LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 7004 | **NOTE PREPARED:** Apr 4, 2013
BILL NUMBER: HB 1124 | **BILL AMENDED:** Apr 4, 2013

SUBJECT: Late Payment Fees.

FIRST AUTHOR: Rep. Mahan | **BILL STATUS:** CR Adopted - 2nd House
FIRST SPONSOR: Sen. Holdman

FUNDS AFFECTED: **GENERAL** **DEDICATED** **FEDERAL** | **IMPACT:** Local

Summary of Legislation: (Amended) This bill provides that a defendant who is found to have committed a violation constituting a Class D infraction or Class C infraction for unlawfully parking in a space reserved for a person with a physical disability shall pay a late payment fee of $25 if the defendant: (1) is required to pay a fine or civil judgment; (2) is not determined by the court imposing the fine or civil judgment to be indigent; and (3) fails to pay the fine or civil judgment on time.

Effective Date: July 1, 2013.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues: (Revised) It is unknown how many people may fail to pay their fine for unlawfully parking in a space reserved for a person with a physical disability on time.

Depending on whether the case was filed in a court of record or a city or town court, any money from late payment fees will be deposited in the following manner.

If the case was filed in a court of record, 60% of the late payment fee would be deposited into the county general fund and 40% into the clerk's record perpetuation fund if the county has adopted an ordinance allowing

this distribution. Otherwise, all of the fees would be deposited into the county general fund. (IC 33-37-7-2(d))

If the case was filed in a city or town court, the late payment fee would be deposited into the city or town general fund. (33-37-7-8(f))

State Agencies Affected:

Local Agencies Affected: Counties and municipalities.

Information Sources:

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