# STATE OF MISSISSIPPI

## OFFICE OF THE STATE AUDITOR

### SHAD WHITE AUDITOR



## **ASSESSMENT GUIDE - ALL COURTS**

**AUGUST 2024** 

<u>www.osa.ms.gov</u> 1-(800)-321-1275

Post Office Box 956, Jackson, Mississippi 39205

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### I. <u>INTERNET WORLD WIDE WEB SITES</u>

LEGISLATIVE BILLS: <u>legislature.ms.gov</u>

MISSISSIPPI CODE: http://www.sos.ms.gov/Education-Publications/Pages/Mississippi-

Code.aspx

ATTORNEY GENERAL OPINIONS: <a href="https://govt.westlaw.com/msag/Index">https://govt.westlaw.com/msag/Index</a>

ETHICS COMMISSION OPINIONS:

http://www.ethics.ms.gov/msec/ethics/opinion

DFA TRAVEL REGULATIONS: <a href="http://www.dfa.ms.gov">http://www.dfa.ms.gov</a>

STATE AUDITOR'S OFFICE: http://www.osa.ms.gov

ARCHIVES RECORDS: http://mdah.state.ms.us

STATE RETIREMENT SYSTEM: <a href="http://www.pers.state.ms.us">http://www.pers.state.ms.us</a>

STATE OF MISSISSIPPI: <a href="http://www.ms.gov">http://www.ms.gov</a>

MISS. STATE PUBLICATIONS <a href="http://gcd.msucares.com">http://gcd.msucares.com</a>

# II. STATE ASSESSMENT AND FINE PROCEDURES EFFECTIVE JULY, 2022

### **COURT ASSESSMENT PROCEDURES - ALL COURTS**

#### 1. STATE ASSESSMENTS IN <u>CRIMINAL</u> CASES

#### A. STATE UNIFORM ASSESSMENTS – ALL COURTS

1. **Purpose:** These collections are sent to the state to fund various programs,

such as mandatory training of court personnel.

**2. When Due:** These collections are due only when the court imposes a monetary

penalty or any other penalty on any of the following types of convictions, including ordinances. (not charged if warning notice

only, such as curfew, leash, etc.)

#### 3. Types of Violations and Assessment:

(a) TRAFFIC VIOLATIONS SEC. 99-19-73 (1)

(1) **Includes:** Any violation in Title 63, Miss. Code

(2) **Excludes:** Parking or Registration; Seat Belt

(Sec. 63-2-7) and Sec. 63-11-1 et seq. Implied

**Consent Violations** 

(3) Amount: Ninety Dollars and Fifty Cents \$90.50

(4) Settlement Code: T V

(b) IMPLIED CONSENT LAW VIOLATIONS SEC. 99-19-73 (2)

(1) **Includes:** Any violation in Title 63-11-1 et seq.

(2) **Amount:** Two Hundred Forty Three Dollars

and Fifty Cents \$ 243.50

(3) Settlement Code: I C

(c) <b>GAME</b> (1)	AND FISH LA	AW VIOLATIONS Violation of the game and	SEC.99-19-73 (3)			
(2)	Amount:	Eighty Nine Dollars	\$ 89.00			
(3)	Settlement	<b>e</b> •	G F			
(-)						
(d) LITTER	R LAW VIOLA	ATIONS	SEC. 99-19-73 (4)			
(1)	<b>Includes:</b>	Any violation of Section 97	-15-29 or 97-15-30			
(2)	<b>Excludes:</b>	Any violation not under this	section			
(3)	Amount:	NO ASSESSMENT SINC				
		The \$ 50.00 ALA assessme	<del>_</del>			
		Misdemeanor" assessment i				
(4)	Settlement C	Code:	SL			
` /		VIOLATIONS	SEC. 99-19-73 (5)			
(1)	<b>Includes:</b>	Any speeding law				
		Sec. 63-3-1201 reckless driv	•			
(2)		Sec. 63-3-1213 careless driv	•			
(2)	Excludes:	Speeding less than 10 MPH				
(3)	Amount:	Speeding:	7			
		Less than 10 MPH 10 MPH to 20 MPH	Zero Ten Dollars \$ 10.00			
		30 MPH or more	Twenty Dollars \$ 20.00 Thirty Dollars \$ 30.00			
		Reckless Driving Ten	•			
		•	Dollars \$ 10.00			
(4)	Settlement C	<u>C</u>	TT			
(•)			••			
(f) OTHER	MISDEMEAN	NORS	SEC. 99-19-73 (6)			
(1)	Includes:	All misdemeanor violations	* *			
(-)		- ordinance violations				
		- (Litter Violation ALA in addition to this)				
		- tag violations A. G. 4/19/0	•			
(2)	<b>Excludes:</b>	(1) Traffic Violations	see "a" above			
		- {including "Trauma Traf	fic" see "e" above			
		(2) Implied Consent Violati				
		(3) Game and Fish Law Violations see "c" above				
		(4) Vehicular Parking and R	0			
(3)	Amount:	One Hundred Twenty-One	_			
	<b>a</b>	and Seventy Five Cents	\$ 121.75			
(4)	Settlement C	Code:	OM			

**Includes:** All felony violations (1) (a), (b), & (c) above [Sec. 99-19-73 (1) (2) & (3)] **(2) Excludes: Amount:** Two Hundred Eighty Dollars **(3)** and Fifty Cents \$ 280.50 **Settlement Code:** O F **(4)** В. STATE COURT CONSTITUENTS ASSESSMENT SEC. 37-26-9 (4) - ALL COURTS 1. **Purpose:** A state assessment to assist funding of court education 2. **Imposed When:** A criminal conviction and a fine of \$ 10.00 or more is imposed 3. **Amount:** Fifty Cents \$.50 4.  $\mathbf{C} \mathbf{C}$ **Settlement Code:** C. CHILDREN'S TRUST FUND ASSESSMENT **SEC. 99-19-75(1)** - ALL COURTS 1. **Purpose:** To fund child abuse prevention programs. 2. A defendant is convicted of a violation of Section 97-3-65, **Imposed When:** 97-3-65 et seq. or 97-3-7 against a minor; and a fine or other penalty is imposed. 3. Amount: One Thousand Dollars \$ 1000.00 4. **DFA Settlement Code: CTF** 

SEC. 99-19-73 (7)

(g) OTHER FELONIES

# D. VICTIMS OF HUMAN TRAFFICKING AND COMMERCIAL SEXUAL EXPLOITATION FUND

SEC. 99-19-75 (2)

**1. Purpose:** Assisting victims of sexual exploitation or human trafficking

**2. Imposed When:** A defendant is convicted of a violation of Section 97-3-7,

97-3-54.1, 97-3-65, 97-3-95, 97-5-1 et seq., or 97-29-51

and a fine or other penalty is imposed.

**3. Amount:** One Thousand Dollars \$ 1000.00

4. Settlement: Make check payable to "Victims of Human Trafficking and Commercial Sexual Exploitation Fund".

Mail to: Attorney General's Office

"Victims of Human Trafficking and Commercial Sexual

Exploitation Fund" P.O. Box 220

Jackson, MS 39205-0220

- E. RAILROAD CROSSING VIOLATION ASSESSMENT Sec. 99-19-73 (8) (a) ALL COURTS
  - **1. Purpose:** To fund the Operation Lifesaver Fund to Increase safety at railroad crossings.
  - **2. Imposed When:** A defendant is convicted of a violation of Section 77-9-249, 37-41-55, 63-3-1007, 63-3-1009, 63-3-1011, or 63-3-1013 and a fine or other penalty is imposed.
  - 3. Amount: Twenty Five Dollars \$ 25.00
  - 4. DFA Settlement Code: RCV

F.		JG VIOLATIO LL COURTS	ON ASS	<b>ESSMENT</b> Sec. 99-19-73 (8) (b)
	1.	Purpose:	MBN relate	nd the Drug Evidence Disposition Fund to cover costs to for acquisition, storage, destruction, etc. of evidence d to the Uniform Controlled Substances Act. (\$25) To the Mississippi Foster Care Fund (\$2).
	2.	Imposed W 139	hen:	A defendant is convicted of a violation of Section 41-29-
	3.	Amount:		Twenty Seven Dollars \$ 27.00
	4.	DFA Settle	ment Co	ode: DV
G.		DITIONAL LI LL COURTS	TTERI	NG ASSESSMENT SEC. 97-15-29
	1.	Purpose:		nd Law Enforcement Officers Monument and deceased officer's children's fund.
			2.	<b>Imposed When:</b> A defendant is convicted of a violation of Sec. 97-15-29.(Littering with substance likely to ignite grass)
	3.	Amount:		Fifty Dollars \$ 50.00 (This is collected in addition to the State Uniform Assessments under codes OM)

**DFA Settlement Code:** 

4.

ALA

# H. STATE APPEARANCE BOND FEE ASSESSMENT SEC. 83-39-31 - ALL COURTS & LAW ENFORCEMENT OFFICES

1. **Purpose:** This assessment is sent to the state general fund

#### 2. Imposed When:

- (a) The defendant posted a bond <u>conditioned upon appearance at trial</u>. [Bonds Include: cash bail bond, surety bail bond (from a bondsman, etc.), property bail bond, or a guaranteed arrest bond certificate]
- (b) The defendant was released on his own recognizance, deposited his driver's license in lieu of bail, or was released after arrest on a written promise to appear, and was <u>required to appear</u> at trial.
- (c) The defendant was released on an appeal bond, that was *conditioned for appearance*.

#### 3. Not Imposed When:

- (a) No bond was posted, <u>defendant was held in jail until trial</u>
- **(b)** Special circumstances apply
  - (1) Traffic violation prepaid Sec. 63-9-29
  - (2) Felony preliminary hearing, etc.- Not A Trial
  - (3) Multiple case One Fee Per Bond

#### 4. When Collected:

- (a) <u>After Conviction</u> when a surety bail bond, property bail bond or guaranteed arrest bond certificate is posted with the court clerk.
- **After Conviction** when any type of bond (except cash bond) is taken by someone other than the court clerk, such as the sheriff.
- (c) <u>In Advance</u>, when <u>Cash Bond</u> is taken. (Includes Sheriff, A. G. 3-29-02)
- 5. Amount: Greater of 2 % of bond or Twenty Dollars \$ 20.00
- 6. Settlement Code: A B F

# I. STATE VICTIMS BOND FEE ASSESSMENT SEC. 83-39-31 (7) - ALL COURTS

**1. Purpose:** This assessment is sent to the state's

"Victims of Domestic Violence Fund".

#### 2. Imposed When:

The defendant posted a bond <u>conditioned upon appearance at trial</u>. [Bonds Include: cash bail bond, surety bail bond (from a bondsman, etc.), property bail bond, or a guaranteed arrest bond certificate]

#### 3. Not Imposed When:

- (a) No bond was posted, <u>defendant was held in jail until trial</u>
- (b) The defendant was released on his own recognizance, deposited his driver's license in lieu of bail, or was released after arrest on a written promise to appear, and was <u>required to appear</u> at trial.
- (c) The defendant was released on an appeal bond, that was *conditioned on appearance*.
- **(d)** *Special circumstances apply* 
  - (1) Traffic violation prepaid Sec. 63-9-29
  - (2) Felony preliminary hearing, etc. Not a Trial
  - (3) Multiple cases One Fee per Bond

#### 4. When Collected:

<u>After Conviction</u> when a surety bail bond, property bail bond or guaranteed arrest bond certificate is posted with the court clerk.

[No provision to collect cash bonds in advance]

5	. Amount:	Ten Dollars	\$ 10.00

6. Settlement Code: VBF

# J. STATE GAME AND FISH LICENSE ASSESSMENT SEC. 49-7-21 (6) - ALL COURTS

**1. Purpose:** A state assessment to assist funding of the Department of Wildlife,

Fisheries and Parks.

**2. Amount:** The amount the license would have cost.

To be noted on the ticket or citation by the charging officer.

**3. Imposed When:** A defendant is convicted of hunting, fishing, etc.

without the required state license under Sec. 49-7-21 (3) [includes in state and out of state residents] Or

Sec. 49-7-26 (Deer/Turkey tags violation)

4. Settlement Code: HV

# K. STATE CRIMINAL JUSTICE FUND ASSESSMENT SEC. 97-19-67 (4) - ALL COURTS

**1. Purpose:** A state assessment to assist funding of the

criminal justice system

**2. Imposed When:** A criminal conviction for writing a bad check results

from a complaint filed by the "District Attorney's Bad Check Unit" as provided by Sec. 97-19-79.

3. Amount: <u>Up to 85 %</u> of the face value of the bad check

4. Settlement Code: CJF

**5. Other Charges:** Sec. 97-19-79 allows the district attorney's \$ 40.00

service charge to be added to court cost

#### L. HIGHWAY PATROL CITATION ASSESSMENT Sec. 63-9-31 - ALL COUNTY COURTS 1. To fund wireless radio communications and automation of **Purpose: Highway Patrol Citations** 2. **Imposed When:** A criminal conviction results from a citation issued by the Department of Public Safety 3. **Exceptions:** Not imposed on parking and registration convictions. 4. Ten Dollars \$ 10.00 **Amount:** 5. **Settlement:** Collections must be settled to the Chancery Clerk or Municipal Clerk (as appropriate) for deposit with the Department of Public Safety, Comptroller's Office (Contact - Office of Public Safety Planning) M. ADULT DRIVERS TRAINING SEC. 63-9-11

A fee to off-set the cost for the Department of Public Safety to maintain a non-public record of persons who are eligible for the

- ALL COURTS

**Purpose:** 

program.

1.

3. Amount: Ten Dollars \$10.00

4. Settlement Code: ADT

#### N. DRUG AND ALCOHOL ABUSE - DRIVERS LICENSE REINSTATEMENT ALCOHOL SEC. 63-11-30 (2) (a) DRUGS SEC. 63-1-71

#### - <u>CIRCUIT OR COUNTY COURT ONLY</u>

**1. Purpose:** To fund alcohol or drug abuse treatment and education

**2. Imposed When:** Petition is filed for relief of driver's license

suspension due to

hardship

NO HARDSHIPS FOR ALCOHOL CONVICTIONS SINCE 10/1/14

3. Amount: ALCOHOL \$00.00

**DRUGS** Twenty Dollars \$ 20.00

4 Settlement Code: DA

#### O. NONADJUDICATION – IGNITION INTERLOCK - SEC. 63-11-31

**1. Purpose:** To fund the State's Interlock Device Fund

**2. Imposed When:** When a person is convicted or nonadjudicated under

Section 63-11-30

3. Total Amount: If Convicted under Section 63-11-30

Fifty Dollars \$ 50.00

If Nonadjudicated under Section 63-11-30

Two Hundred Fifty Dollars \$ 250.00

Settled to DPS on DPS forms – Summary form and Individual form for each offense

#### P. EXPUNGEMENT ASSESSMENT - SEC. 99-19-72

#### COUNTY AND CIRCUIT COURT ONLY

**1. Purpose:** To fund the State's Judicial System and District Attorney's Operation Funds

**2. Imposed When:** When a petition is filed under Section 99-19-71

to expunge a criminal conviction

3. Total Amount: One Hundred and Fifty Dollars \$ 150.00

4. Divided: Paid to the Circuit Clerk for Administration \$10.00

Total Assessment Settled to the State \$ 140.00

**5.** State Settlement Code:

EXP

[Settle Entire \$ 140.00 under Settlement Code EXP]

#### Q. OTHER EXCEPTIONS TO ASSESSMENTS

1. HUMAN TRAFFICKING FORFEITURE DISTRIBUTION - Sec. 97-3-54.7

**Imposed When:** Assets are forfeited in connection to a violation of the Human Trafficking Act (Section 97-3-54).

**Total Amount:** Proceeds of sale of forfeited

property How Divided:

- (a) Court costs and Expenses of Liquidation are paid first
- **(b)** 50 % of balance paid to state. NOT on settlement form.

Make check payable to "Victims of Human Trafficking and Commercial Sexual Exploitation Fund" and identify source of funds in memo portion of check, ie.," Forfeited Property"

Mail to: Attorney General's Office

P.O. Box 220

Jackson, MS 39205-0220

- (c) 50 % remaining paid to law enforcements' governing authorities [Must be budgeted by each governing authority for the benefit of its law enforcement agency.]
  - (1) All 50 %; if one law enforcement agency
  - (2) 25 % to lead agency; if more than one agency

- (3) 25 % equitably among other participating agencies; if more than one agency
- **2. SEATBELT OFFENSE: NO state** assessments for **seatbelt** convictions under Sec. 63-2-7 (**local assessments must be collected**, A. G. 2008-00360).

(Assessments are charged for child restraint violations under Sec. 63-7-301)

#### 3. MINOR'S TRAFFIC OFFENSE WITH DEFENSIVE DRIVING:

**NO** assessments should be charged for **MINORS** who qualify with a defensive driving course in lieu of conviction option under Sec. 63-1-55.

[Fine, cost and assessments <u>ARE</u> charged for **ADULTS** who qualify for defensive driving benefits. This option is to avoid a conviction record only. (see Sec. 63-9-11).]

#### 4. CRIME LAB ANALYSIS FEE SECTION 45-1-29(4)

**Imposed When:** When a person is convicted or nonadjudicated under Section 99-15-26 or 63-11-30(14), or participates in a Section 99-15-101 et seq pretrial intervention program and the Crime Lab provides forensic science or laboratory services

**Total Amount:** Three Hundred Dollars \$ **300.00** 

Settle to DPS. Mail to:

Mississippi Forensics Crime Lab 318 Allen Stuart Drive Pearl, MS 39205

No specific form is required. They need enough information to tie a violator's name to a case (ie., name, county, date of trial).

### 2. STATE ASSESSMENTS IN CIVIL CASES

#### - ALL COURTS

A. STATE COURT EDUCATION ASSESSMENT SEC. 37-26	A. ST	ATE C	COURT EDU	CATION	ASSESSMENT	SEC. 37-26-
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**1. Purpose:** A state assessment to fund court education

**2. Imposed When:** Any time a civil case is filed for \$15.00 or more

3. Amount Due: On each case filed - Two Dollars \$ 2.00

4. Settlement Code: S C E F

#### B. STATE COURT CONSTITUENTS ASSESSMENT SEC. 37-26-9 (4)

1. **Purpose:** A state assessment to assist funding of court education

**2. Imposed When:** Any time a civil case is filed for \$15.00 or more

3. Amount Due: On each case filed - Fifty Cents \$.50

4. Settlement Code: C C

#### C. DOMESTIC VIOLENCE PROTECTIVE ORDER FORM FEE SEC. 93-21-7

**1. Purpose:** A fee to fund the cost to the Attorney General

for providing protective order forms.

2. Imposed When: A protective order is <u>issued prior to July 1, 2009</u>.

3. Amount Due: On each order - One Dollar \$ 1.00

4. Settlement Code: POF

[This fee was deleted. Funding for the Attorney General's Domestic Violence Division is now provided by the state distributing a share of uniform assessment collections to that purpose (there is no new separate uniform assessment for this purpose).]

### 3. LOCAL AND OTHER STATE ASSESSMENTS AND FEES

A. COUNTY LAW LIBRARY ASSESSMENT (optional) SEC. 19-7-31

- ALL COURTS

**1. Purpose:** To fund the county law library

2. Imposed When: The Board of Supervisors and Municipal Boards/Councils

may impose this assessment to defray the cost of operating

the county law library.

3. Amount Due: Up to \$ 1.50 for each criminal conviction and

civil case in Justice or Municipal Court.

Up to \$ 2.50 for each criminal conviction and

civil case Filed in Chancery, County or Circuit Court.

**4. Disposition:** Settled to the Chancery Clerk (municipalities, through

Municipal Clerk) for deposit into the Law Library Fund

B. CRIME STOPPERS ASSESSMENT (optional) SEC. 45-39-17

- ALL CRIMINAL COURTS

**1. Purpose** To fund local crime stopper programs

2. Imposed When: The Board of Supervisors and Municipal Board/Council

(by ordinance) <u>may</u> impose this assessment to fund local crime stopper programs. Defendant is convicted of a

Misdemeanor.

**3. Exceptions:** Not imposed on parking and registration convictions.

4. Amount Due: Up to \$ 2.00 for each criminal

Misdemeanor Conviction

**5. Disposition:** Settled to the Chancery Clerk/Municipal Clerk for deposit

to the Department of Public Safety's Comptroller's Office

(Contact - Office of Public Safety Planning)

#### C. LOCAL CITATION ASSESSMENT

Sec. 63-9-31

- ALL CRIMINAL COURTS

**1. Purpose:** An assessment to assist funding of

wireless radio communications

**2. Imposed When:** The Board of Supervisors and Municipal Boards/Councils

<u>may</u> impose this assessment on criminal convictions resulting from citations issued by the county law enforcement officers (sheriff, constable, etc.)

3. Amount Due: Up To \$ 10.00

**4. Settlement:** Collections must be settled to the Chancery Clerk/Municipal Clerk

For deposit with the Department of Public Safety's Comptroller's

Office (Contact - Office of Public Safety Planning)

#### D. **JURY TAX SEC. 9-7-133**

**1. Purpose:** County General Fund Support (Juror Pay)

#### 2. Imposed When:

- (a) A plea is filed on an original suit **IN CIRCUIT & COUNTY COURT**
- (b) Transfer or appeal of suit <u>TO CIRCUIT & COUNTY COURT</u>
- (c) See A. G. Opinion to Philip Warren, February 16, 1983
- **3. Collected in Circuit Court:** By Circuit Clerk

#### 4. Amount:

- (a) On every issue tried separately 2a above Three Dollars \$ 3.00
- (b) On 2b above Two Dollars \$ 2.00
- (c) Not charged in county court unless an issue joined (Section 9-13-63).

# E. COURT REPORTER'S FEE SEC. 9-13-21 and SEC. 9-13-63 - CHANCERY AND CIRCUIT COURTS

**1. Purpose:** County General Fund Support

**2. Imposed When:** Plea or answer is filed and the court reporter serves

in Chancery, Circuit or County Court

**3. Amount:** Ten Dollars \$ 10.00 in Chancery and Circuit Court

#### F. COURT REPORTER'S FEE SEC. 9-13-63

- COUNTY COURT

**1. Purpose:** County General Fund Support

**2. Imposed When:** A case is filed in County Court and an issue joined

and testimony taken

**3.** Amount: One Dollar (\$ 1.00) if case would have been in justice court

if there was no county court.

Two Dollars (\$ 2.00) in cases appealed to county court

Three Dollars (\$ 3.00) if case would have been filed in circuit or

chancery court

# G. POLICE DEPARTMENT ASSESSMENT SEC. 63-9-33 [Optional for Municipalities with a population of 15,000 or more.]

**1. Purpose:** To fund computerized crime prevention.

2. Imposed When: When imposed by the municipal board

(by ordinance procedure).

**3. Amount Due:** Up to One Dollar (\$ 1.00) when there is a

violation of Title 63 or parking or registration.

**4. Settlement:** Settled to the Municipal Clerk for deposit into

a special fund to be budgeted by the board/council.

#### H. DOMESTIC VIOLENCE ASSESSMENT SEC. 25-7-13 (I) [Circuit Clerks Only] 1. **Purpose:** A state assessment to assist funding of the State's Victims of Domestic Violence Fund 2. **Imposed When:** An application for marriage license is filed and recorded 3. **Amount Due State: On Each Application - Fourteen Dollars** \$ 14.00 [Note: The circuit clerk collects a total of twenty-one dollars for taking an application. Six dollars is retained as a clerk's fee for each application. The additional one dollar is a fee for vital statistics services. Vital Statistics Fees are settled to the county and repaid to the clerk according to Sec. 41-57-48 (5).] 4. **Settlement Code: DVF** I. OTHER CHANCERY AND CIRCUIT COURT CLERK ONLY FEES **SECTIONS 25-7-9 & 25-7-13** TO BE SETTLED TO THE STATE [Included on state's Court Assessment/Fine Settlement Form] 1. **Comprehensive Electronic Court System** CEC 2. **Civil Legal Assistance Fund CLA** 3. **JSF Judicial System Fund** J. LOCAL GOVERNMENT RECORDS MANAGEMENT SEC. 25-60-5 PUBLIC RECORDS FILED (WITH EXCEPTIONS) 1. **Purpose** To fund records management activities 2. **Imposed When:** The Board of Supervisors may impose this assessment; Mandatory for municipalities. Only for records for which a fee is charged for filing (with exceptions). Board of Supervisors may designate which county offices collect the

Not collected on criminal cases or on civil cases filed by the

fee.

3.

**Exceptions:** 

county, municipality or state, or in counties not participating.

4. Amount Due: \$1.00 for each document filed,  $50\phi$  to State,  $50\phi$  to

county/municipal general fund.

**5. Disposition:** If collect \$ 300 or more per month, settle monthly to general

fund and to State. If collect less than \$ 300 monthly, settle

quarterly. State settlements go to:

**Local Government Records Management Fund** 

MS Department of Archives and History

P.O. Box 571

Jackson, MS 39205-0571

Please indicate Local Government Records Management

Fund on check.

#### K. OTHER LOCAL SPECIAL ASSESSMENTS

There are <u>no other local statutory or special assessments</u>. Other assessments may be imposed only by local and private legislation. This list does not include fees <u>earned</u> by Chancery or Circuit Clerks or any other costs of court.

Municipal courts ONLY may assess up to \$50.00 for costs of court under Section 21-23-7(11).

#### 4. STATE IMPOSED FINES AND PENALTIES

#### - All Courts

STATE IMPOSED FINE AND CIVIL PENALTIES FOR COMPLULSORY MOTOR VEHICLE LIABILITY INSURANCE

#### FOR CASES PRIOR TO 4/13/18

#### A. CRIMINAL FINE

1. Imposed By: Section 63-15-4

2. Imposed when: A person is convicted of operating a motor vehicle

without an insurance card (may be electronic). May not charge if defendant is charged with civil penalty.

#### 3. Amount Due

- a. \$500.00 if no insurance is obtained by court or payment date.
- b. \$ 100.00 if insurance is obtained by court or payment date.
- c. Judge may suspend any portion of the fine. (See A. G. Opinion Robert W. Lawrence 2/9/01)

#### 4. Settlement Requirement:

- a. State Share: One Half (50 %) of the fine collected must be settled to the state.
- b. County or Municipal Share: One Half (50 %) of the fine collected must be settled to the respective county or municipality. The money is settled as with other general fine collections, to the General Fund of the county or municipality

#### 5. DFA Settlement Code:

**MVL** 

[Note: Should report to the Department of Public Safety (as directed) all cases where the defendant does not show "proof of insurance". Section 63-15-4 (4) requires suspension of the license for one year or until the owner of the vehicle shows proof of liability insurance.]

#### **B. CIVIL PENALTY**

- 1. Imposed By: 2012 SENATE BILL 2631, SECTION 7 (Portions effective 7/1/12 & 7/1/13) (Code Section 63-16-1 to 63-16-15)
- 2. Imposed When: Owner of Motor Vehicle Operated on Public Roads, etc. Does Not Have Sec. 63-15-3 (j) Minimum Insurance.

[May not convict a person of a Section 63-15-4 (4) criminal penalty if convicted of a civil penalty (same incident).]

3. Civil Penalty Amount: Section 63-16-13

Commissioner of Public Safety, Commissioner of Revenue, or Court shall suspend vehicle registration and/or the owner's or operator's driving privileges; and shall impose a civil penalty.

[It appears this penalty is collected by the municipal court clerk.]

\$ 300 first conviction

\$ 400 second conviction

\$ 500 third or subsequent conviction

The civil penalty may not be reduced or suspended by a court.

License or registration may not be reinstated until owner has insurance and paid the civil penalty.

- 4. Settlement Requirement:
  - a. Civil Penalty payable to the State.
  - b. If appeal to the court: \$ 100.00 of the civil penalty is payable to the County/Municipal General Fund.

[It appears the court clerk collects the entire civil penalty and divides the collection between the state and municipality; if the case is decided in the court.]

5. This is settled to the Department of Public Safety and reported on the Ignition Interlock Summary form, with amounts detailed by offense ( $1^{st}$  conviction,  $2^{nd}$ , etc.).

### 4. STATE IMPOSED FINES AND PENALTIES

#### - All Courts

# STATE IMPOSED FINE AND CIVIL PENALTIES FOR COMPLULSORY MOTOR VEHICLE LIABILITY INSURANCE

#### FOR CASES AFTER 4/12/18

A. 1. Imposed By: Section 63-15-4

2. Imposed when: A person is convicted of operating a motor vehicle

without an insurance card (may be electronic). May not charge if defendant is charged with violation of

Section 63-16-13.

3. Amount Due

\$100.00

4. State Assessment

\$ 200 first conviction \$ 300 second conviction

\$ 400 third or subsequent conviction

5. DFA Settlement Code:

**UMI** 

[Note: Should report to the Department of Public Safety (as directed) all cases where the defendant does not show "proof of insurance". Section 63-15-4 (4) requires suspension of the license for one year or until the owner of the vehicle shows proof of liability insurance AND pays all fines, penalties and reinstatement fees. If judge determines defendant is indigent, license may be reinstated upon proof of insurance, subject to compliance with a payment plan for fines, assessments, and fees.]

B. 1. Imposed By: Section 63-16-13

2. Imposed When: Owner of Motor Vehicle Operated on Public Roads, etc.

Does Not Have Sec. 63-15-3 (j) Minimum Insurance.

[May not convict a person of a Section 63-15-4 if convicted under Section 63-16-13 (same incident).]

2. Amount due

\$100.00

4. State Assessment

\$ 200 first conviction

\$ 300 second conviction

\$ 400 third or subsequent conviction

5. DFA Settlement Code:

**UMI** 

- C. CIVIL PENALTY SCRAP VEHICLE TITLE VIOLATION Sec. 63-21-39 (1)(k)
- 1. Imposed When a person fails to deliver a scrap vehicle title to the Department of Revenue as required by Sec. 63-21-30 (1)
- 2. Civil Penalty Amount: Up to \$ 1,000 per violation:
- 3. Where Settled:
  - (a) 50 % to the State (to benefit Dept. of Revenue Title Fund)
  - (b) 50 % to the County or Municipal General Fund (as appropriate)
- 4. State Settlement Code

**STV** 

- D. CIVIL PENALTY HB 389, 2015 SESSION– TEXTING WHILE DRIVING Sec. 63-33-1
  - 1. Civil penalty Amount: \$25 July 1, 2015 June 30, 2016 \$100 effective July 1, 2016
  - 2. There are NO state assessments on this offense.
  - 3. This may NOT be heard in Municipal Court.

# 4. <u>OVERVIEW OF REGULATIONS GOVERNING</u> <u>ASSESSMENTS</u>

**A. APPLYING ASSESSMENTS** - There is *no authority to suspend* assessments

#### B. COLLECTION OF ASSESSMENTS

1. Who Collects: Court Clerks: [Examples: Justice Court (Sec. 9-11-19) & Municipal court (Sec. 21-23-11)]

#### 2. How Collected:

- (a) Cash
- (b) Check from a Miss. resident paying a Title 63 Ch. 3, 5, or 7 traffic violation (required by Sec. 63-9-12)
   Clerk not responsible for this bad check if reasonable collection effort is made, such as suspending driver's license
- (c) Other check, money order, etc.
  - (1) Clerk is responsible for bad collections, accepted at personal risk. (Suggest do not deliver receipt or process until clear)
  - (2) If bad check received, Sec. 97-19-57 explains the procedure for notification to the defendant that a check has been dishonored and authorizes a \$ 40.00 service charge
- (d) Working assessments off may be authorized by the court,
  Sec. 47-1-47 & Sec. 99-19-20 (A.G. Priscilla Daniel 10/3/90).

  The counties and municipalities do not reimburse the state for the loss.

  (The county also does not pay the constable for his loss,
  See A. G. Opinion Sue Gann, 9/11/91) The Sec. 99-19-75 \$1000 assessment for
  the Victims of Human Trafficking and Commercial Sexual Exploitation Fund
  may NOT be worked off (See A.G. Opinion to Harrison, 3/14/24).

#### 3. PARTIAL COLLECTIONS

- (a) Partial payments are classified as assessments based on judge's "order of collection policy" (A. G. Brown, 9/25/86). However, Section 25-7-27 (2) requires constables be paid from first collections.
- (b) Partial collections must be settled monthly. **Do Not Hold Money Until Totally Collected.**

#### 4. ORDER OF PAYMENT

M.R.Cr.P. Rule 26.6 (c)(2) provides that monies received from the defendant shall be applied as follows:

- (A) first, to pay any and all court costs (as designated by statute) assessed against the defendant [includes state assessments];
- (B) second, to pay any restitution the defendant has been ordered to make; and
- (C) third, to pay any fines imposed against the defendant.

#### C. ACCOUNTING FOR ASSESSMENTS

- **Receipts** must use prescribed written or computer generated (Sec. 75-12-13) form, Sec. 9-11-21
- 2. Settlement Reports bank deposits must be made (daily) Sec. 25-1-72 & 21-15-21
- 3. Accounting Funds
- (a) <u>Criminal assessments</u> must be accounted for within the "Criminal Account" and <u>civil assessments</u> must be accounted for within the "Civil Account" in appropriate courts.
- (b) <u>Cash Bond Appearance Bond Fees</u> collected in <u>advance</u> must be held in the "Clearing Account" along with the bond until a determination of guilty, not guilty, dismissed, or nolle prosequi.
- (c) The <u>Chancery Clerk & Municipal Clerk</u> must maintain a "**State Assessment** Clearing Fund" to account for settled funds.
- 4. Accounting Records must be prepared by the <u>Justice Court Clerk</u> and <u>Chancery Clerk</u> in accordance with "County Financial Accounting Manual" and Municipal Clerks in accordance with the "Municipal Audit and Accounting Guide" (at the State Auditor's website) and these regulations.

  (See Dept. of Archives and History for record disposal requirements <a href="http://www.mdah.state.ms.us/recman/countiesinf.php">http://www.mdah.state.ms.us/recman/countiesinf.php</a>)
- **5. State Settlement Codes** must be used to account for assessments.

**DFA Settlement Codes:** The <u>Court Clerks</u> must determine and provide the settlement codes to the <u>Chancery/Municipal Clerk</u> for settlements to be made to the State Department of Finance (DFA), these codes are listed on settlement forms provided to the <u>Chancery/Municipal Clerk</u> by DFA.

**DPS Settlement Descriptions:** The <u>Court Clerks</u> must also determine and provide the description codes to the <u>Chancery/Municipal Clerk</u> for settlements to be made to the State Department of Public Safety (DPS), these description codes are listed on settlement forms provided to the <u>Chancery/Municipal Clerks</u> by DPS.

**Ignition Interlock Settlements:** The <u>Court Clerks</u> must provide the required case information to the <u>Chancery/Municipal Clerk</u> for settlements to be made to the State Department of Public Safety (DPS). These forms require summarized financial submission information as well as data on individual cases.

**Code Training:** Settlement codes prescribed by DFA and mailed to the <a href="Chancery/Municipal Clerks">Chancery/Municipal Clerks</a> will be provided to the <a href="Court Clerks">Court Clerks</a> by the <a href="State">State</a> Auditor's Office.

#### D. SETTLEMENT OF ASSESSMENTS

1. Daily Settlement: The <u>Court Clerks</u> must settle all assessment collections to the treasury daily, required by Sec. 25-1-72 & 21-15-21 & Constitution Section 261

#### 2. Monthly Settlement:

**Routine Collections:** The <u>Chancery/Municipal Clerks</u> must settle court assessments to the state and county funds monthly. The <u>Justice Court Clerks</u> must report all *Fees, costs, fines, penalties and bond forfeitures* to the <u>Chancery/Municipal Clerk</u>, who in turn must submit such report to the <u>Board of Supervisors</u> monthly as required by Sec. 9-11-19. The <u>Chancery/Municipal Clerks</u> must make monthly settlement of *assessments* to the state as required by Sec. 99-19-73 (10)

The Court Assessment/ Fine Settlement Form must be submitted each month, regardless of whether fees were collected, in order to ensure all State money is remitted as required by statute.

**Other Collections:** Collections pending determination should be held until resolutions. For example, prepaid appearance bond fees should be held until the court guilty/innocent decision is made; or the prosecutor determines a refund is due.

#### 3. Settlement Forms

The *attached/following* settlement forms must be used by the <u>Court clerks</u> to define state settlements to the <u>Chancery/Municipal Clerk</u>. This is so the <u>Chancery/Municipal Clerk</u> will have the information to settle collections for the state to the proper state agency.

**DFA Form:** This form is prescribed by the Department of Finance and Administration (**DFA**) for settlement of assessments. The form will be updated as changes and new settlement codes are required.

**DPS Forms:** These forms will be prescribed by the Department of Public Safety's Comptroller's Office for settlement of certain special assessments it accounts for and returns to the county, such as for local citations and crime stopper assessments, as well as ignition interlock assessments and fees. These forms will also be updated as required.

**Preparation of Forms:** These are "fill in the blank" forms that include instructions for mailing and making contact for assistance.

If a settlement cannot be neatly and completely made on the form (without change), contact should be made as instructed (something is wrong).

#### E. REFUND OF ASSESSMENTS

- **1. Who Authorizes Refunds:** <u>Court Clerks</u> must authorize a refund when any of the following conditions occur.
- (a) Over payments have been made due to **collection error**,
- (b) court order directs,
- (c) convictions have been overturned upon appeal,
- (d) or in the case of an advance **appearance bond fee** payment, when the prosecutor enters a **nolle prosequi or retires the case to the file**.
- **2. How Refunds Are Authorized:** The <u>Court Clerks must authorize all refunds by following the "<u>Certificate of Eligibility</u>" procedure.</u>
- **3. Certificates of Eligibility Procedure:** This procedure is: the <u>Court Clerk must</u> prepare, distribute and account for all Certificate of Eligibility forms issued as prescribed and regulated by the State Auditor (Sec. 99-19-73 & 83-39-31).
- (a) The "Certificates of Eligibility" form is a mandatory document. This form is issued by the Court Clerk to the person to be refunded. A copy must also be issued to the Chancery/Municipal Clerk if he/she is to make the refund. A suugested example is attached showing the required information.
- (b) The <u>Certificate of Eligibility</u> form must contain specific information. The form must be written, signed and include the date, case number, payee, amount due and reason for the refund. Written and signed may be electronic when appropriate (Sec. 75-12-13).
- (c) Copies of all issued "certificates of eligibility" must be **maintained as a record** by the Court Clerks; and the Chancery/Municipal Clerks when a refund is made.

#### 4. Who Must Make Refunds:

- (a) The <u>Chancery/Municipal Clerk</u> refunds collections authorized by "*certificates of eligibility*". These clerks must maintain copies of all certificates received.
- (b) The <u>Court Clerks</u> may refund **funds held in their clearing account**, such as prepaid Appearance Bond Fees, cash bonds and money collected in error.
- (c) The <u>Justice Court Clerk</u> may refund **funds held in criminal and civil accounts**, if a refund is due to collection error and the related collection has not been settled to the Chancery Clerk.

#### 5. Source of Refunds

- (a) Refunds must be made from the funds the original money was settled into; example: uniform assessments from the "State Assessment Clearing Fund"
- (b) If assessment money has already been settled to the state, refunds are made from later similar collections. For large settled refunds: contact DFA.
- **6. Board Orders:** Board orders are *not required* for refunds of state assessments held in the "State Assessment Clearing Fund". A board order *is required* to authorize refunds of court cost, fines or special assessments received into county/municipal budgeted funds (<u>this procedure may be used to support their claims</u>).

### **CERTIFICATE OF ELIGIBILITY**

Date:	
Case Number:	
Payee:	
Amount Due:	
Reason for refund:	
•	·
·	
(Copies of receipts attached)	8"
Count Clouds	
Court Clerk	

### 5. COURT ASSESSMENT SETTLEMENT FORMS:

A. DEPARTMENT OF FINANCE AND ADMINISTRATION PRESCRIBED COURT ASSESSMENT/FINE SETTLEMENT FORM

Use as directed in regulations Section 5 of this guide.

B. DEPARTMENT OF PUBLIC SAFETY
PRESCRIBED COURT ASSESSMENT SETTLEMENT FORMS

Use as directed in regulations Section 5 of this guide.

C. THESE FORMS AND THEIR SETTLEMENT PROCEDURES
ARE FOLLOWING THIS HEADING

## COURT ASSESSMENT/FINE SETTLEMENT FORM Submit to Department of Finance and Administration

Submit to Department of I marree and I taliming the total	
COUNTY OR MUNICIPALITY OF:	
COUNTY OR MUNICIPALITY CODE:	_
COLLECTIONS FOR THE MONTH & YEAROF:	_

CODES         COURT         COURT         COURT         TOTAL         CODES           SCEF			CIRCUIT/				
SCEF	ASSESSMENT/FINE	COURT	COUNTY	JUSTICE	CHANCERY	тоты	ASSESSMENT/FINE
TV IC GF GF SL*		COURT	COURT	COURT	COURT		
IC							
GF SL*		+					
SL*							
TT OM - TT OM OF - OM OF - OF ABF - OF ABF - OF ABF - OF							
OM OF						-	
OF ABF ABF VBF DVF  CJF CC  DA  HV  MVL*  ADT  CTF CEC  CLA  ALA POF*  RCV DV  ABF  - OF ABF		-				-	
ABF VBF DVF  CJF CC  DA  HV  MVL*  ADT  CTF CEC  CLA  ALA POF*  RCV DV  ABF  - VBF  - VBF  - VBF  - VBF  - DVF  - DVF  - CJF  - CC  - CC  - CC  MVL*  - MYL*  - MYL*  - ADT  - CTF  - CTF  - CEC  - CEC  - CLA  - CL						-	
VBF         -         VBF           DVF         -         DVF           CJF         -         CJF           CC         -         CC           DA         -         DA           HV         -         HV           MVL*         -         MVL*           ADT         -         ADT           CTF         -         CTF           CEC         -         CEC           CLA         -         CLA           ALA         -         ALA           POF*         -         POF*           RCV         -         RCV           DV         -         DV           EXP         -         EXP           JSF         -         JSF           UMI         -         UMI           STV         -         STV						-	
DVF						-	
CJF       -       CJF         CC       -       CC         DA       -       DA         HV       -       HV         MVL*       -       MVL*         ADT       -       ADT         CTF       -       CTF         CEC       -       CEC         CLA       -       CLA         ALA       -       ALA         POF*       -       POF*         RCV       -       RCV         DV       -       DV         EXP       -       EXP         JSF       -       JSF         UMI       -       UMI         STV       -       STV	VBF					-	VBF
CC         -         CC           DA         -         DA           HV         -         HV           MVL*         -         MVL*           ADT         -         ADT           CTF         -         CTF           CEC         -         CEC           CLA         -         CLA           ALA         -         ALA           POF*         -         POF*           RCV         -         RCV           DV         -         DV           EXP         -         EXP           JSF         -         JSF           UMI         -         UMI           STV         -         STV	DVF					-	DVF
DA         -         DA           HV         -         HV           MVL*         -         MVL*           ADT         -         ADT           CTF         -         CTF           CEC         -         CEC           CLA         -         CLA           ALA         -         ALA           POF*         -         POF*           RCV         -         RCV           DV         -         DV           EXP         -         EXP           JSF         -         JSF           UMI         -         UMI           STV         -         STV	CJF					-	CJF
HV	CC					-	CC
MVL*         -         MVL*           ADT         -         ADT           CTF         -         CTF           CEC         -         CEC           CLA         -         CLA           ALA         -         ALA           POF*         -         POF*           RCV         -         RCV           DV         -         DV           EXP         -         EXP           JSF         -         JSF           UMI         -         UMI           STV         -         STV	DA					-	DA
ADT CTF CEC CCC CLA ALA ALA POF* RCV DV EXP JSF UMI STV - ADT - CTF - CTF - CTF - CEC - CEC - CEC - CLA - CLA - ALA - ALA - ALA - POF* - POF* - RCV - BXP - JSF - JSF - UMI - STV	HV					-	HV
CTF         -         CTF           CEC         -         CEC           CLA         -         CLA           ALA         -         ALA           POF*         -         POF*           RCV         -         RCV           DV         -         DV           EXP         -         EXP           JSF         -         JSF           UMI         -         UMI           STV         -         STV	MVL*					-	MVL*
CEC         -         CEC           CLA         -         CLA           ALA         -         ALA           POF*         -         POF*           RCV         -         RCV           DV         -         DV           EXP         -         EXP           JSF         -         JSF           UMI         -         UMI           STV         -         STV	ADT					-	ADT
CLA       -       CLA         ALA       -       ALA         POF*       -       POF*         RCV       -       RCV         DV       -       DV         EXP       -       EXP         JSF       -       JSF         UMI       -       UMI         STV       -       STV	CTF					-	CTF
ALA POF* RCV	CEC					-	CEC
POF*         -         POF*           RCV         -         RCV           DV         -         DV           EXP         -         EXP           JSF         -         JSF           UMI         -         UMI           STV         -         STV	CLA					-	CLA
RCV         -         RCV           DV         -         DV           EXP         -         EXP           JSF         -         JSF           UMI         -         UMI           STV         -         STV	ALA					-	ALA
DV         -         DV           EXP         -         EXP           JSF         -         JSF           UMI         -         UMI           STV         -         STV	POF*					-	POF*
EXP	RCV					-	RCV
JSF         -         JSF           UMI         -         UMI           STV         -         STV						-	
UMI         -         UMI           STV         -         STV	EXP					-	EXP
UMI         -         UMI           STV         -         STV						-	
STV - STV						-	
						-	
	TOTAL	_	-	-	_	-	

\*NOTE: "SL" discontinued 07/01/12; "POF" discontinued 07/01/09; "MVL" discontinued 04/13/18

REPORT SUBMITTEDBY	<b>:</b>
DATE OF REPORT:	
EMAIL:	
ENIAIL:	
TELEPHONE NUMBER: _	

Revised by DFA 07/01/2024 \*\*Please do not alter

#### EXPLANATION OF STATE ASSESSMENT/FINE FORM

- 1. This form was designed by the State Auditor's Office to be used in the settlement of court assessments and fines. The form should be processed as follows:
  - (A) All assessments and applicable fines should be settled monthly.
  - (B) The form should show the total from each type of assessment and fine and the court making the assessment and/or fine.
  - (C) One check should accompany the settlement and be payable to "State Treasurer".
  - (D) The completed form and check should be mailed to:

DFA Lockbox P.O. Box 3887 Jackson, MS 39207

2. Questions regarding this form should be directed to:

Department of Finance and Administration 601-359-3402 State Auditor's Office 1-800-321-1275

3. The assessment and fine codes shown on the form are defined as follows:

(1)	SCEF	· _	State Court Education Fund	_	SEC. 37-26-3
(2)	TV	_	Traffic Violations	_	SEC. 99-19-73 (1)
(3)	IC	_	Implied Consent Law Violations	_	SEC. 99-19-73 (2)
(4)	GF	_	Game and Fish Law Violations	_	SEC. 99-19-73 (3)
(5)	SL	-	Litter Law Violations	-	SEC. 99-19-73 (4)
(6)	TT	-	Trauma Traffic	-	SEC. 99-19-73 (5)
(7)	OM	-	Other Misdemeanors	-	SEC. 99-19-73 (6)
(8)	OF	-	Other Felonies	-	SEC. 99-19-73 (7)
(9)	ABF	-	Appearance Bond Fee	-	SEC. 83-39-31
(10)	VBF	-	Victims Bond Fee	-	SEC. 83-39-31 (7)
(11)	DVF	-	Domestic Violence Fund	-	SEC. 25-7-13
(12)	CJF	-	Criminal Justice Fund	-	SEC. 97-19-67
(13)	CC	-	Court Constituents Fund	-	SEC. 37-26-9
(14)	DA	-	Drug Abuse/Drivers License Reinstatement	-	SEC. 63-1-71 / SEC. 63-11-30
(15)	HV	-	Hunting Violation Fee	-	SEC. 49-7-21
(16)	MVL	-	Compulsory Motor Vehicle Liability Insurance	-	SEC. 63-15-4
(17)	ADT	-	Adult Driver Training	-	SEC. 63-9-11
(18)	CTF	-	Mississippi Children's Trust Fund	-	SEC. 99-19-75
(19)	CEC	-	Comprehensive Electronic Court Systems	-	SEC. 25-7-9 / 25-7-13
(20)	CLA	-	Civil Legal Assistance Fund	-	SEC. 25-7-9 / 25-7-13
(21)	ALA	-	Additional Littering Assessment	-	SEC. 97-15-29
(22)	POF	-	Protective Order (Domestic Violence) Form	-	SEC. 93-21-7
(23)	RCV	-	Railroad Crossing Violation	-	SEC. 99-19-73 (8)(a)
(24)	DV	-	Drug Violation	-	SEC. 99-19-73 (8)(b)
(25)	EXP	-	Expunge Assessment	-	SEC. 99-19-72
(26)	JSF	-	Judicial System Fund	-	SEC. 25-7-9 / 25-7-13
(27)	UMI	-	Uninsured Motorist Identification	-	SEC. 63-16-13
(28)	STV	-	Scrap Title Violation	-	SEC. 63-21-39

# COURT ASSESSMENT SETTLEMENT FORM MISSISSIPPI DEPARTMENT OF PUBLIC SAFETY

	SPECIAL ASSESSMENTS
Submit to:	Mississippi Department of Public Safety Comptroller's Office Post Office Box 958 Jackson, Mississippi 39205-0958

COUNTY <b>OR</b> MUNICIPALITY OF	:
FOR THE MONTH & YEAR OF:	
<del></del>	

	COUNTY OR CITY CODE	CITY	CIRCUIT/ COUNTY COURT	JUSTICE COURT	CHANCERY COURT	TOTAL ASSESTS COLLECTED	LESS 1% ADMIN. FEE (For DPS use only)	TOTAL PARTICIPANT DEPOSIT (For DPS use only)
WCA-MHP <i>M.C.A. §63-9-31</i>	900							
WCA-LOCAL M.C.A. §63-9-31								
SUB-TOTAL FOR ALL WCA COLLECTIONS DPS FUND 3747								
CSLPA <i>M.C.A.§45-39-17</i> (CRIME STOPPERS)								
SUB-TOTAL FOR ALL CSLPA COLLECTIONS DPS FUND 3748								
TOTAL WCA AND CSLPA COLLECTIONS COMBINED								

form.

DATE REPORT SUBMITTED:	
SUBMITTED BY:	TITLE:
TELEPHONE NUMBER:	FAX:
Codes and An Explanation of State Assessments REVISED BY MDPS July 1, 2012	are defined on the back of this

#### ASSESSMENT CODES

The assessment codes shown on the form are defined as follows:

- (1) WCA-MHP Wireless Communications Assessment (DPS FUND 3747) Miss. Code §63-9-31
  (Mississippi Highway Patrol-Title 63 Citations-Code will be 900)
  (Municipalities will normally not show an amount on this line unless adjudicated in a municipal court)
- (2) WCA-LOCAL Wireless Communications Assessment (DPS FUND 3747) Miss. Code §63-9-31 (All Other Title 63 Citations)
- (3) CSLPA Crime Stoppers Local Program Assessment (DPS FUND 3748) Miss. Code §45-39-17

#### EXPLANATION OF STATE ASSESSMENT/FINE FORM

- 1. This form was designed by the Mississippi Department of Public Safety to be used in the settlement of the Mississippi Department of Public Safety Special Assessments. The form should be processed as follows:
  - (A) All Municipal Court Clerks and/or Chancery Court Clerks, when sending in the first settlement or by separate transmission to the Mississippi Department of Public Safety, need to include a *certified copy* of the Board Order or Minutes imposing the assessments listed above.
  - (B) All assessments and applicable assessments should be settled monthly.
    - JUSTICE COURT CLERKS WILL NEED TO SETTLE TO THE CHANCERY CLERK WITH COURT
      ASSESSMENT FORM FOR CHECK ISSUANCE FROM COUNTY TO MISSISSIPI DEPARTMENT OF PUBLIC
      SAFETY.
    - MUNICIPAL COURT CLERKS WILL NEED TO SETTLE TO THEIR MUNICIPAL CLERK WITH COURT ASSESSMENT FORM FOR CHECK ISSUANCE FROM CITY TO MISSISSIPPI DEPARTMENT OF PUBLIC SAFETY.
  - (C) Please use the following steps to complete the form.
    - 1) Place county or city code in correct column.
    - 2) Place collected amount under your properly represented courtcolumn.
    - List total assets collected.
    - 4) Sub-total each column for WCA Collections.
    - 5) Sub-total each column for CSLPA Collections.
    - 6) ADD sub-total of the WCA Collections and the sub-total for CSLPA Collections to get a total amount for Collections for mailing.
    - 7) Mail to the Mississippi Department of Public Safety at address listed below.

The form should show the total from each type of assessment and the court making the assessment.

- (D) <u>One</u> check should accompany the settlement and be payable to **AMississippi Department of Public Safety@**. Please break down the total amount being deposited into Fund 3747 and the total amount being deposited into Fund 3748.
- (E) The completed form and check should be mailed to:

Mississippi Department of Public Safety Comptroller's Office Post Office Box 958 Jackson, Mississippi 39205-0958

2. Questions regarding this form should be directed to:

Mississippi Department of Public Safety Comptroller's Office (601) 987-1453, or;

Specific questions with Crime Stoppers Local Program Assessment should be directed to the Mississippi Department of Public Safety Crime Stoppers Division Office (601) 977-3713.

### **MISSISSIPPI DEPARTMENT OF PUBLIC SAFETY**

### INTERLOCK IGNITION SUMMARY OF ASSESSMENTS AND FEES

BOTTOM.	BELOW AND PROVIDE A GRAND	TOTALATTINE
Submit to: Mississippi Department of Public Sa Comptroller's Office Post Office Box 958 Jackson, MS 39205-0958	afety	
COUNTY <b>OR</b> MUNICIPALITY OF:		
FOR THE MONTH AND YEAR OF:		
LIST OF OFFENSES	TOTAL FEE AMOUNT	DPS USE ONLY
\$50 DUI OFFENSE		
\$250 DUI NON-ADJUDICATION		
TOTAL CHECK	\$ -	
FORM PREPARED BY:		
PHONE NUMBER:		

DPS/OSA Revised 11/26/2018

# MISSISSIPPI DEPARTMENT OF PUBLIC SAFETY INTERLOCK IGNITION COURT ASSESSMENT FORM PLEASE SUBMIT INDIVIDUAL FORMS FOR EACH PETITIONER AND DETAIL OF THE FINE ASSESSED. Mississippi Department of Public Safety Submit to: Comptroller's Office Post Office Box 958 Jackson, MS 39205-0958 COUNTY **OR** MUNICIPALITY OF: DATE OF ORDER: Petitioner's Name: Mailing Address: Petitioner's SSN: Petitioner's DL: Total Amount: List Individual Offenses/Fees **Amount** For DPS Only