

JAN 25 2006

A BILL FOR AN ACT

RELATING TO TRAFFIC FINE SURCHARGE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 291C-171, Hawaii Revised Statutes, is
2 amended to read as follows:

3 **"§291C-171 Disposition of fines and forfeitures[-];**
4 **surcharge; allocation to counties.** (a) [~~All~~] Except as
5 provided in subsection (c), all fines and forfeitures collected
6 upon conviction or upon the forfeiture of bail of any person
7 charged with a violation of any section or provision of the
8 state traffic laws and all assessments collected relating to the
9 commission of traffic infractions shall be paid to the director
10 of finance of the State.

11 (b) In addition to any monetary assessment imposed for a
12 traffic infraction, the court may impose monetary penalties on
13 all outstanding traffic citations and judgments. The penalties
14 shall be established pursuant to rules approved by the supreme
15 court; provided that the amounts of the penalties shall be based
16 upon a graduated scale that increases in proportion to the
17 length of the delinquency. Any interest penalty imposed as
18 provided in this section may be waived by the court for good



1 cause. All penalties collected for such outstanding citations
2 and judgments shall be paid to the director of finance of the
3 State.

4 (c) In addition to subsections (a) and (b), a traffic fine
5 surcharge equal to ten per cent of the amount of the fine or
6 assessment shall be added to each fine levied and forfeiture
7 collected pursuant to subsection (a). The surcharge shall be
8 added to the amount of the fine or assessment and shall be paid
9 to the director of finance of the State, who shall deposit the
10 amount of the surcharge into the general fund of the county in
11 which the violation occurred."

12 SECTION 2. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 3. This Act shall take effect upon its approval.

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Report Title:

Traffic Fines; Surcharge; Allocation to Counties

Description:

,Adds a 10 per cent traffic fine surcharge to each fine and forfeiture imposed for a violation of the traffic code; allocates the amount of the surcharge to the county in which the violation occurred.

