

1                                   A bill to be entitled  
 2           An act relating to court costs; amending ss. 318.18 and  
 3           327.73, F.S.; increasing the amount of an additional court  
 4           cost to be collected for certain pedestrian, traffic, and  
 5           boating infractions; amending s. 938.01, F.S.; increasing  
 6           court costs and fees for certain convictions, bond  
 7           estreatures, and bail bond forfeitures; revising the  
 8           distribution of funds from the Additional Court Cost  
 9           Clearing Trust Fund; providing an effective date.

10

11 Be It Enacted by the Legislature of the State of Florida:

12

13           Section 1. Paragraph (d) of subsection (11) of section  
 14           318.18, Florida Statutes, is amended to read:

15           318.18 Amount of civil penalties.--The penalties required  
 16           for a noncriminal disposition pursuant to s. 318.14 are as  
 17           follows:

18           (11)

19           (d) In addition to the court cost required under paragraph  
 20           (a), a \$5 ~~\$3~~ court cost must be paid for each infraction to be  
 21           distributed as provided in s. 938.01 and a \$2 court cost as  
 22           provided in s. 938.15 when assessed by a municipality or county.

23           Section 2. Paragraph (b) of subsection (11) of section  
 24           327.73, Florida Statutes, is amended to read:

25           327.73 Noncriminal infractions.--

26           (11)

27           (b) In addition to the court cost assessed under paragraph  
 28           (a), the court shall impose a \$5 ~~\$3~~ court cost for each

29 noncriminal infraction, to be distributed as provided in s.  
 30 938.01, and a \$2 court cost as provided in s. 938.15 when  
 31 assessed by a municipality or county.

32  
 33 Court costs imposed under this subsection may not exceed \$30. A  
 34 criminal justice selection center or both local criminal justice  
 35 access and assessment centers may be funded from these court  
 36 costs.

37 Section 3. Subsection (1) of section 938.01, Florida  
 38 Statutes, is amended to read:

39 938.01 Additional Court Cost Clearing Trust Fund.--

40 (1) All courts created by Art. V of the State Constitution  
 41 shall, in addition to any fine or other penalty, require every  
 42 person convicted for violation of a state penal or criminal  
 43 statute or convicted for violation of a municipal or county  
 44 ordinance to pay \$5 ~~\$3~~ as a court cost. Any person whose  
 45 adjudication is withheld pursuant to the provisions of s.  
 46 318.14(9) or (10) shall also be liable for payment of such cost.  
 47 In addition, \$5 ~~\$3~~ from every bond estreature or forfeited bail  
 48 bond related to such penal statutes or penal ordinances shall be  
 49 remitted to the Department of Revenue as described in this  
 50 subsection. However, no such assessment may be made against any  
 51 person convicted for violation of any state statute, municipal  
 52 ordinance, or county ordinance relating to the parking of  
 53 vehicles.

54 (a) All costs collected by the courts pursuant to this  
 55 subsection shall be remitted to the Department of Revenue in  
 56 accordance with administrative rules adopted by the executive

HB 741

2007

57 | director of the Department of Revenue for deposit in the  
58 | Additional Court Cost Clearing Trust Fund. These funds and the  
59 | funds deposited in the Additional Court Cost Clearing Trust Fund  
60 | pursuant to s. 318.21(2)(c) shall be distributed as follows:

61 |       1. Ninety-five and two-tenths ~~Ninety-two~~ percent to the  
62 | Department of Law Enforcement Criminal Justice Standards and  
63 | Training Trust Fund.

64 |       2. Three and eight-tenths ~~Six and three-tenths~~ percent to  
65 | the Department of Law Enforcement Operating Trust Fund for the  
66 | Criminal Justice Grant Program.

67 |       3. ~~One and seven-tenths~~ percent to the Department of  
68 | Children and Family Services Domestic Violence Trust Fund for  
69 | the domestic violence program pursuant to s. 39.903(3).

70 |       (b) All funds in the Department of Law Enforcement  
71 | Criminal Justice Standards and Training Trust Fund shall be  
72 | disbursed only in compliance with s. 943.25(9).

73 |       Section 4. This act shall take effect July 1, 2007.