

Senate File 457 - Reprinted

SENATE FILE 457
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SF 225)
(SUCCESSOR TO SSB 1059)

(As Amended and Passed by the Senate March 11, 2019)

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 2019, 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 2019, 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 2019, 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,](#) and [911.5.](#)

28 Sec. 4. Section 602.8107, subsection 2, paragraph c,
29 subparagraph (2), Code 2019, 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 2019, 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, 4, 5, and 7, Code
8 2019, 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 fund~~
21 thirty-eight percent in the criminalistics laboratory fund
22 established in section 691.9, and three percent in the drug
23 abuse resistance education fund established in section 80E.4.

24 ~~4. The clerk of the district court shall remit all moneys~~
25 ~~collected from the drug abuse resistance education surcharge~~
26 ~~provided in [section 911.2](#) to the state court administrator~~
27 ~~for deposit in the general fund of the state and the amount~~
28 ~~deposited is appropriated to the governor's office of drug~~
29 ~~control policy for use by the drug abuse resistance education~~
30 ~~program and other programs directed for a similar purpose.~~

31 5. The clerk of the district court shall remit all
32 moneys collected from the assessment of the law enforcement
33 initiative surcharge provided in [section 911.3](#) to the state
34 court administrator no later than the fifteenth day of each
35 month for deposit in the general fund of the state. The clerk

1 of the district court shall remit all moneys collected from
2 the agricultural property offense surcharge as provided in
3 section 911.5 to the state court administrator. The moneys are
4 appropriated to the court technology and modernization fund for
5 purposes of supporting judicial branch operations.

6 7. The clerk of the district court shall remit all moneys
7 collected from the assessment of the ~~surcharges~~ surcharge
8 provided in ~~sections~~ section 911.2B and 911.2C to the state
9 court administrator for deposit in the address confidentiality
10 program revolving fund created in section 9.8.

11 Sec. 7. Section 805.8, subsection 1, Code 2019, is amended
12 to read as follows:

13 1. *Application.* Except as otherwise indicated, violations
14 of sections of the Code specified in sections 805.8A, 805.8B,
15 and 805.8C are scheduled violations, and the scheduled fine
16 for each of those violations is as provided in those sections,
17 whether the violation is of state law or of a county or city
18 ordinance. The ~~criminal penalty~~ crime services surcharge
19 required by section 911.1 and the county enforcement surcharge
20 required by section 911.4, if applicable, shall be added to the
21 scheduled fine.

22 Sec. 8. Section 902.9, subsection 2, Code 2019, is amended
23 to read as follows:

24 2. The surcharges required by sections 911.1, 911.2,
25 911.2A, and 911.3 911.5 shall be added to a fine imposed on a
26 class "C" or class "D" felon, as provided by those sections,
27 and are not a part of or subject to the maximums set in this
28 section.

29 Sec. 9. Section 903.1, subsection 4, Code 2019, is amended
30 to read as follows:

31 4. The surcharges required by sections 911.1, 911.2,
32 911.2A, 911.3, and 911.4, and 911.5 shall be added to a fine
33 imposed on a misdemeanor as provided in those sections,
34 and are not a part of or subject to the maximums set in this
35 section.

1 Sec. 10. Section 911.1, Code 2019, is amended to read as
2 follows:

3 **911.1 ~~Criminal penalty~~ Crime services surcharge.**

4 1. A ~~criminal penalty~~ crime services surcharge shall be
5 levied against law violators as provided in [this section](#).
6 When a court imposes a fine or forfeiture for a violation of
7 state law, or a city or county ordinance, except an ordinance
8 regulating the parking of motor vehicles, the court ~~or the~~
9 ~~clerk of the district court~~ shall assess an additional penalty
10 in the form of a ~~criminal penalty~~ crime services surcharge
11 equal to ~~thirty-five~~ ten percent of the fine or forfeiture
12 imposed.

13 2. In the event of multiple offenses, the surcharge shall
14 be based upon the total amount of fines or forfeitures imposed
15 for all offenses.

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

19 4. The surcharge is subject to the provisions of chapter
20 909 governing the payment and collection of fines, as provided
21 in [section 909.8](#).

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

24 Sec. 11. Section 911.2A, subsection 1, Code 2019, is amended
25 to read as follows:

26 1. In addition to any other surcharge, the court ~~or clerk~~
27 ~~of the district court~~ shall assess a human trafficking victim
28 surcharge of one thousand dollars if an adjudication of
29 guilt or a deferred judgment has been entered for a criminal
30 violation of [section 725.1, subsection 2](#), or [section 710A.2](#),
31 [725.2](#), or [725.3](#).

32 Sec. 12. Section 911.2B, Code 2019, is amended to read as
33 follows:

34 **911.2B Domestic abuse assault, domestic abuse protective**
35 **order contempt, sexual abuse, stalking, and human trafficking**

1 **victim surcharge.**

2 1. In addition to any other surcharge, the court ~~or clerk~~
3 ~~of the district court~~ shall assess a domestic abuse assault,
4 domestic abuse protective order contempt, sexual abuse,
5 stalking, and human trafficking victim surcharge of ~~one hundred~~
6 ninety dollars if an adjudication of guilt or a deferred
7 judgment has been entered for a violation of [section 708.2A](#),
8 [708.11](#), or [710A.2](#), or [chapter 709](#), or if a defendant is held
9 in contempt of court for violating a domestic abuse protective
10 order issued pursuant to chapter 236.

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

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

15 **Sec. 13. NEW SECTION. 911.5 Agricultural theft surcharge.**

16 1. In addition to any other surcharge, the court or clerk of
17 the district court shall assess an agricultural theft surcharge
18 equal to five hundred dollars, if an adjudication of guilt or
19 a deferred judgment has been entered for a criminal violation
20 involving any of the following:

21 a. Theft of agricultural property under [section 714.2](#),
22 subsection 1, 2, or 3.

23 b. Criminal mischief under [section 716.3](#), [716.4](#), or [716.5](#),
24 by damaging, defacing, altering, or destroying agricultural
25 property.

26 2. As used in this section, agricultural property means any
27 of the following:

28 a. A crop as defined in [section 717A.1](#).

29 b. Livestock as defined in [section 717.1](#).

30 c. (1) A colony or package as defined in [section 160.1A](#),
31 or a hive where bees are kept as described in [section 160.5](#),
32 if the department of agriculture and land stewardship is
33 authorized by that chapter to inspect the colony, package, or
34 hive or to regulate the movement of the colony, package, or
35 hive.

1 (2) A queen bee that is part of a colony or is being moved
2 to be part of a colony as described in subparagraph (1).

3 3. The surcharge shall be remitted by the clerk of the
4 district court as provided in section 602.8108, subsection 5.

5 Sec. 14. REPEAL. Sections 911.2, 911.2C, and 911.3, Code
6 2019, are repealed.

7 DIVISION II

8 COURT FUNDS

9 Sec. 15. Section 602.1302, subsection 1, Code 2019, is
10 amended to read as follows:

11 1. Except as otherwise provided by [sections 602.1303](#),
12 ~~[602.1304](#)~~, and [602.8108](#) or other applicable law, the expenses of
13 operating and maintaining the judicial branch shall be paid out
14 of the general fund of the state from funds appropriated by the
15 general assembly for the judicial branch. State funding shall
16 be phased in as provided in [section 602.11101](#).

17 Sec. 16. Section 602.1304, subsection 1, Code 2019, is
18 amended to read as follows:

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

23 Sec. 17. Section 602.1304, subsection 2, Code 2019, is
24 amended by striking the subsection.

25 Sec. 18. Section 602.8108, subsection 9, Code 2019, is
26 amended by striking the subsection and inserting in lieu
27 thereof the following:

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

33 *b.* The moneys in the fund used to enhance the ability of the
34 judicial branch to process cases more quickly and efficiently,
35 to electronically transmit information to state government,

1 local governments, law enforcement agencies, and the public,
2 and to improve public access to the court system. The moneys
3 in the collection fund may also be used for any the following:

4 (1) The Iowa court information system.

5 (2) Records management, equipment, services, and projects.

6 (3) Other technological improvements approved by the
7 judicial branch.

8 (4) Electronic legal research equipment, systems, and
9 projects.

10 (5) The study, development, and implementation of other
11 innovations and projects that would improve the administration
12 of justice.

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

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

25 Sec. 19. TRANSFER OF REMAINING FUNDS. Any unobligated
26 or unencumbered moneys remaining in the enhanced court
27 collections fund in section 602.1304 at the end of the fiscal
28 year beginning July 1, 2018, and ending June 30, 2019, shall be
29 transferred to the court technology and modernization fund.

30 DIVISION III

31 CIVIL FEES

32 Sec. 20. Section 602.8105, subsections 1 and 2, Code 2019,
33 are amended to read as follows:

34 1. The clerk of the district court shall collect the
35 following fees:

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

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

15 ~~*b.*~~ *c.* For filing and docketing a petition pursuant to
16 chapter 598 other than a dissolution of marriage petition, one
17 hundred twenty dollars.

18 ~~*c.*~~ *d.* For filing and docketing an application for
19 modification of a dissolution decree to which a written
20 stipulation is attached at the time of filing containing the
21 agreement of the parties to the terms of modification, one
22 hundred twenty dollars.

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

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

33 *f.* For filing and docketing a small claims action, the
34 amounts specified in [section 631.6](#).

35 *g.* For an appeal from a judgment in small claims or for

1 filing and docketing a writ of error, one hundred eighty-five
2 dollars.

3 *h.* For a motion to show cause in a civil case, fifty seventy
4 dollars.

5 *i.* For filing and docketing a transcript of the judgment in
6 a civil case, fifty seventy dollars.

7 *j.* For filing a tribal judgment, one hundred twenty dollars.

8 2. The clerk of the district court shall collect the
9 following fees for miscellaneous services:

10 *a.* For filing and entering any other statutory lien, fifty
11 seventy dollars.

12 *b.* For a certificate and seal, ~~twenty~~ forty dollars.

13 However, there shall be no charge for a certificate and seal to
14 an application to procure a pension, bounty, or back pay for a
15 member of the armed services or other person.

16 *c.* For certifying a change in title of real estate, fifty
17 seventy dollars.

18 *d.* For filing a praecipe to issue execution under chapter
19 626, ~~twenty-five~~ forty-five dollars. The fee shall be
20 recoverable by the creditor from the debtor against whom the
21 execution is issued. A fee payable by a political subdivision
22 of the state under this paragraph shall be collected by the
23 clerk of the district court as provided in [section 602.8109](#).
24 However, the fee shall be waived and shall not be collected
25 from a political subdivision of the state if a county attorney
26 or county attorney's designee is collecting a delinquent
27 judgment pursuant to [section 602.8107, subsection 4](#).

28 *e.* For filing a praecipe to issue execution under chapter
29 654, fifty seventy dollars.

30 *f.* For filing a confession of judgment under [chapter 676](#),
31 fifty seventy dollars if the judgment is five thousand dollars
32 or less, and one hundred twenty dollars if the judgment exceeds
33 five thousand dollars.

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

35 *h.* For applicable convictions under [section 692A.110](#) prior

1 to July 1, 2009, a civil penalty of two hundred twenty dollars,
2 and for applicable convictions under section 692A.110 on or
3 after July 1, 2009, a civil penalty of two hundred ~~fifty~~
4 seventy dollars.

5 *i.* Other fees provided by law.

6 Sec. 21. Section 631.6, subsection 1, paragraphs a and c,
7 Code 2019, are amended to read as follows:

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

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

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

18 DIVISION IV

19 SCHEDULED VIOLATIONS

20 Sec. 23. Section 321.24, subsection 12, Code 2019, is
21 amended to read as follows:

22 12. A person who violates this section commits a simple
23 misdemeanor punishable as a scheduled violation under section
24 805.8A, subsection 2, paragraph "b".

25 Sec. 24. Section 321.260, subsection 2, Code 2019, is
26 amended to read as follows:

27 2. It shall be unlawful for any person to have in the
28 person's possession any official traffic-control device
29 except by legal right or authority. Any person convicted
30 of unauthorized possession of any official traffic-control
31 device shall upon conviction be guilty of a simple misdemeanor
32 punishable as a scheduled violation under section 805.8A,
33 subsection 8, paragraph "c". ~~In addition to any other~~
34 ~~penalties, the punishment imposed for a violation of this~~
35 ~~subsection shall include assessment of a fine of not less than~~

1 ~~two hundred fifty dollars.~~

2 Sec. 25. Section 321.262, subsection 2, Code 2019, is
3 amended to read as follows:

4 2. The driver shall remain at the scene of the accident
5 until the driver has fulfilled the requirements of section
6 321.263. Any person failing to remain at the scene of the
7 accident or fulfill the requirements of [section 321.263](#) under
8 such circumstances shall be guilty of a simple misdemeanor
9 ~~and punished as provided in [section 321.482](#)~~ punishable as
10 a scheduled violation under section 805.8A, subsection 14,
11 paragraph "m".

12 Sec. 26. Section 321.264, Code 2019, is amended to read as
13 follows:

14 **321.264 Striking unattended vehicle.**

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

26 Sec. 27. Section 321.265, Code 2019, is amended to read as
27 follows:

28 **321.265 Striking fixtures upon a highway.**

29 The driver of a vehicle involved in an accident resulting
30 in damage to property legally upon or adjacent to a highway
31 shall take reasonable steps to locate and notify the owner,
32 a peace officer, or person in charge of the damaged property
33 of the damage and shall inform the person of the driver's name
34 and address and the registration number of the vehicle causing
35 the damage and shall, upon request and if available, exhibit

1 the driver's license of the driver of the vehicle and shall
2 report the accident when and as required in [section 321.266](#). A
3 person who violates this section commits a simple misdemeanor
4 punishable as a scheduled violation under section 805.8A,
5 subsection 14, paragraph "o".

6 Sec. 28. Section 321.324A, Code 2019, is amended by adding
7 the following new subsection:

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

11 Sec. 29. Section 321.371, subsection 2, Code 2019, is
12 amended to read as follows:

13 2. A person who violates [this section](#) commits a simple
14 misdemeanor punishable as a scheduled violation under section
15 805.8A, subsection 14, paragraph "q".

16 Sec. 30. Section 321.372, subsection 5, paragraph b,
17 subparagraph (1), Code 2019, is amended to read as follows:

18 (1) For a first offense under [subsection 3](#), the person is
19 guilty of a simple misdemeanor punishable by a fine of at least
20 ~~two hundred fifty~~ three hundred forty dollars but not more than
21 ~~six hundred seventy-five~~ nine hundred twenty-five dollars or
22 by imprisonment for not more than thirty days, or by both. The
23 department shall require the person to attend and successfully
24 complete, at the person's own expense, a driver improvement
25 program approved by the department in lieu of driver's license
26 suspension for the offense pursuant to section 321.210.
27 Additionally, the department shall assess the person a civil
28 penalty of two hundred dollars. However, for persons age
29 nineteen or under, the department shall assess a civil penalty
30 of fifty dollars. The money collected by the department as
31 civil penalties shall be transmitted by the treasurer of state
32 who shall deposit the money in the juvenile detention home fund
33 created in section 232.142. A person assessed a civil penalty
34 under this subparagraph may remit the civil penalty along
35 with a processing fee of five dollars to a county treasurer

1 authorized to issue driver's licenses under chapter 321M, or
2 the civil penalty may be paid directly to the department.

3 Sec. 31. Section 321.383, subsection 4, Code 2019, is
4 amended to read as follows:

5 4. ~~Any~~ Except as provided in subsection 5, any person
6 who violates any provision of this section shall be fined
7 as provided in commits a simple misdemeanor punishable as a
8 scheduled violation under section 805.8A, subsection 3.

9 Sec. 32. Section 321.383, Code 2019, is amended by adding
10 the following new subsection:

11 NEW SUBSECTION. 5. A person who operates a self-propelled
12 implement of husbandry at a speed which exceeds the limit
13 of thirty-five miles per hour commits a simple misdemeanor
14 punishable as a scheduled violation under section 805.8A,
15 subsection 5.

16 Sec. 33. Section 321.431, subsection 6, Code 2019, is
17 amended to read as follows:

18 6. A person who violates this section commits a simple
19 misdemeanor punishable as a scheduled violation under section
20 805.8A, subsection 3, paragraph "ad".

21 Sec. 34. Section 805.8A, Code 2019, is amended to read as
22 follows:

23 **805.8A Motor vehicle and transportation scheduled violations.**

24 1. *Parking violations.*

25 a. For parking violations under sections 321.236, 321.239,
26 321.358, 321.360, and 321.361, the scheduled fine is five
27 dollars, except if the local authority has established the
28 fine by ordinance. The scheduled fine for a parking violation
29 pursuant to section 321.236 increases by five dollars if
30 authorized by ordinance and if the parking violation is not
31 paid within thirty days of the date upon which the violation
32 occurred. For purposes of calculating the unsecured appearance
33 bond required under section 805.6, the scheduled fine shall
34 be five dollars, or if the amount of the fine is greater than
35 five dollars, the unsecured appearance bond shall be the amount

1 of the fine established by the local authority. However,
2 violations charged by a city or county upon simple notice of a
3 fine instead of a uniform citation and complaint required by
4 section 321.236, subsection 1, paragraph "b", are not scheduled
5 violations, and this section shall not apply to any offense
6 charged in that manner. For a parking violation under section
7 461A.38, the scheduled fine is ten dollars. For a parking
8 violation under section 321.362, the scheduled fine is twenty
9 dollars.

10 b. For a parking violation under section 321L.2A, subsection
11 2, the scheduled fine is twenty dollars.

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

15 2. Title and registration violations. For title or
16 registration violations under the following sections, the
17 scheduled fine is as follows:

18	a.	Section 321.17.....	\$ 50	\$ 65.
19	b.	Section 321.24.....	\$130.	
20	b. c.	Section 321.25.....	\$100	\$130.
21	e. d.	Section 321.32.....	\$ 20	\$ 25.
22	d. e.	Section 321.34.....	\$ 20	\$ 25.
23	e. f.	Section 321.37.....	\$ 20	\$ 25.
24	f. g.	Section 321.38.....	\$ 20	\$ 25.
25	g. h.	Section 321.41.....	\$ 20	\$ 25.
26	h. i.	Section 321.45.....	\$100	\$130.
27	i. j.	Section 321.46.....	\$100	\$130.
28	j. k.	Section 321.47.....	\$100	\$130.
29	k. l.	Section 321.48.....	\$100	\$130.
30	l. m.	Section 321.52.....	\$100	\$130.
31	m. n.	Section 321.55.....	\$ 50	\$ 65.
32	n. o.	Section 321.57.....	\$100	\$130.
33	o. p.	Section 321.62.....	\$100	\$130.
34	p. q.	Section 321.67.....	\$100	\$130.
35	q. r.	Section 321.98.....	\$ 50	\$ 65.

1	r. <u>s.</u>	Section 321.99.....	\$200	<u>\$255.</u>
2	s. <u>t.</u>	Section 321.104.....	\$100	<u>\$130.</u>
3	t. <u>u.</u>	Section 321.115.....	\$ 30	<u>\$ 40.</u>
4	u. <u>v.</u>	Section 321.115A.....	\$ 30	<u>\$ 40.</u>
5	3. <i>Equipment violations.</i> For equipment violations under the			
6	following sections, the scheduled fine is as follows:			
7	a.	Section 321.234A.....	\$ 50	<u>\$ 65.</u>
8	b.	Section 321.247.....	\$100	<u>\$130.</u>
9	c.	Section 321.317.....	\$ 20	<u>\$ 25.</u>
10	d.	Section 321.381.....	\$100	<u>\$130.</u>
11	e.	Section 321.381A.....	\$100	<u>\$130.</u>
12	f.	Section 321.382.....	\$ 25	<u>\$ 30.</u>
13	g.	Section 321.383, <u>subsection 4</u>	\$ 30	<u>\$ 40.</u>
14	h.	Section 321.384.....	\$ 30	<u>\$ 40.</u>
15	i.	Section 321.385.....	\$ 30	<u>\$ 40.</u>
16	j.	Section 321.386.....	\$ 30	<u>\$ 40.</u>
17	k.	Section 321.387.....	\$ 20	<u>\$ 25.</u>
18	l.	Section 321.388.....	\$ 20	<u>\$ 25.</u>
19	m.	Section 321.389.....	\$ 20	<u>\$ 25.</u>
20	n.	Section 321.390.....	\$ 20	<u>\$ 25.</u>
21	o.	Section 321.392.....	\$ 20	<u>\$ 25.</u>
22	p.	Section 321.393.....	\$ 20	<u>\$ 25.</u>
23	q.	Section 321.398.....	\$ 30	<u>\$ 40.</u>
24	r.	Section 321.402.....	\$ 30	<u>\$ 40.</u>
25	s.	Section 321.403.....	\$ 30	<u>\$ 40.</u>
26	t.	Section 321.404.....	\$ 30	<u>\$ 40.</u>
27	u.	Section 321.404A.....	\$ 25	<u>\$ 30.</u>
28	v.	Section 321.409.....	\$ 30	<u>\$ 40.</u>
29	w.	Section 321.415.....	\$ 30	<u>\$ 40.</u>
30	x.	Section 321.419.....	\$ 30	<u>\$ 40.</u>
31	y.	Section 321.420.....	\$ 30	<u>\$ 40.</u>
32	z.	Section 321.421.....	\$ 30	<u>\$ 40.</u>
33	aa.	Section 321.422.....	\$ 20	<u>\$ 25.</u>
34	ab.	Section 321.423.....	\$ 30	<u>\$ 40.</u>
35	ac.	Section 321.430.....	\$100	<u>\$130.</u>

1	ad.	Section 321.431.....	\$130.
2	ad. <u>ae.</u>	Section 321.432.....	\$ 20 <u>\$ 25.</u>
3	ae. <u>af.</u>	Section 321.433.....	\$ 30 <u>\$ 40.</u>
4	af. <u>ag.</u>	Section 321.436.....	\$ 20 <u>\$ 25.</u>
5	ag. <u>ah.</u>	Section 321.438.....	\$ 50 <u>\$ 65.</u>
6	ah. <u>ai.</u>	Section 321.439.....	\$ 20 <u>\$ 25.</u>
7	ai. <u>aj.</u>	Section 321.440.....	\$ 20 <u>\$ 25.</u>
8	aj. <u>ak.</u>	Section 321.441.....	\$ 20 <u>\$ 25.</u>
9	ak. <u>al.</u>	Section 321.442.....	\$ 20 <u>\$ 25.</u>
10	al. <u>am.</u>	Section 321.444.....	\$ 20 <u>\$ 25.</u>

11 4. *Driver's license violations.* For driver's license
 12 violations under the following sections, the scheduled fine is
 13 as follows:

14	a.	Section 321.174.....	\$ 200 <u>\$ 255.</u>
15	b.	Section 321.174A.....	\$ 50 <u>\$ 65.</u>
16	c.	Section 321.178, subsection 2, 17 paragraph "a", subparagraph (2).....	\$ 30 <u>\$ 40.</u>
18	d.	Section 321.180.....	\$ 50 <u>\$ 65.</u>
19	e.	Section 321.180B.....	\$ 50 <u>\$ 65.</u>
20	f.	Section 321.193.....	\$ 50 <u>\$ 65.</u>
21	g.	Section 321.194.....	\$ 50 <u>\$ 65.</u>
22	h.	Section 321.216.....	\$ 100 <u>\$ 130.</u>
23	i.	Section 321.216B.....	\$ 200 <u>\$ 255.</u>
24	j.	Section 321.216C.....	\$ 200 <u>\$ 255.</u>
25	k.	Section 321.219.....	\$ 200 <u>\$ 255.</u>
26	l.	Section 321.220.....	\$ 200 <u>\$ 255.</u>

27 5. *Speed violations.*

28 a. For excessive speed violations in excess of the limit
 29 under section 321.236, subsections 5 and 11, ~~sections~~ section
 30 321.285, section 321.383, subsection 5, and section 461A.36,
 31 the scheduled fine shall be the following:

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

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

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

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

7 (5) One hundred thirty dollars plus five dollars for each
8 mile per hour of excessive speed over twenty miles per hour
9 over the limit.

10 b. Excessive speed by a school bus is punishable as provided
11 in [subsection 10](#).

12 c. Excessive speed in conjunction with a violation of
13 section 321.278 is not a scheduled violation, whatever the
14 amount of excess speed.

15 d. For a violation under [section 321.295](#), the scheduled fine
16 is ~~fifty~~ sixty-five dollars.

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

19 a. Section 321.236, subsections 3, 4, 9,
20 and 12.....~~\$ 20~~ \$ 25.

21 b. Section 321.275, subsections 1
22 through 7.....~~\$ 35~~ \$ 45.

23 c. Section [321.277A](#).....~~\$ 35~~ \$ 45.

24 d. Section [321.288](#).....~~\$100~~ \$130.

25 e. Section [321.297](#).....~~\$100~~ \$130.

26 f. Section [321.299](#).....~~\$100~~ \$130.

27 g. Section [321.302](#).....~~\$100~~ \$130.

28 h. Section [321.303](#).....~~\$100~~ \$130.

29 i. Section 321.304, subsections 1
30 and 2.....~~\$100~~ \$130.

31 j. Section [321.305](#).....~~\$100~~ \$130.

32 k. Section [321.306](#).....~~\$100~~ \$130.

33 l. Section [321.311](#).....~~\$100~~ \$130.

34 m. Section [321.312](#).....~~\$100~~ \$130.

35 n. Section [321.314](#).....~~\$100~~ \$130.

1	<i>o.</i>	Section 321.315.....	\$ 35	\$ 45.
2	<i>p.</i>	Section 321.316.....	\$ 35	\$ 45.
3	<i>q.</i>	Section 321.318.....	\$ 35	\$ 45.
4	<i>r.</i>	Section 321.323.....	\$100	\$130.
5	<i>s.</i>	Section 321.324A.....	\$130.	
6	<i>s.</i> <i>t.</i>	Section 321.340.....	\$100	\$130.
7	<i>t.</i> <i>u.</i>	Section 321.353.....	\$100	\$130.
8	<i>u.</i> <i>v.</i>	Section 321.354.....	\$100	\$130.
9	<i>v.</i> <i>w.</i>	Section 321.363.....	\$ 35	\$ 45.
10	<i>w.</i> <i>x.</i>	Section 321.365.....	\$ 35	\$ 45.
11	<i>x.</i> <i>y.</i>	Section 321.366.....	\$100	\$130.
12	<i>y.</i> <i>z.</i>	Section 321.395.....	\$100	\$130.

13 7. *Failure to yield or obey violations.* For failure to yield
14 or obey violations under the following sections, the scheduled
15 fine is as follows:

16	<i>a.</i>	Section 321.257, subsection 2,		
17		for a violation by an operator of a		
18		motor vehicle.....	\$100	\$130.
19	<i>b.</i>	Section 321.298.....	\$100	\$130.
20	<i>c.</i>	Section 321.307.....	\$100	\$130.
21	<i>d.</i>	Section 321.308.....	\$100	\$130.
22	<i>e.</i>	Section 321.313.....	\$100	\$130.
23	<i>f.</i>	Section 321.319.....	\$100	\$130.
24	<i>g.</i>	Section 321.320.....	\$100	\$130.
25	<i>h.</i>	Section 321.321.....	\$100	\$130.
26	<i>i.</i>	Section 321.327.....	\$100	\$130.
27	<i>j.</i>	Section 321.329.....	\$100	\$130.
28	<i>k.</i>	Section 321.333.....	\$100	\$130.

29 8. *Traffic sign or signal violations.* For traffic sign or
30 signal violations under the following sections, the scheduled
31 fine is as follows:

32	<i>a.</i>	Section 321.236, subsections 2 and 6.	\$ 35	\$ 45.
33	<i>b.</i>	Section 321.256.....	\$100	\$130.
34	<i>c.</i>	Section 321.260, subsection 2.....	\$450.	
35	<i>e.</i> <i>d.</i>	Section 321.294.....	\$100	\$130.

- 1 ~~d.~~ e. Section 321.304, subsection 3...~~\$100~~ \$130.
- 2 ~~e.~~ f. Section 321.322.....~~\$100~~ \$130.
- 3 9. *Bicycle or pedestrian violations.* For bicycle or
- 4 pedestrian violations under the following sections, the
- 5 scheduled fine for a pedestrian or bicyclist is as follows:
- 6 a. Section 321.234, subsections 3 and 4.~~\$ 25~~ \$ 30.
- 7 b. Section 321.236, subsection 10.....~~\$ 15~~ \$ 20.
- 8 c. Section 321.257, subsection 2.....~~\$ 25~~ \$ 30.
- 9 d. Section 321.275, subsection 8.....~~\$ 25~~ \$ 30.
- 10 e. Section 321.325.....~~\$ 25~~ \$ 30.
- 11 f. Section 321.326.....~~\$ 25~~ \$ 30.
- 12 g. Section 321.328.....~~\$ 25~~ \$ 30.
- 13 h. Section 321.331.....~~\$ 25~~ \$ 30.
- 14 i. Section 321.332.....~~\$ 25~~ \$ 30.
- 15 j. Section 321.397.....~~\$ 25~~ \$ 30.
- 16 k. Section 321.434.....~~\$ 25~~ \$ 30.

17 9A. *Electric personal assistive mobility device*
 18 *violations.* For violations under section 321.235A, the
 19 scheduled fine is ~~fifteen~~ twenty dollars.

20 10. *School bus violations.* For violations by an operator of
 21 a school bus under sections 321.285 and 321.372, subsections
 22 1 and 2, the scheduled fine is one hundred thirty dollars.
 23 However, an excessive speed violation by a school bus of
 24 more than ten miles per hour in excess of the limit is not a
 25 scheduled violation.

26 11. a. *Emergency vehicle and equipment-related*
 27 *violations.* For violations relating to authorized emergency
 28 vehicles, fire apparatus and equipment, and police bicycles
 29 under the following sections, the scheduled fine is as follows:

- 30 (1) Section 321.231.....~~\$100~~ \$130.
- 31 (2) Section 321.323A, subsection 1....~~\$100~~ \$130.
- 32 (3) Section 321.324.....~~\$100~~ \$130.
- 33 (4) Section 321.367.....~~\$100~~ \$130.
- 34 (5) Section 321.368.....~~\$100~~ \$130.

35 b. *Violations relating to stationary nonemergency vehicles.*

1 For violations relating to the approach of certain stationary
2 nonemergency vehicles under section 321.323A, subsections 2 and
3 3, the scheduled fine is one hundred thirty dollars.

4 12. *Restrictions on vehicles.*

5 a. For violations under [sections 321.309, 321.310, 321.394,](#)
6 [321.461, and 321.462,](#) the scheduled fine is ~~thirty-five~~
7 forty-five dollars.

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

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

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

16 e. (1) Violations of the schedule of axle and tandem axle
17 and gross or group of axle weight violations in [section 321.463](#)
18 shall be scheduled violations subject to the provisions,
19 procedures, and exceptions contained in sections 805.6 through
20 805.11, irrespective of the amount of the fine under that
21 schedule.

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

25 (b) Violations of the schedule of weight violations, where
26 the fine charged exceeds one thousand dollars shall, when the
27 violation is admitted and [section 805.9](#) applies, be chargeable
28 upon uniform citation and complaint, indictment, or county
29 attorney's information, but otherwise shall be chargeable only
30 upon indictment or county attorney's information.

31 (2) In all cases of charges under the schedule of weight
32 violations, the charge shall specify the amount of fine charged
33 under the schedule. Where a defendant is convicted and the
34 fine under the foregoing schedule of weight violations exceeds
35 one thousand dollars, the conviction shall be of an indictable

1 offense although [section 805.9](#) is employed and whether the
2 violation is charged upon uniform citation and complaint,
3 indictment, or county attorney's information.

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

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

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

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

12 *b.* For a violation under [section 321.449](#), [321.449A](#), or
13 [321.449B](#), the scheduled fine is ~~fifty~~ sixty-five dollars.

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

17 *d.* For violations of [section 325A.3, subsection 6](#), or
18 [section 325A.8](#), the scheduled fine is one hundred thirty
19 dollars.

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

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

25 14. *Miscellaneous violations.*

26 *a. Failure to obey a peace officer.* For a violation under
27 [section 321.229](#), the scheduled fine is one hundred thirty
28 dollars.

29 *b. Abandoning a motor vehicle.* For a violation under
30 [section 321.91](#), the scheduled fine is two hundred fifty-five
31 dollars.

32 *c. Seat belt or restraint violations.*

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

35 (2) For a violation under [section 321.446](#), the scheduled

1 fine is one hundred thirty dollars.

2 *d. Litter and debris violations.* For violations under
3 sections 321.369 and 321.370, the scheduled fine is ~~seventy~~
4 ninety dollars.

5 *e. Open container violations.* For violations under sections
6 321.284 and 321.284A, the scheduled fine is two hundred
7 fifty-five dollars.

8 *f. Proof of financial responsibility.* If, in connection with
9 a motor vehicle accident, a person is charged and found guilty
10 of a violation of section 321.20B, subsection 1, the scheduled
11 fine is ~~five~~ six hundred forty dollars; otherwise, the
12 scheduled fine for a violation of section 321.20B, subsection
13 1, is ~~two~~ three hundred fifty twenty dollars. Notwithstanding
14 section 805.12, fines collected pursuant to this paragraph
15 shall be submitted to the state court administrator and
16 distributed fifty percent to the victim compensation fund
17 established in section 915.94, twenty-five percent to the
18 county in which such fine is imposed, and twenty-five percent
19 to the general fund of the state.

20 *g. Speed detection jamming devices.* For a violation under
21 section 321.232, the scheduled fine is one hundred thirty
22 dollars.

23 *h. Railroad crossing violations.* For violations under
24 sections 321.341, 321.342, 321.343, and 321.344, and 321.344B,
25 the scheduled fine is two hundred fifty-five dollars.

26 *i. Road work zone violations.* The scheduled fine for any
27 moving traffic violation under chapter 321, as provided in
28 this section, shall be doubled if the violation occurs within
29 any road work zone, as defined in section 321.1. However,
30 notwithstanding subsection 5, the scheduled fine for violating
31 the speed limit in a road work zone is as follows:

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

34 (2) Three hundred eighty-five dollars for speed greater
35 than ten but not more than twenty miles per hour over the

1 posted speed limit.

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

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

8 *j. Vehicle component parts records violations.* For
9 violations under [section 321.95](#), the scheduled fine is ~~fifty~~
10 sixty-five dollars.

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

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

17 *m. Leaving scene of traffic accident.* For violations under
18 [section 321.262](#), the scheduled fine is one hundred thirty
19 dollars.

20 *n. Striking unattended vehicle.* For violations under
21 [section 321.264](#), the scheduled fine is one hundred thirty
22 dollars.

23 *o. Striking fixtures upon highway.* For violations under
24 [section 321.265](#), the scheduled fine is one hundred thirty
25 dollars.

26 *p. Clearing up wrecks.* For violations under [section](#)
27 [321.371](#), the scheduled fine is thirty dollars.

28 Sec. 35. Section 805.8B, Code 2019, is amended to read as
29 follows:

30 **805.8B Navigation, recreation, hunting, and fishing scheduled**
31 **violations.**

32 1. *Navigation violations.*

33 a. For violations of registration, inspections,
34 identification, and record provisions under [sections 462A.5,](#)
35 [462A.35,](#) and [462A.37,](#) and for unused or improper or defective

1 lights and warning devices under section 462A.9, subsections 3,
2 4, 5, 9, and 10, the scheduled fine is ~~ten~~ fifteen dollars.

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

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

13 **d.** For violations of use, location, and storage of vessels,
14 devices, and structures under [sections 462A.27](#), [462A.28](#), and
15 [462A.32](#), the scheduled fine is ~~fifteen~~ twenty dollars.

16 **e.** For violations of all subdivision ordinances under
17 section [462A.17](#), subsection 2, except those relating to
18 matters subject to regulation by authority of section [462A.31](#),
19 subsection 5, the scheduled fine is the same as prescribed for
20 similar violations of state law. For violations of subdivision
21 ordinances for which there is no comparable state law, the
22 scheduled fine is ~~ten~~ fifteen dollars.

23 **2. Snowmobile violations.**

24 **a.** For registration or user permit violations under section
25 [321G.3](#), subsection 1, or [section 321G.4B](#), the scheduled fine is
26 ~~fifty~~ sixty-five dollars.

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

29 (2) For operating violations under [sections 321G.11](#) and
30 [321G.13](#), subsection 1, paragraph "d", the scheduled fine is
31 ~~twenty~~ twenty-five dollars.

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

- 1 *c.* For improper or defective equipment under section
2 321G.12, the scheduled fine is ~~twenty~~ twenty-five dollars.
- 3 *d.* For violations of [section 321G.19](#), the scheduled fine is
4 ~~twenty~~ twenty-five dollars.
- 5 *e.* For decal violations under [section 321G.5](#), the scheduled
6 fine is ~~twenty~~ twenty-five dollars.
- 7 *f.* For stop signal violations under [section 321G.17](#), the
8 scheduled fine is one hundred thirty dollars.
- 9 *g.* For violations of [section 321G.20](#) and for education
10 certificate violations under [section 321G.24, subsection 1](#), the
11 scheduled fine is ~~fifty~~ sixty-five dollars.
- 12 *h.* For violations of [section 321G.21](#), the scheduled fine is
13 one hundred thirty dollars.
- 14 2A. *All-terrain vehicle violations.*
- 15 *a.* For registration or user permit violations under section
16 321I.3, subsection 1, the scheduled fine is ~~fifty~~ sixty-five
17 dollars.
- 18 *b.* (1) For operating violations under [sections 321I.12](#) and
19 [321I.14, subsection 1, paragraph "d"](#), the scheduled fine is
20 ~~twenty~~ twenty-five dollars.
- 21 (2) For operating violations under section 321I.10,
22 subsections 1 and 4, the scheduled fine is ~~fifty~~ sixty-five
23 dollars.
- 24 (3) For operating violations under section 321I.14,
25 subsection 1, paragraphs "*a*", "*e*", "*f*", "*g*", and "*h*", and
26 section 321I.14, subsections 2, 3, 4, and 5, the scheduled fine
27 is one hundred thirty dollars.
- 28 *c.* For improper or defective equipment under section
29 321I.13, the scheduled fine is ~~twenty~~ twenty-five dollars.
- 30 *d.* For violations of [section 321I.20](#), the scheduled fine is
31 ~~twenty~~ twenty-five dollars.
- 32 *e.* For decal violations under [section 321I.6](#), the scheduled
33 fine is ~~twenty~~ twenty-five dollars.
- 34 *f.* For stop signal violations under [section 321I.18](#), the
35 scheduled fine is one hundred thirty dollars.

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

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

6 3. *Hunting and fishing violations.*

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

9 *b.* For violations of [sections 481A.54, 481A.69, 481A.71,](#)
10 [481A.72, 482.6, 483A.3, 483A.6, 483A.8A, 483A.19, 483A.27,](#) and
11 [483A.27A](#), the scheduled fine is ~~twenty~~ twenty-five dollars.

12 *c.* For violations of [sections 481A.6, 481A.21, 481A.22,](#)
13 [481A.26, 481A.50, 481A.56, 481A.60 through 481A.62, 481A.83,](#)
14 [481A.84, 481A.92, 481A.123, 481A.145, subsection 3,](#) sections
15 [483A.6A, 483A.7, 483A.8, 483A.23, 483A.24,](#) and [483A.28](#), the
16 scheduled fine is ~~twenty-five~~ thirty dollars.

17 *d.* For violations of [sections 481A.7, 481A.24, 481A.47,](#)
18 [481A.52, 481A.53, 481A.55, 481A.58, 481A.76, 481A.90, 481A.91,](#)
19 [481A.97, 481A.122, 481A.126, 481A.142, 481A.145,](#) subsection
20 [2, sections 482.5, 482.7, 482.8, 482.10,](#) and [483A.37](#), the
21 scheduled fine is ~~fifty~~ sixty-five dollars.

22 *e.* For violations of [sections 481A.57, 481A.85, 481A.93,](#)
23 [481A.95, 481A.120, 481A.137, 481B.5, 482.3, 482.9, 482.15,](#) and
24 [483A.42](#), the scheduled fine is one hundred thirty dollars.

25 *f.* For violations of [section 481A.38](#) relating to the taking,
26 pursuing, killing, trapping or ensnaring, buying, selling,
27 possessing, or transporting any game, protected nongame
28 animals, fur-bearing animals, or fur or skin of the animals,
29 mussels, frogs, or fish or part of them, the scheduled fines
30 are as follows:

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

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

35 (3) For mussels, frogs, spawn, or fish, the scheduled fine

1 is ~~twenty-five~~ thirty dollars.

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

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

6 g. For violations of [section 481A.38](#) relating to an attempt
7 to take, pursue, kill, trap, buy, sell, possess, or transport
8 any game, protected nongame animals, fur-bearing animals, or
9 fur or skin of the animals, mussels, frogs, or fish or part of
10 them, the scheduled fines are as follows:

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

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

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

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

20 (1) For out-of-season, the scheduled fine is one hundred
21 thirty dollars.

22 (2) For over limit, the scheduled fine is one hundred thirty
23 dollars.

24 (3) For attempt to take, the scheduled fine is ~~fifty~~
25 sixty-five dollars.

26 (4) For general waterfowl restrictions, the scheduled fine
27 is ~~fifty~~ sixty-five dollars.

28 (a) For no federal stamp, the scheduled fine is ~~fifty~~
29 sixty-five dollars.

30 (b) For unplugged shotgun, the scheduled fine is ~~ten~~ fifteen
31 dollars.

32 (c) For possession of other than steel shot, the scheduled
33 fine is ~~twenty-five~~ thirty dollars.

34 (d) For early or late shooting, the scheduled fine is
35 ~~twenty-five~~ thirty dollars.

1 (5) For possession of a prohibited pistol or revolver while
2 hunting deer, the scheduled fine is one hundred thirty dollars.

3 (6) For possession of a prohibited rifle while hunting deer,
4 the scheduled fine is ~~two~~ three hundred ~~fifty~~ twenty dollars.

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

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

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

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

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

16 (1) For trotline or throwline violations in legal waters,
17 the scheduled fine is ~~twenty-five~~ thirty dollars.

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

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

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

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

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

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

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

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

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

35 (2) For no gear tags, the scheduled fine is ~~twenty-five~~

1 thirty dollars.

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

4 *o.* For violations of rules adopted pursuant to section
5 483A.1 relating to licenses and permits, the scheduled fines
6 are as follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

17 6. *Misuse of parks and preserves.*

18 a. For violations under [sections 461A.39, 461A.45, and](#)
19 [461A.50](#), the scheduled fine is ~~ten~~ fifteen dollars.

20 b. For violations under [sections 461A.40, 461A.46, and](#)
21 [461A.49](#), the scheduled fine is ~~fifteen~~ twenty dollars.

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

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

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

28 Sec. 36. Section 805.8C, Code 2019, is amended to read as
29 follows:

30 **805.8C Miscellaneous scheduled violations.**

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

34 2. *Alcoholic beverage violations.* For violations of section
35 123.49, subsection 2, paragraph "h", the scheduled fine for a

1 licensee or permittee is one thousand five nine hundred twenty
2 dollars, and the scheduled fine for a person who is employed by
3 a licensee or permittee is five six hundred forty dollars.

4 3. *Violations related to smoking, tobacco, tobacco products,*
5 *alternative nicotine products, vapor products, and cigarettes.*

6 a. For violations described in [section 142D.9, subsection 1](#),
7 the scheduled fine is fifty dollars, and is a civil penalty,
8 and the ~~criminal penalty~~ crime services surcharge under section
9 911.1 shall not be added to the penalty, and the court costs
10 pursuant to [section 805.9, subsection 6](#), shall not be imposed.
11 If the civil penalty assessed for a violation described in
12 section 142D.9, subsection 1, is not paid in a timely manner,
13 a citation shall be issued for the violation in the manner
14 provided in [section 804.1](#). However, a person under age
15 eighteen shall not be detained in a secure facility for failure
16 to pay the civil penalty. The complainant shall not be charged
17 a filing fee.

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

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

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

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

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

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

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

35 (3) If the violation is a third or subsequent offense, the

1 scheduled fine is two hundred fifty dollars.

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

3 a. For violations of legal age for operating an electrical
4 or mechanical amusement device required to be registered
5 as provided in section 99B.53, pursuant to section 99B.57,
6 subsection 1, the scheduled fine is ~~two~~ three hundred ~~fifty~~
7 twenty dollars. Failure to pay the fine by a person under the
8 age of eighteen shall not result in the person being detained
9 in a secure facility.

10 b. For first offense violations concerning electrical or
11 mechanical amusement devices as provided in section 99B.54,
12 subsection 2, the scheduled fine is ~~two~~ three hundred ~~fifty~~
13 twenty dollars.

14 5. *Gambling violations.*

15 a. For violations of legal age for gambling wagering under
16 section 99D.11, subsection 7, section 99F.9, subsection 4, and
17 section 725.19, subsection 1, the scheduled fine is ~~five~~ six
18 hundred forty dollars. Failure to pay the fine by a person
19 under the age of eighteen shall not result in the person being
20 detained in a secure facility.

21 b. For legal age violations for entering or attempting
22 to enter a facility under section 99F.9, subsection 5, the
23 scheduled fine is ~~five~~ six hundred forty dollars. Failure to
24 pay the fine by a person under the age of eighteen shall not
25 result in the person being detained in a secure facility.

26 6. *Pseudoephedrine sales violations.* For violations of
27 section 126.23A, subsection 1, by an employee of a retailer, or
28 for violations of section 126.23A, subsection 2, paragraph "a",
29 by a purchaser, the scheduled fine is as follows:

30 a. If the violation is a first offense, the scheduled fine
31 is two hundred fifty-five dollars.

32 b. If the violation is a second offense, the scheduled fine
33 is ~~two~~ three hundred ~~fifty~~ twenty dollars.

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

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

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

9 9. *Notification violations.* For violations of section
10 229.22, subsection 6, the scheduled fine is one thousand
11 dollars for a first violation and two thousand dollars for a
12 second or subsequent violation. The scheduled fine under this
13 subsection is a civil penalty, and the ~~criminal penalty~~ crime
14 services surcharge under [section 911.1](#) shall not be added to
15 the penalty.

16 10. *Scrap metal transaction violations.* For violations
17 of [section 714.27](#), the scheduled fine is one hundred dollars
18 for a first violation, five hundred dollars for a second
19 violation within two years, and one thousand dollars for a
20 third or subsequent violation within two years. The scheduled
21 fine under [this subsection](#) is a civil penalty which shall
22 be deposited into the general fund of the county or city if
23 imposed by a designated officer or employee of a county or
24 city, or deposited in the general fund of the state if imposed
25 by a state agency, and the ~~criminal penalty~~ crime services
26 surcharge under [section 911.1](#) shall not be added to the
27 penalty.

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

33 Sec. 37. DRIVER IMPROVEMENT PROGRAM FOR A FIRST SCHOOL
34 BUS SAFETY OFFENSE. Notwithstanding 2012 Iowa Acts, chapter
35 1015, section 5, subsection 2, by July 1, 2019, the department

1 of transportation shall initiate rulemaking to amend 761 IAC
2 615.43 to require a person who is convicted of a first offense
3 of section 321.372, subsection 3, to attend and successfully
4 complete, at the person's own expense, a driver improvement
5 program approved by the department in lieu of driver's license
6 suspension, subject to all other provisions of 761 IAC 615.43.

7 Sec. 38. EFFECTIVE DATE. The following, being deemed of
8 immediate importance, takes effect upon enactment:

9 The section of this division of this Act requiring the
10 department of transportation to initiate rulemaking.

11 DIVISION V

12 MISDEMEANOR AND FELONY FINES

13 Sec. 39. Section 902.9, subsection 1, paragraphs d and e,
14 Code 2019, are amended to read as follows:

15 d. A class "C" felon, not an habitual offender, shall be
16 confined for no more than ten years, and in addition shall be
17 sentenced to a fine of at least one thousand three hundred
18 seventy dollars but not more than ~~ten~~ thirteen thousand six
19 hundred sixty dollars.

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

25 Sec. 40. Section 903.1, subsections 1 and 2, Code 2019, are
26 amended to read as follows:

27 1. If a person eighteen years of age or older is convicted
28 of a simple or serious misdemeanor and a specific penalty is
29 not provided for or if a person under eighteen years of age
30 has been waived to adult court pursuant to [section 232.45](#) on
31 a felony charge and is subsequently convicted of a simple,
32 serious, or aggravated misdemeanor, the court shall determine
33 the sentence, and shall fix the period of confinement or the
34 amount of fine, which fine shall not be suspended by the court,
35 within the following limits:

1 June 30 of any fiscal year shall not revert to any other fund of
2 the state but shall remain available for the purposes described
3 in [this section](#).

4 DIVISION VII

5 DRUG ABUSE RESISTANCE EDUCATION FUND

6 Sec. 42. NEW SECTION. **80E.4 Drug abuse resistance education**
7 **fund.**

8 A drug abuse resistance education fund is created as a
9 separate fund in the state treasury under the control of the
10 governor's office of drug control policy for use by the drug
11 abuse resistance education program and other programs with a
12 similar purpose. The fund shall consist of appropriations made
13 to the fund and transfers of interest, moneys collected from
14 the crime services surcharge established in section 911.1,
15 and earnings. All moneys in the fund are appropriated to the
16 governor's office of drug control policy. Notwithstanding
17 section 8.33, any balance in the fund on June 30 of any fiscal
18 year shall not revert to any other fund of the state but shall
19 remain available for the purposes described in this section.