

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

129



FROM: Bob Doyle, Sheriff-Coroner-PA

SUBMITTAL DATE: March 25, 2003

SUBJECT: Adoption of Resolution No. 2003-125 Authorizing County Courts to Impose Fees for Failure to Appear for Driving Offense or Failure to Pay a Fine for a Vehicle Code Violation

RECOMMENDED MOTION: Move that the Board of Supervisors:

1. Adopt Resolution No. 2003-125 authorizing the County courts to impose an assessment, in the amount as prescribed by law, on any person convicted of a violation of a promise to appear for a driving offense or any other matter or for failure to pay a fine lawfully imposed by a court for Vehicle Code violations, with collected revenue devoted to an automated county warrant system.
2. Further resolve that if there are remaining funds after maintaining and operating the automated county warrant system, they will be used to defray the cost of a county warrant service task force.

BACKGROUND: On November 25, 1986 the Board of Supervisors adopted Resolution 86-503, authorizing the County courts to impose a penalty fee, in the amount prescribed by law in Section 853.7a of the Penal Code and Section 40508.5 of the Vehicle Code. This fee of seven dollars has been imposed on any person convicted of a violation of a promise to appear for a driving offense or any other matter or for failure to pay a fine lawfully imposed by a court for violation of the Vehicle Code.

(Continued on Page 2)
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Bob Doyle
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FINANCIAL DATA: Not applicable
CURRENT YEAR COST:
NET COUNTY COST: -0-
SOURCE OF FUNDS: Automated County
Warrant System Assessment

ANNUAL COST:
IN CURRENT YEAR BUDGET: NO
BUDGET ADJUSTMENT: NO
FOR FY 2002-03

C.E.O. RECOMMENDATION: **APPROVE**

COUNTY EXECUTIVE OFFICER SIGNATURE: *Jerry A. Deaton*

FORM APPROVED
COUNTY COUNSEL

MAR 17 2003

BY *Tale Wang* Deputy

FISCAL PROCEDURES APPROVED
ROBERT E. BYRD, Auditor-Controller

Consent Policy Policy
Consent

Department Recommendation:
Per Executive Office:

Prev. Agn. Ref.

Dist.

AGENDA NO.

3.12

On July 10, 2002 Governor Davis approved Senate Bill 1754, amending these California Code Sections. Adoption of the attached Resolution allows the County to implement the following changes relating to the assessment of this penalty fee. The penalty assessment fee is increased from seven to fifteen dollars. The County is also authorized to use any money remaining after developing and operating the automated warrant system to fund warrant service task force for the purpose of serving all bench warrants.

Based on the revenue generated from this fee over an 18-month period ending January 2003, staff estimates that the increased fee will result in an additional \$12,600 per month. In FY 2003-04 the fee is estimated to generate \$284,400.

Board of Supervisors

RESOLUTION 2003-125

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE
AUTHORIZING A PENALTY FOR FAILURE TO APPEAR FOR A DRIVING OFFENSE
OR FOR FAILURE TO PAY A FINE IMPOSED FOR SPECIFIED VIOLATIONS OF
THE VEHICLE CODE AND REPEALING RESOLUTION NO. 86-503

WHEREAS, Senate Bill 1754, Chapter 148, Statutes of 2002, which amended Section 853.7a Penal Code and Section 40508.5 of the Vehicle Code, allows the County Board of Supervisors to authorize, by Resolution, the courts of the County to impose, in addition to the other fees authorized by law, an assessment in the amount prescribed by law on any person convicted of a violation of a promise to appear for a driving offense or any other matter or for failure to pay a fine lawfully imposed by a court for violation of the Vehicle Code as specified; and,

WHEREAS, such imposed assessments are to be used for the development and operation of an automated county warrant system; and,

WHEREAS, in the event there is remaining money after the development and operation of the automated county warrant system, the money is authorized to fund a warrant service task force for the purpose of serving all bench warrants within the County; now therefore,

BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of Riverside, State of California, in a regular session assembled on March 25, 2003, that the courts of the County of Riverside are authorized to impose an assessment in the amounts set forth in Section 853.7a Penal Code and Section 40508.5 of the Vehicle Code, upon all persons convicted under Section 853.7 of the Penal Code or Section 40508 of the Vehicle Code.

BE IT FURTHER RESOLVED AND ORDERED that Resolution No. 86-503, adopted by

1 this Board on November 25, 1986, is hereby repealed.

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ROLL CALL:

Ayes:

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Noes:

Absent:

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