

IN THE SENATE

SENATE BILL NO. 1337

BY JUDICIARY AND RULES COMMITTEE

AN ACT

1  
2 RELATING TO PAYMENTS IN CRIMINAL AND INFRACTION CASES; AMENDING SECTION  
3 31-3201I, IDAHO CODE, TO PROVIDE FOR PAYMENT IN INFRACTION CASES,  
4 TO PROVIDE CODE REFERENCES, TO PROVIDE FOR CERTAIN FINES IN CRIMINAL  
5 CASES, AND TO MAKE TECHNICAL CORRECTIONS.

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 31-3201I, Idaho Code, be, and the same is hereby  
8 amended to read as follows:

9 31-3201I. DISTRIBUTION OF PAYMENTS IN CRIMINAL AND INFRACTION CASES.  
10 When ordered by the court to make one (1) of the following payments in a crim-  
11 inal or infraction case, a defendant shall make the payment to the clerk of  
12 the court in which the judgment was entered. The judgment shall be satisfied  
13 accordingly by entry in the electronic docket of the court, and the clerk  
14 of the court shall remit daily all such payments to the county auditor who  
15 shall, at least monthly, distribute the payments received as required by  
16 statute. The distributions shall first completely satisfy the amounts due  
17 in the following order before distribution of payments for any other amounts  
18 owed to the court, and any payment applied to a category below in which more  
19 than one (1) payment was ordered shall be distributed in proportion to the  
20 relative amounts of such ordered payments:

21 (1) Fees for each felony, misdemeanor, and infraction paid pursuant to  
22 section 31-3201A(2) and (3), Idaho Code;

23 (2) Fines or reimbursements paid for the crime victims compensation ac-  
24 count pursuant to section 72-1025, Idaho Code;

25 (3) Misdemeanor probation supervision fees paid pursuant to section  
26 31-3201D, Idaho Code;

27 (4) Pretrial release supervision fees paid pursuant to section  
28 31-3201J, Idaho Code;

29 (5) County drug and mental health fund fees paid pursuant to section  
30 31-3201E, Idaho Code;

31 (6) Fines paid for the peace officer and detention officer temporary  
32 disability fund pursuant to section 72-1105, Idaho Code;

33 (7) Restitution to victims of crime paid and distributed pursuant to  
34 section 19-5304, Idaho Code, if paid through the clerk of the court;

35 (8) Fines entered on behalf of victims in cases of crimes of violence  
36 paid pursuant to section 19-5307, Idaho Code;

37 (9) Community service fees paid pursuant to section 31-3201C, Idaho  
38 Code;

39 (~~9~~10) Victim notification fund fees paid pursuant to section 31-3204,  
40 Idaho Code;

41 (~~10~~1) Court technology fees paid pursuant to section 31-3201(5), Idaho  
42 Code;

1 (112) Surcharge fees paid pursuant to section 31-3201H, Idaho Code;  
2 (123) Peace officers standards and training fees paid pursuant to sec-  
3 tion 31-3201B, Idaho Code;  
4 (134) Domestic violence court fees paid pursuant to section 32-1410,  
5 Idaho Code;  
6 (145) Criminal and infraction fines;  
7 (156) Reimbursement for public defender costs paid pursuant to section  
8 19-854(7), Idaho Code;  
9 (167) Costs of prosecution ordered as a condition of probation and paid  
10 pursuant to section 19-2601, Idaho Code, and Idaho criminal rule 33(d)(2);  
11 (178) Domestic violence fines for the domestic violence project account  
12 paid pursuant to section 39-6312, Idaho Code;  
13 (189) Drug hotline fees paid pursuant to section 37-2735A, Idaho Code;  
14 (1920) Additional fish and game fines for the search and rescue ~~account~~  
15 fund paid pursuant to section 36-1405, Idaho Code;  
16 (201) County administrative surcharge fees paid pursuant to section  
17 31-3201(3), Idaho Code;  
18 (212) Motor vehicle violation surcharge fees and ignition interlock and  
19 electronic monitoring fees paid pursuant to sections 18-8008 and 18-~~180~~10,  
20 Idaho Code;  
21 (223) Costs for toxicology testing paid pursuant to section  
22 37-2732C(g), Idaho Code;  
23 (234) Costs incurred by law enforcement agencies in investigating  
24 controlled substance violations pursuant to chapter 27, title 37, Idaho  
25 Code, violations of the racketeering act pursuant to section 18-7804, Idaho  
26 Code, or money laundering and illegal investment provisions of section  
27 18-8201, Idaho Code, paid pursuant to section 37-2732(k), Idaho Code;  
28 (245) Restitution for the repair or replacement of simulated wildlife  
29 paid pursuant to section 36-1101(b)(8), Idaho Code; ~~and~~  
30 (256) Abandoned vehicle fees paid pursuant to section 31-3201F, Idaho  
31 Code; ~~and~~  
32 (27) Any other amounts paid pursuant to any statutory section not refer-  
33 enced in this section.