

PRELIMINARY STAFF MEASURE SUMMARY

CARRIER:

Senate Committee on Judiciary

REVENUE: Revenue statement issued

FISCAL: Fiscal statement issued

SUBSEQUENT REFERRAL TO:

Action:

Vote:

Yeas:

Nays:

Exc.:

Prepared By: Eric Deitrick, Counsel

Meeting Dates: 5/7

WHAT THE MEASURE DOES: Authorizes court to waive previously imposed fines if offender completes drug treatment program as condition of supervision. Prohibits court from returning funds to defendant that have already been paid. Authorizes court to enter supplemental judgment modifying court-appointed counsel fees if payment of fees would interfere with offender’s ability to pay for drug treatment program.

ISSUES DISCUSSED:

EFFECT OF COMMITTEE AMENDMENT: Proposed (-A2) amendment clarifies that the fee waivers are eligible for offenders engaged in either drug or alcohol treatment.

BACKGROUND: Misdemeanor convictions carry a minimum fine of \$100 and a maximum fine of \$6,250. Felony convictions carry a minimum fine of \$200, with a varying maximum fine depending upon the classification of the felony. In addition, courts have authority to order an offender to complete a drug treatment program, which can vary in costs.

House Bill 3168-A grants courts continued jurisdiction over offenders to waive previously imposed fines if the offender completes a drug treatment program as a condition of supervision. In addition, the bill authorizes the court to enter a supplemental judgment modifying court-appointed counsel fees if payment of fees would interfere with offender’s ability to pay for drug treatment program.