 481A.24, 481A.47,
2 481A.52, 481A.53, 481A.55, 481A.58, 481A.76, 481A.90, 481A.91,
3 481A.97, 481A.122, 481A.126, 481A.142, 481A.145, subsection
4 2, sections 482.5, 482.7, 482.8, 482.10, and 483A.37, the
5 scheduled fine is ~~fifty~~ sixty-five dollars.

6 *e.* For violations of sections 481A.57, 481A.85, 481A.93,
7 481A.95, 481A.120, 481A.137, 481B.5, 482.3, 482.9, 482.15, and
8 483A.42, the scheduled fine is one hundred thirty dollars.

9 *f.* For violations of section 481A.38 relating to the taking,
10 pursuing, killing, trapping or ensnaring, buying, selling,
11 possessing, or transporting any game, protected nongame
12 animals, fur-bearing animals, or fur or skin of the animals,
13 mussels, frogs, or fish or part of them, the scheduled fines
14 are as follows:

15 (1) For deer or turkey, the scheduled fine is one hundred
16 thirty dollars.

17 (2) For protected nongame, the scheduled fine is one hundred
18 thirty dollars.

19 (3) For mussels, frogs, spawn, or fish, the scheduled fine
20 is ~~twenty-five~~ thirty dollars.

21 (4) For other game, the scheduled fine is ~~fifty~~ sixty-five
22 dollars.

23 (5) For fur-bearing animals, the scheduled fine is
24 ~~seventy-five~~ ninety-five dollars.

25 *g.* For violations of section 481A.38 relating to an attempt
26 to take, pursue, kill, trap, buy, sell, possess, or transport
27 any game, protected nongame animals, fur-bearing animals, or
28 fur or skin of the animals, mussels, frogs, or fish or part of
29 them, the scheduled fines are as follows:

30 (1) For game or fur-bearing animals, the scheduled fine is
31 fifty sixty-five dollars.

32 (2) For protected nongame, the scheduled fine is ~~fifty~~
33 sixty-five dollars.

34 (3) For mussels, frogs, spawn, or fish, the scheduled fine
35 is ~~ten~~ fifteen dollars.

1 *h.* For violations of [section 481A.48](#) relating to
2 restrictions on game birds and animals, the scheduled fines are
3 as follows:

4 (1) Out-of-season, the scheduled fine is one hundred thirty
5 dollars.

6 (2) Over limit, the scheduled fine is one hundred thirty
7 dollars.

8 (3) Attempt to take, the scheduled fine is ~~thirty~~ sixty-five
9 dollars.

10 (4) General waterfowl restrictions, the scheduled fine is
11 ~~thirty~~ sixty-five dollars.

12 (a) No federal stamp, the scheduled fine is ~~thirty~~ sixty-five
13 dollars.

14 (b) Unplugged shotgun, the scheduled fine is ~~ten~~ fifteen
15 dollars.

16 (c) Possession of other than steel shot, the scheduled fine
17 is ~~twenty-five~~ thirty dollars.

18 (d) Early or late shooting, the scheduled fine is
19 ~~twenty-five~~ thirty dollars.

20 (5) Possession of a prohibited pistol or revolver while
21 hunting deer, the scheduled fine is one hundred thirty dollars.

22 (6) Possession of a prohibited rifle while hunting deer, the
23 scheduled fine is ~~two~~ three hundred ~~fifty~~ twenty dollars.

24 *i.* For violations of [section 481A.67](#) relating to general
25 violations of fishing laws, the scheduled fine is ~~twenty-five~~
26 thirty dollars.

27 (1) For over limit catch, the scheduled fine is ~~thirty~~ forty
28 dollars.

29 (2) For under minimum length or weight, the scheduled fine
30 is ~~twenty~~ twenty-five dollars.

31 (3) For out-of-season fishing, the scheduled fine is ~~fifty~~
32 sixty-five dollars.

33 *j.* For violations of [section 481A.73](#) relating to trotlines
34 and throwlines:

35 (1) For trotline or throwline violations in legal waters,

1 the scheduled fine is ~~twenty-five~~ thirty dollars.

2 (2) For trotline or throwline violations in illegal waters,
3 the scheduled fine is ~~fifty~~ sixty-five dollars.

4 *k.* For violations of [section 481A.144, subsection 4](#), or
5 [section 481A.145, subsections 4, 5, and 6](#), relating to minnows:

6 (1) For general minnow violations, the scheduled fine is
7 ~~twenty-five~~ thirty dollars.

8 (2) For commercial purposes, the scheduled fine is ~~fifty~~
9 sixty-five dollars.

10 *l.* For violations of [section 481A.87](#) relating to the taking
11 or possessing of fur-bearing animals out of season:

12 (1) For red fox, gray fox, or mink, the scheduled fine is
13 one hundred thirty dollars.

14 (2) For all other furbearers, the scheduled fine is ~~fifty~~
15 sixty-five dollars.

16 *m.* For violations of [section 482.4](#) relating to gear tags:

17 (1) For commercial license violations, the scheduled fine
18 is one hundred thirty dollars.

19 (2) For no gear tags, the scheduled fine is ~~twenty-five~~
20 thirty dollars.

21 *n.* For violations of [section 482.11](#), the scheduled fine is
22 one hundred thirty dollars.

23 *o.* For violations of [section 483A.1](#) relating to licenses and
24 permits, the scheduled fines are as follows:

25 (1) For a license or permit costing ten dollars or less, the
26 scheduled fine is ~~twenty~~ twenty-five dollars.

27 (2) For a license or permit costing more than ten dollars
28 but not more than twenty dollars, the scheduled fine is ~~thirty~~
29 forty dollars.

30 (3) For a license or permit costing more than twenty dollars
31 but not more than forty dollars, the scheduled fine is ~~fifty~~
32 sixty-five dollars.

33 (4) For a license or permit costing more than forty dollars
34 but not more than fifty dollars, the scheduled fine is ~~seventy~~
35 ninety dollars.

1 (5) For a license or permit costing more than fifty dollars
2 but less than one hundred dollars, the scheduled fine is one
3 hundred thirty dollars.

4 (6) For a license or permit costing one hundred dollars or
5 more, the scheduled fine is two times the cost of the original
6 license or permit.

7 *p.* For violations of [section 483A.26](#) relating to false
8 claims for licenses:

9 (1) For making a false claim for a license by a resident,
10 the scheduled fine is ~~fifty~~ sixty-five dollars.

11 (2) For making a false claim for a license by a nonresident,
12 the scheduled fine is one hundred thirty dollars.

13 *q.* For violations of [section 483A.36](#) relating to the
14 conveyance of guns:

15 (1) For conveying an assembled, unloaded gun, the scheduled
16 fine is ~~twenty-five~~ thirty dollars.

17 (2) For conveying a loaded gun, the scheduled fine is ~~fifty~~
18 sixty-five dollars.

19 4. *Ginseng violations.* For a violation of section 456A.24,
20 subsection 11, the scheduled fine is one hundred thirty
21 dollars.

22 5. *Aquatic invasive species violations.* For violations
23 of [section 456A.37, subsection 3](#), the scheduled fine is as
24 follows:

25 *a.* For violations of [section 456A.37, subsection 3](#),
26 paragraph "a", the scheduled fine is ~~five~~ six hundred forty
27 dollars.

28 *b.* For violations of [section 456A.37, subsection 3](#),
29 paragraph "b", the scheduled fine is ~~seventy-five~~ ninety-five
30 dollars.

31 *c.* For repeat violations of [section 456A.37, subsection 3](#),
32 paragraph "a" or "b", within the same twelve-month period, the
33 scheduled fine shall include an additional fine of ~~five~~ six
34 hundred forty dollars for each violation.

35 6. *Misuse of parks and preserves.*

1 a. For violations under [sections 461A.39, 461A.45, and](#)
2 [461A.50](#), the scheduled fine is ~~ten~~ fifteen dollars.

3 b. For violations under [sections 461A.40, 461A.46, and](#)
4 [461A.49](#), the scheduled fine is ~~fifteen~~ twenty dollars.

5 c. For violations of [sections 461A.35, 461A.42, and 461A.44](#),
6 the scheduled fine is ~~fifty~~ sixty-five dollars.

7 d. For violations of [section 461A.48](#), the scheduled fine is
8 ~~twenty-five~~ thirty dollars.

9 e. For violations under [section 461A.43](#), the scheduled fine
10 is ~~thirty~~ forty dollars.

11 Sec. 35. Section 805.8C, Code 2018, is amended to read as
12 follows:

13 **805.8C Miscellaneous scheduled violations.**

14 1. *Energy emergency violations.* For violations of an
15 executive order issued by the governor under the provisions of
16 section 473.8, the scheduled fine is ~~fifty~~ sixty-five dollars.

17 2. *Alcoholic beverage violations.* For violations of section
18 123.49, subsection 2, paragraph "h", the scheduled fine for a
19 licensee or permittee is one thousand ~~five~~ nine hundred twenty
20 dollars, and the scheduled fine for a person who is employed by
21 a licensee or permittee is ~~five~~ six hundred forty dollars.

22 3. *Violations related to smoking, tobacco, tobacco products,*
23 *alternative nicotine products, vapor products, and cigarettes.*

24 a. For violations described in [section 142D.9, subsection 1](#),
25 the scheduled fine is fifty dollars, and is a civil penalty,
26 and the ~~criminal penalty~~ crime services surcharge under section
27 911.1 shall not be added to the penalty, and the court costs
28 pursuant to [section 805.9, subsection 6](#), shall not be imposed.
29 If the civil penalty assessed for a violation described in
30 section 142D.9, subsection 1, is not paid in a timely manner,
31 a citation shall be issued for the violation in the manner
32 provided in [section 804.1](#). However, a person under age
33 eighteen shall not be detained in a secure facility for failure
34 to pay the civil penalty. The complainant shall not be charged
35 a filing fee.

1 **b.** For violations of [section 453A.2, subsection 1](#), by an
2 employee of a retailer, the scheduled fine is as follows:

3 (1) If the violation is a first offense, the scheduled fine
4 is one hundred thirty dollars.

5 (2) If the violation is a second offense, the scheduled fine
6 is ~~two~~ three hundred fifty twenty dollars.

7 (3) If the violation is a third or subsequent offense, the
8 scheduled fine is ~~five~~ six hundred forty dollars.

9 **c.** For violations of [section 453A.2, subsection 2](#), the
10 scheduled fine is as follows and is a civil penalty, and the
11 ~~criminal penalty crime services~~ surcharge under [section 911.1](#)
12 shall not be added to the penalty, and the court costs pursuant
13 to [section 805.9, subsection 6](#), shall not be imposed:

14 (1) If the violation is a first offense, the scheduled fine
15 is fifty dollars.

16 (2) If the violation is a second offense, the scheduled fine
17 is one hundred dollars.

18 (3) If the violation is a third or subsequent offense, the
19 scheduled fine is two hundred fifty dollars.

20 **4. *Electrical or mechanical amusement device violations.***

21 **a.** For violations of legal age for operating an electrical
22 or mechanical amusement device required to be registered
23 as provided in [section 99B.53](#), pursuant to [section 99B.57](#),
24 subsection 1, the scheduled fine is ~~two~~ three hundred fifty
25 twenty dollars. Failure to pay the fine by a person under the
26 age of eighteen shall not result in the person being detained
27 in a secure facility.

28 **b.** For first offense violations concerning electrical or
29 mechanical amusement devices as provided in [section 99B.54](#),
30 subsection 2, the scheduled fine is ~~two~~ three hundred fifty
31 twenty dollars.

32 **5. *Gambling violations.***

33 **a.** For violations of legal age for gambling wagering under
34 [section 99D.11, subsection 7](#), [section 99F.9, subsection 4](#), and
35 [section 725.19, subsection 1](#), the scheduled fine is ~~five~~ six

1 hundred forty dollars. Failure to pay the fine by a person
2 under the age of eighteen shall not result in the person being
3 detained in a secure facility.

4 *b.* For legal age violations for entering or attempting
5 to enter a facility under [section 99F.9, subsection 5](#), the
6 scheduled fine is ~~five~~ six hundred forty dollars. Failure to
7 pay the fine by a person under the age of eighteen shall not
8 result in the person being detained in a secure facility.

9 *6. Pseudoephedrine sales violations.* For violations of
10 section 126.23A, subsection 1, by an employee of a retailer, or
11 for violations of [section 126.23A, subsection 2](#), paragraph "a",
12 by a purchaser, the scheduled fine is as follows:

13 *a.* If the violation is a first offense, the scheduled fine
14 is two hundred fifty-five dollars.

15 *b.* If the violation is a second offense, the scheduled fine
16 is ~~two~~ three hundred fifty twenty dollars.

17 *c.* If the violation is a third or subsequent offense, the
18 scheduled fine is ~~five~~ six hundred forty dollars.

19 *7. Alcoholic beverage violations by persons eighteen,*
20 *nineteen, or twenty years of age.* For first offense violations
21 of [section 123.47, subsection 4](#), the scheduled fine is two
22 hundred fifty-five dollars.

23 *8. Unlicensed premises owner — under eighteen years of age*
24 *consumption or possession.* For first offense violations of
25 section 123.47, subsection 2, the scheduled fine is two hundred
26 fifty-five dollars.

27 *9. Notification violations.* For violations of section
28 229.22, subsection 6, the scheduled fine is one thousand
29 dollars for a first violation and two thousand dollars for a
30 second or subsequent violation. The scheduled fine under this
31 subsection is a civil penalty, and the ~~criminal penalty crime~~
32 services surcharge under [section 911.1](#) shall not be added to
33 the penalty.

34 *10. Scrap metal transaction violations.* For violations
35 of [section 714.27](#), the scheduled fine is one hundred dollars

1 for a first violation, five hundred dollars for a second
2 violation within two years, and one thousand dollars for a
3 third or subsequent violation within two years. The scheduled
4 fine under this subsection is a civil penalty which shall
5 be deposited into the general fund of the county or city if
6 imposed by a designated officer or employee of a county or
7 city, or deposited in the general fund of the state if imposed
8 by a state agency, and the ~~criminal penalty~~ crime services
9 surcharge under section 911.1 shall not be added to the
10 penalty.

11 11. *Trespassing violations.* For trespasses punishable under
12 section 716.8, subsection 1 or 5, the scheduled fine is two
13 hundred fifty-five dollars for a first violation, ~~five~~ six
14 hundred forty dollars for a second violation, and one thousand
15 two hundred eighty dollars for a third or subsequent violation.

16 DIVISION V

17 MISDEMEANOR AND FELONY FINES

18 Sec. 36. Section 902.9, subsection 1, paragraphs d and e,
19 Code 2018, are amended to read as follows:

20 *d.* A class "C" felon, not an habitual offender, shall be
21 confined for no more than ten years, and in addition shall be
22 sentenced to a fine of at least one thousand three hundred
23 seventy dollars but not more than ~~ten~~ thirteen thousand six
24 hundred sixty dollars.

25 *e.* A class "D" felon, not an habitual offender, shall be
26 confined for no more than five years, and in addition shall
27 be sentenced to a fine of at least ~~seven hundred fifty one~~
28 thousand twenty-five dollars but not more than ~~seven~~ ten
29 thousand ~~five~~ two hundred forty-five dollars.

30 Sec. 37. Section 903.1, subsections 1 and 2, Code 2018, are
31 amended to read as follows:

32 1. If a person eighteen years of age or older is convicted
33 of a simple or serious misdemeanor and a specific penalty is
34 not provided for or if a person under eighteen years of age
35 has been waived to adult court pursuant to section 232.45 on

1 a felony charge and is subsequently convicted of a simple,
2 serious, or aggravated misdemeanor, the court shall determine
3 the sentence, and shall fix the period of confinement or the
4 amount of fine, which fine shall not be suspended by the court,
5 within the following limits:

6 a. For a simple misdemeanor, there shall be a fine of at
7 least ~~sixty-five~~ ninety dollars but not to exceed ~~six~~ eight
8 hundred ~~twenty-five~~ fifty-five dollars. The court may order
9 imprisonment not to exceed thirty days in lieu of a fine or in
10 addition to a fine.

11 b. For a serious misdemeanor, there shall be a fine of at
12 least ~~three~~ four hundred ~~fifteen~~ thirty dollars but not to
13 exceed ~~one~~ two thousand ~~eight~~ five hundred ~~seventy-five~~ sixty
14 dollars. In addition, the court may also order imprisonment
15 not to exceed one year.

16 2. When a person is convicted of an aggravated misdemeanor,
17 and a specific penalty is not provided for, the maximum penalty
18 shall be imprisonment not to exceed two years. There shall be
19 a fine of at least ~~six~~ eight hundred ~~twenty-five~~ fifty-five
20 dollars but not to exceed ~~six~~ eight thousand ~~two~~ five hundred
21 ~~fifty~~ forty dollars. When a judgment of conviction of an
22 aggravated misdemeanor is entered against any person and the
23 court imposes a sentence of confinement for a period of more
24 than one year the term shall be an indeterminate term.

25 DIVISION VI

26 CRIMINALISTICS LABORATORY FUND

27 Sec. 38. Section 691.9, Code 2018, is amended to read as
28 follows:

29 **691.9 Criminalistics laboratory fund.**

30 A criminalistics laboratory fund is created as a separate
31 fund in the state treasury under the control of the department
32 of public safety. The fund shall consist of appropriations
33 made to the fund and transfers of interest, moneys collected
34 from the crime services surcharge established in section 911.1,
35 and earnings. All moneys in the fund are appropriated to

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1 the department of public safety for use by the department in
2 criminalistics laboratory equipment and supply purchasing,
3 maintenance, depreciation, the department of administrative
4 services utility service fee for the criminalistics laboratory
5 facility in Ankeny, and training. Any balance in the fund on
6 June 30 of any fiscal year shall not revert to any other fund of
7 the state but shall remain available for the purposes described
8 in [this section](#).