

# \*\*\*\*\*Notice\*\*\*\*\*

The amendment to [CS/SB12A \(457914\)](#) passed the Legislature yesterday, January 15, 2009. It is the product of both houses of the Legislature and is aimed at providing new funding for the courts system stakeholders.

**Effective February 1, 2009, the Conference Committee Amendment for CS/SB 12A (amendment 457914), relating to State Judicial System, provides for the following:**

- Increases by \$25 the fine for exceeding the speed limit by 15-19 miles per hour or 20-29 miles per hour and directs that the revenue from the increase be deposited into the *new State Courts Revenue Trust Fund*;
- Creates a \$10 assessment to be paid, in addition to any other penalties, for noncriminal moving and nonmoving traffic violations; Directs \$5 of said \$10 assessment to the State Courts Revenue Trust Fund, \$3.33 to the *new State Attorneys Revenue Trust Fund*, and \$1.67 to the *new Public Defenders Revenue Trust Fund*;
- Eliminates an 18-percent discount in certain traffic-infraction penalties which drivers may receive for attending a basic driver improvement course and directs that the revenue be deposited into the State Courts Revenue Trust Fund;
- Specifies that certain criminal fines must be imposed in cases in which the offender enters a plea of guilty or a plea of nolo contendere, regardless of whether adjudication of guilt is withheld;
- Provides that the criminal fine imposed when adjudication is withheld shall be deposited in the State Courts Revenue Trust Fund;
- Makes it discretionary rather than mandatory for a court to impose probation in a nonfelony matter in which it determines the recurrence of the criminal behavior is unlikely;
- Specifies that a court may impose a criminal fine in a nonfelony matter when it does not impose probation;
- Specifies that the new revenue generated under the bill is not considered as revenue for purposes of determining the budgets of the clerks of court.