

SB1197 (Chapter 162) juvenile offenders; monetary sanctions; repeal

General Effective Date: 10/30/2023

General and Limited Jurisdiction

Financial Imposition Updates and Matrix

Juvenile financial sentencing changes on and after 10/30/2023 for juveniles and or parents/guardians on juvenile cases:

NOTE: This change in financial impositions only applies if the party is a juvenile at the time of disposition. If not, adult sentencing guidelines would apply.

- **The following financials can no longer apply to any juvenile case:**
 - Diversion/Community Based Alternative Program Fees or Costs (8-321)
 - \$500 Dangerous Crimes Against Children and Sexual Assault Assessment
 - Supervision Fees
 - \$25 Victims' Rights Fund Implementation Fee
 - Detention, Corrections, or Foster Care Costs
 - \$25 Public Defender or Court-Appointed Counsel Administrative Assessment
 - Juvenile Restitution Order in Favor of the State
 - Family Counseling Program Costs
 - Counseling, Education, Screening, Treatment Costs (Including Drug & Alcohol)
 - Time Payment Fee (12-116)
- **Title 28 civil traffic-** all standard penalties, surcharges, and assessments.
- **Title 28 criminal traffic (non-felony)** – victim restitution and all standard penalties, surcharges, and assessments except \$20 Probation Assessment.
- **Title 28 DUIs (non-felony)** – victim restitution and all standard penalties, surcharges, and assessments except \$20 Probation Assessment.
- **All other violations, including Title 28 Felony criminal traffic-** only monetary assessment and victim restitution.

SB1197: Juvenile Offenses and Eligible Cost Types Matrix

Directions: Matrix should only be used as a guide for a case where a juvenile is dispositioned, deferred, or completing a diversion program as a juvenile. All local cost types created from a local ordinance or order will need to be reviewed on a case by case basis to determine if eligible on a juvenile case.

| Offense | Diversion/Community Based Alternative Program (8-321) | Defensive Driving School (12-114) | Base Fine/Monetary Assessment/Penalty | 68% Surcharge | 10% Clean Elections Surcharge | 1% Clean Elections Surcharge | \$20 Probation Assessment | \$13 Additional Assessment | \$9 Victims' Rights Assessment | \$2 Victims' Rights Enforcement Assessment | \$4 Peace Officer Training Equipment Fund Assessment | Prison Construction Assessment | Public Safety Equipment Fund Assessment | DUI Abatement Fund Assessment | \$1000 Drag Racing Assessment | Dangerous Crime Against Children and Sexual Assault Assessment | Supervision Fees | \$25 Victims' Rights Fund Implementation Fee (Repealed) | Detention, Corrections, Foster Care Costs | \$25 Public Defender/Court-Appointed Counsel Administrative Assessment | Juvenile Restitution Order in Favor of the State | Victim Restitution | Family Counseling Program Costs | Counseling, Education, Screening, Treatment Costs (Including Drug & Alcohol) | Time Payment Fee (12-116) |
|--|---|-----------------------------------|---------------------------------------|---------------|-------------------------------|------------------------------|---------------------------|----------------------------|--------------------------------|--|--|--------------------------------|---|-------------------------------|-------------------------------|--|------------------|---|---|--|--|--------------------|---------------------------------|--|---------------------------|
| Civil Traffic | N/A | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N |
| Criminal Traffic (Title 28 Non-Felony and Non-DUI) | N | Y | Y | Y | Y | Y | N | Y | Y | Y | Y | N/A | N/A | N/A | Y | N/A | N | N | N | N | N | Y | N | N | N |
| DUI | N/A | N/A | Y | Y | Y | Y | N | Y | Y | Y | Y | Y | Y | Y | N/A | N/A | N | N | N | N | N | Y | N | N | N |
| Criminal Traffic (Title 28 Felony and Non-DUI) | N | N/A | Y | N | N | N | N | N | N | N | N | N/A | N/A | N/A | N | N/A | N | N | N | N | N | Y | N | N | N |
| Civil Marijuana | N | N/A | Y | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N | N | N | N | N | Y | N | N | N |
| Local ordinance | N | N/A | Y | N | N | N | N | N | N | N | N | N/A | N/A | N/A | N/A | N/A | N | N | N | N | N | Y | N | N | N |
| Petty Offense, Status Offense (Non-Traffic) | N | N/A | Y | N | N | N | N | N | N | N | N | N/A | N/A | N/A | N/A | N/A | N | N | N | N | N | Y | N | N | N |
| Misdemeanor (Non-Traffic) | N | N/A | Y | N | N | N | N | N | N | N | N | N/A | N/A | N/A | N/A | N | N | N | N | N | N | Y | N | N | N |
| Felony (Non-Traffic) | N | N/A | Y | N | N | N | N | N | N | N | N | N/A | N/A | N/A | N/A | N | N | N | N | N | N | Y | N | N | N |