

# Case Study #1: Speeding Traffic School Violation

10 - Speeding Traffic School -					As of January 2014						
<b>CASE INFORMATION</b>					<b>TEST STEPS (color codes):</b>						
Case Number	0	COUNT 1	Violation Description	BASE FINE	0	<b>1. Enter Case Information</b> <b>2. Enter the base fine of violation per current UBS</b> <b>3. Enter county local penalties, add EMS, SCFCF</b> <b>4. Enter standard and Court-specific fees</b> <b>5. If case's total fine is NOT standard, enter total fine and select TOP-DOWN from drop-down list</b> <b>6. Enter Court's distribution codes &amp; amts</b> <b>7. Tickmark any FINDINGS numerically then detail</b>					
Violation Date		Violation Description	Traffic Infraction	Priors							
Disposition Date		Violation Type	Traffic School	anced BASE	0						
Arresting Agency		Disposition	Traffic School								
County %	100%	COUNT 2 (if any)		BASE FINE	0						
City %	0%	Violation Description		Priors							
TOTAL Enhanced Portion of 10	\$0.00	Violation Type		anced BASE	0						
	0	Disposition		GC 76000	7.00						
If CITY ARREST, Enter County % under PC 1463.002 list. Else, enter 100.					STANDARD						
#	Per 10	DISTRIBUTION	DISTRIB ENTIT Y	Std Distrib (UBS)	Pre-TVS Fee Distrib	Standard (based on VC 42007)	COURT DISTRIBUTION		IAS TOP- Using Sub total % of Std incl ICCF & EDUFE	IF FINE IS NOT STANDARD (Not BASE-UP), ENSURE THE BASE FINE ENTERED IS DIVISIBLE BY 10 FOR A MORE ACCURATE IAS TOP-	
							DISTRIB CODE or DESCRIPT	DISTRIB AMT		Over / BASE-UP	FIND
N		VC 42007 - TVS Fee (rem bal: Total fine minus Pre-TVS)	COUNT			0.00			0.00	0.00	
N		VC 42007 - Base County	COUNT	0.00		0.00			0.00	0.00	
N		VC 42007(c) - Base City (38% of city portion)	CITY	0.00	0.00	0.00			0.00	0.00	
N	7	PC 1464 - State PA - State portion (70%)	STATE	0.00		0.00			0.00	0.00	
N	3	PC 1464 - State PA - County portion (30%)	COUNT	0.00		0.00			0.00	0.00	
N	1	GC 76104.6 - DNA PA (1/10)	COUNT	0.00		0.00			0.00	0.00	
N	4	GC 76104.7 - DNA Addl PA (4/10 eff 6-27-12; prev 3/10)	STATE	0.00		0.00			0.00	0.00	
N	0.00	GC 76100 - LCCF	COUNT	0.00	0.00	0.00			0.00	0.00	
N	0.00	GC 76101 - LCJF	COUNT	0.00	0.00	0.00			0.00	0.00	
N	0.00	GC 76104 - EMS	COUNT	0.00	0.00	0.00			0.00	0.00	
N	0.00	GC 76104.5 - DNA ID	COUNT	0.00		0.00			0.00	0.00	
N	0.00	GC 76102 - Auto Fingerprint	COUNT	0.00		0.00			0.00	0.00	
N	0.00	GC 76000.5 - EMS Addl PA (BOS: 2/10)	COUNT	0.00	0.00	0.00			0.00	0.00	
N	0	GC 76000.10(c) - EMAT Penalty (\$4 eff 1-1-11)	STATE	0.00		0.00			0.00	0.00	
N	0.00	GC 70372(s): ICNA (LCCF on GC 70372(s) total is \$5 for every 10	STATE	0.00	0.00	0.00			0.00	0.00	
N	0.00	GC 70372(s): SCFCF (=5/10 - ICNA)	STATE	0.00	0.00	0.00			0.00	0.00	
N		PC 1465.7 - 20% Surcharge	STATE	0.00	0.00	0.00			0.00	0.00	
<b>SUBTOTAL</b>					<b>0.00</b>	<b>0.00</b>	<b>0.00</b>		<b>0.00</b>	<b>0.00</b>	
N		PC 1465.8 - Court Ops Assmt (\$40 eff 10-19-10)		0.00	0.00	0.00			0.00	0.00	
N		GC 70373 - Crim Conv Assmt (\$30 for misd/\$35 for infr)	STATE	0.00	0.00	0.00			0.00	0.00	
N		VC 42007.1 - Traffic School Fee (\$43 -43% to County)	COUNT	0.00	0.00	0.00			0.00	0.00	
N		VC 42007.1 - Traffic School Fee (\$43-51% to State ICNA)	STATE	0.00	0.00	0.00			0.00	0.00	
N		VC 11205.2(c) - Addl Court TS Admin Fee (up to act costs)	COURT		0.00	0.00			0.00	0.00	
N		VC 11208(c) - Addl DMV TS Admin Fee (\$3 per CCR, Title 13, Section 345.00(g))	STATE	0.00	0.00	0.00			0.00	0.00	
N		VC 40508.6 - Priors/DMV Admin Fee (up to \$10)	COURT		0.00	0.00			0.00	0.00	
N		PC 1205(c) - Install Fee (Actual Costs) OR AR Fee (up to \$30) <b>OR</b> VC 42007(s)(2) - Install Fee (up to \$35) (DISCRETIONARY)	COURT		0.00	0.00			0.00	0.00	
N		VC 42006 - Night Court Assmt (\$1)	STATE		0.00	0.00			0.00	0.00	
<b>TOTAL FINE</b>					<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>TOTAL</b>	<b>0.00</b>	<b>0.00</b>	

Case Study #1:  
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# Uniform Bail and Penalty Schedules

2015 EDITION

(Cal. Rules of Court, rule 4.102)

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TRAFFIC  
BOATING  
FORESTRY  
FISH AND GAME  
PUBLIC UTILITIES  
PARKS AND RECREATION  
BUSINESS LICENSING



JUDICIAL COUNCIL  
OF CALIFORNIA

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***VIII. Traffic Violator School***

A. Vehicle Code section 42007 provides that

1. The court shall collect a fee from every person ordered or permitted to attend traffic violator school in an amount equal to the total bail set forth for the eligible offense in the uniform countywide bail schedule;
2. Where multiple offenses are charged on a single notice to appear, the “total bail” amount collected is the amount applicable to the greater of the eligible offenses; and
3. The court may set a lesser fee upon a showing that the defendant is unable to pay the full amount.

B. Vehicle Code section 40512.6 provides that the fee may be converted to bail and forfeited if the defendant fails to submit proof of school completion within the time ordered by the court.

C. Vehicle Code section 42007.1(a) provides that a \$49 fee, a fee for monitoring traffic violator schools, and a TAP fee under Vehicle Code section 11205.2(c) are to be added to the “total bail” of the offense eligible for traffic violator school.

D. Vehicle Code section 42005 prohibits drivers of commercial vehicles from eligibility for traffic violator school. Drivers with a Class A, Class B, or commercial Class C driver’s license may attend traffic violator school to avoid points for traffic violations in a vehicle that requires only a class M or noncommercial class C license. Vehicle Code section 42005(d) excludes violations of Vehicle Code sections 20001, 20002, 23103, 23104, 23105, 23140, 23152, 23153, or 23103, as specified in section 23103.5, from eligibility for traffic violator school for pretrial diversion, a confidential conviction, or to avoid points.

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<b>TRAFFIC INFRACTION FIXED PENALTY SCHEDULE</b> (*See Preface, Section III) (**See Preface, Section IV) (Vehicle Code)																		
Section	Notes	Offense	Base Fine /Fee	State PA*	County PA*/10	DNA PA*	Court PA*/10	Surcharge* /10	EMS PA*/10	EMAT PA* /10	Fine Surcharge & PA Subtotal	Court OPS /10	Conv. Assess. /10	Night Court /10	TAP Fee	"Total Bail"*** / Fee	Category	DMV Points
				<b>10/10</b>	<b>7.00</b>	<b>5/10</b>	<b>5.00</b>	<b>20%</b>	<b>2.00</b>	<b>4</b>		<b>40</b>	<b>35</b>	<b>1</b>	<b>0.00</b>			
21966		Pedestrian Prohibited in Bicycle Lane	25	30	21.00	15	15	5	6	4	121.00	40	35	1	0.00	197.00	1a	0
21968		Motorized Skateboard Prohibited	25	30	21.00	15	15	5	6	4	121.00	40	35	1	0.00	197.00	1a	0
21970 (a)		Vehicle Stopped Unnecessarily and Blocking Crosswalk or Sidewalk	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
21971	32	Violating Specified Provisions and Causing Bodily Injury	220	220	154.00	110	110	44	44	4	906.00	40	35	1	0.00	982.00	4a	0
22100 (a,b)		Turn at Intersection From Wrong Position	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
22100.5		U-Turn at Controlled Intersection	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
22101 (d)		Violating Special Traffic Control Markers	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
22102		Illegal U-Turn in Business District	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
22103		Illegal U-Turn in Residential District	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
22104		Illegal U-Turn Near Fire Station	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
22105		Illegal U-Turn on Highway Without Unobstructed View	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
22106		Unsafe Starting or Backing on Highway	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
22107		Unsafe Turn or Lane Change Prohibited	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
22108		Signal Required Before Turning or Changing Lanes	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
22109		Sudden Stopping Without Signaling	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	1
22110 (a,b)		Hand/Lamp Signal Not Given							8	4	162.00	40	35	1	0.00	238.00	2a	1
22111 (a-c)		Hand Signals Improperly Given							8	4	162.00	40	35	1	0.00	238.00	2a	1
22112 (a-e)		School Bus Driver Misuse of Signals; Improper							8	4	162.00	40	35	1	0.00	238.00	2a	1
22348 (b)									40									
22348 (c)									8									
22349 (a)		Speeding 1-15 MPH Over 65 MPH Limit	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	4a	1
22349 (a)		Speeding 16-25 MPH Over 65 MPH Limit	70	70	49.00	35	35	14	14	4	291.00	40	35	1	0.00	367.00	4a	1
22349 (a)		Speeding ≥ 26 MPH Over 65 MPH Limit	100	100	70.00	50	50	20	20	4	414.00	40	35	1	0.00	490.00	4a	1
22349 (b)		Speeding 1-15 MPH Over 55 MPH Limit	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	4a	1

Base fine used in work sheet to calculate additional penalties and surcharges.

This subtotal, less the 20% State Surcharge, is the "total bail" that is converted to a traffic violator school fee on cases disposed by traffic school.

Total bail includes the base fine, state/local penalties, assessments, and surcharge.

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# Trial Courts Distribution Guidelines Appendix C



*California State Controller's Office*

Revision 24

Updated as of March 1, 2014

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**Table #7 – 6  
Criminal Related Fee Distributions**

CODE SECTION	VIOLATION/SITUATION	DISTRIBUTION	APPLICABLE FUND	FUND USE/SPECIAL PROVISION
<p><b>VC 42007 — Uniform Fee for Attending Traffic Violator School or Court-Supervised Driving Instruction</b></p> <p><b>TVS Fee equals (total bail):</b>  <b>Step 1:</b> county base fine + state penalty + local penalty + DNA penalty (Prop 69) + Add'l DNA penalty (AB 1806) + EMAT penalty</p> <p><b>Step 2:</b> city base fine + EMS penalty + state court facilities construction penalty + additional EMS Penalty</p> <p><b>Excluded from Total Bail:</b>                      The 20% state surcharge, the court security fee, the criminal conviction assessment, and the Add'l TVS fee (VC 42007.1) are imposed and collected in addition to the TVS fee; they are not components of the TVS fee itself. They are distributed pursuant to their own codes.</p>	<p>Fee equal to the total bail for the eligible offense from every person ordered to attend a traffic violator school or other court-supervised program of driving instruction.</p>	For fees resulting from a City arrest:		
		An amount equal to the amount that would have been deposited into the treasury of the appropriate city pursuant to PC 1463.001(b)(3) (i.e. net of 2% court automation).	City, City and County — For Vehicle Code violations, Traffic Safety Fund.	Not specified.
			Other agencies, not specified.	Not specified.
		Amount of the traffic violator school fee attributed to local penalties, pursuant to GC 76000:		
		\$2 of each \$7 of amount attributed to the local penalty.	Maddy Emergency Medical Services Fund (GC 76104).	For support of emergency medical services as specified.
		Balance of amount attributed to the local penalty.	County General Fund.	Not specified.
		Amount of the traffic violator school fee attributed to the EMS penalty, pursuant to GC 76000.5:		
		\$2 of each \$10 of amount attributed to the base fine.	Maddy Emergency Medical Services Fund (GC 76104).	For support of emergency medical services as specified.
		Amount of the traffic violator school fee attributed to court construction penalties, pursuant to GC 70372:		
		To the State, pursuant to GC 70372(a).	State Court Facilities Construction Fund.	See Table 6, GC 70372(a).
		Balance of the traffic violator school fee:		
		100% to the County.	County General Fund, except:	Not specified.
			\$1 to the Courthouse Construction Fund (GC 76100), if applicable.	See Table 6, GC 76000.
	\$1 to the Criminal Justice Facilities Construction Fund (GC 76101), if applicable.	See Table 6, GC 76000.		

## Case Study #1: Speeding Traffic School Violation

### Vehicle Code section 42007

(a) (1) The clerk of the court shall collect a fee from every person who is ordered or permitted to attend a traffic violator school pursuant to Section 41501 or 42005 in an amount equal to the total bail set forth for the eligible offense on the uniform countywide bail schedule. As used in this subdivision, "total bail" means the amount established pursuant to Section 1269b of the Penal Code in accordance with the Uniform Bail and Penalty Schedule adopted by the Judicial Council, including all assessments, surcharges, and penalty amounts. Where multiple offenses are charged in a single notice to appear, the "total bail" is the amount applicable for the greater of the qualifying offenses. However, the court may determine a lesser fee under this subdivision upon a showing that the defendant is unable to pay the full amount.

The fee shall not include the cost, or any part thereof, of traffic safety instruction offered by a traffic violator school.

(2) The clerk may accept from a defendant who is ordered or permitted to attend traffic violator school a payment of at least 10 percent of the fee required by paragraph (1) upon filing a written agreement by the defendant to pay the remainder of the fee according to an installment payment schedule of no more than 90 days as agreed upon with the court. The Judicial Council shall prescribe the form of the agreement for payment of the fee in installments. When the defendant signs the Judicial Council form for payment of the fee in installments, the court shall continue the case to the date in the agreement to complete payment of the fee and submit the certificate of completion of traffic violator school to the court. The clerk shall collect a fee of up to thirty-five dollars (\$35) to cover administrative and clerical costs for processing an installment payment of the traffic violator school fee under this paragraph.

(3) If a defendant fails to make an installment payment of the fee according to an installment agreement, the court may convert the fee to bail, declare it forfeited, and report the forfeiture as a conviction under Section 1803. The court may also charge a failure to pay under Section 40508 and impose a civil assessment as provided in Section 1214.1 of the Penal Code or issue an arrest warrant for a failure to pay. For the purposes of reporting a conviction under this subdivision to the department under Section 1803, the date that the court declares the bail forfeited shall be reported as the date of conviction.

(b) Revenues derived from the fee collected under this section shall be deposited in accordance with Section 68084 of the Government Code in the general fund of the county and, as may be applicable, distributed as follows:

(1) In any county in which a fund is established pursuant to Section 76100 or 76101 of the Government Code, the sum of one dollar (\$1) for each fund so established shall be deposited with the county treasurer and placed in that fund.

(2) In any county that has established a Maddy Emergency Medical Services Fund pursuant to Section 1797.98a of the Health and Safety Code, an amount equal to the sum of each two dollars (\$2) for every seven dollars (\$7) that would have been collected pursuant to

## Case Study #1: Speeding Traffic School Violation

Section 76000 of the Government Code and, commencing January 1, 2009, an amount equal to the sum of each two dollars (\$2) for every ten dollars (\$10) that would have been collected pursuant to Section 76000.5 of the Government Code with respect to those counties to which that section is applicable shall be deposited in that fund. Nothing in the act that added this paragraph shall be interpreted in a manner that would result in either of the following:

(A) The utilization of penalty assessment funds that had been set aside, on or before January 1, 2000, to finance debt service on a capital facility that existed before January 1, 2000.

(B) The reduction of the availability of penalty assessment revenues that had been pledged, on or before January 1, 2000, as a means of financing a facility which was approved by a county board of supervisors, but on January 1, 2000, is not under construction.

(3) The amount of the fee that is attributable to Section 70372 of the Government Code shall be transferred pursuant to subdivision (f) of that section.

(c) For fees resulting from city arrests, an amount equal to the amount of base fines that would have been deposited in the treasury of the appropriate city pursuant to paragraph (3) of subdivision (b) of Section 1463.001 of the Penal Code shall be deposited in the treasury of the appropriate city.

(d) The clerk of the court, in a county that offers traffic school shall include in any courtesy notice mailed to a defendant for an offense that qualifies for traffic school attendance the following statement:

NOTICE: If you are eligible and decide not to attend traffic school your automobile insurance may be adversely affected. For drivers with a noncommercial driver's license, one conviction in any 18-month period will be held confidential and not show on your driving record if you complete a traffic violator school program. For drivers with a commercial driver's license, one conviction in any 18-month period will show on your driving record without a violation point if you complete a traffic violator school program.

(e) Notwithstanding any other provision of law, a county that has established a Maddy Emergency Medical Services Fund pursuant to Section 1797.98a of the Health and Safety Code shall not be held liable for having deposited into the fund, prior to January 1, 2009, an amount equal to two dollars (\$2) for every ten dollars (\$10) that would have been collected pursuant to Section 76000.5 of the Government Code from revenues derived from traffic violator school fees collected pursuant to this section.

*(Amended by Stats. 2013, Ch. 523, Sec. 31. Effective January 1, 2014.)*

## Case Study #1: Speeding Traffic School Violation

### **Penal Code section 1465.7**

(a) A state surcharge of 20 percent shall be levied on the base fine used to calculate the state penalty assessment as specified in subdivision (a) of Section 1464.

(b) This surcharge shall be in addition to the state penalty assessed pursuant to Section 1464 of the Penal Code and may not be included in the base fine used to calculate the state penalty assessment as specified in subdivision (a) of Section 1464.

(c) After a determination by the court of the amount due, the clerk of the court shall cause the amount of the state surcharge collected to be transmitted to the General Fund.

(d) Notwithstanding Chapter 12 (commencing with Section 76000) of Title 8 of the Government Code and subdivision (b) of Section 68090.8 of the Government Code, the full amount of the surcharge shall be transmitted to the State Treasury to be deposited in the General Fund. Of the amount collected from the total amount of the fines, penalties, and surcharges imposed, the amount of the surcharge established by this section shall be transmitted to the State Treasury to be deposited in the General Fund.

(e) When any deposited bail is made for an offense to which this section applies, and for which a court appearance is not mandatory, the person making the deposit shall also deposit a sufficient amount to include the surcharge prescribed by this section.

(f) When amounts owed by an offender as a result of a conviction are paid in installment payments, payments shall be credited pursuant to Section 1203.1d. The amount of the surcharge established by this section shall be transmitted to the State Treasury prior to the county retaining or disbursing the remaining amount of the fines, penalties, and forfeitures imposed.

(g) Notwithstanding Sections 40512.6 and 42007 of the Vehicle Code, the term "total bail" as used in subdivision (a) of Section 42007 of the Vehicle Code does not include the surcharge set forth in this section. The surcharge set forth in this section shall be levied on what would have been the base fine had the provisions of Section 42007 not been invoked and the proceeds from the imposition of the surcharge shall be treated as otherwise set forth in this section.

*(Amended by Stats. 2007, Ch. 176, Sec. 63. Effective August 24, 2007.)*

Case Study #1:  
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**DNA PENALTY ASSESSMENT  
(PROPOSITION 69) DISTRIBUTION  
GUIDELINES**



**California State Controller**

DIVISION OF ACCOUNTING AND REPORTING

DECEMBER 2004

Case Study #1:  
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**Traffic Violator School Fee Distribution:**

For traffic school violations, the DNA Identification Penalty Assessment is part of the total bail. Therefore, it is part of the traffic violator school fee pursuant to Vehicle Code (VC) section 42007. There is no specific distribution to the DNA Identification Fund from the traffic violator school fee; thus, it is like PC section 1464, part of the VC section 42007 distribution to the county general fund.

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**Information for Speeding Traffic School  
Case Study #1**

**San Diego Court Case Information:**

- Violation Date = 8/10/2013
- Disposition Date = 12/10/2014
- Arresting Agency = County Sheriff
- Violation = VC 22349(b) 1-15 MPH Over 55 MPH Limit
- Violation Type = Infraction
- Disposition = Traffic School

**Local BOS Penalties:**

- LCCF = \$2
- LCJF = \$2
- EMS = \$2
- DNA = \$0
- Auto Fingerprint = \$1
- Additional EMS = \$2

**Court Fees:**

- DMV Administrative Fee= \$10 (*Note: DMV Priors Admin. Fee does not apply to cases disposed with Traffic School.*)
- Night Court Fee = \$1

## Case Study #2: Red Light Violation

To ISSUE		6 - Red Light Bail Forfeiture -				As January 2014										
<b>CASE INFORMATION</b>																
Case Number	0	COUNT 1		BASE FINE	0											
Violation Date		Violation Description		Priors												
Disposition Date		Violation Type	Traffic Infraction	anced BASE	0											
Arresting Agency		Disposition	Bail Forfeiture													
County %	100%	EQUUNT 2 (if any)		BASE FINE	0											
City %	0%	Violation Description		Priors												
TOTAL Enhanced Portion of 10	\$0.00	Violation Type		anced BASE	0											
	0	Disposition		GC 76000	7.00											
IF CITY ARREST, Enter County % under PC 1463.002 list. Else, enter 100.																
		<b>DISTRIBUTION</b>		<b>STANDARD BASE-UP</b>		<b>COURT DISTRIBUTION</b>		<b>IAS TOP-DOWN</b>		<b>IF FINE IS NOT STANDARD (Max FINE ENTERED IS DIVISIBLE BY 10 FOR A MORE ACCURATE IAS TOP-DOWN.)</b>		<b>COMMENTS</b>				
2%	Per 10		DISTRIB	Standard Per UBS	30% Red Light PC 1463.11	Standard	2% Amt	FINAL (After 2%)	DISTRIB CODE or DESCRIPTI	DISTRIB AMT	Prorate % After Fixed	2% Amt	F	BASE-UP (B-	FIN	
Y		PC 1463.11 - 30% Red Light Allocation	COUNT			0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y		PC 1463.001 - Base County	COUNT	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y		PC 1463.002 - Base City	CITY	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	7	PC 1464 - State PA - State portion (70%)	STATE	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	3	PC 1464 - State PA - County portion (30%)	COUNT	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	1	GC 76104.6 - DNA PA (1H0)	COUNT	0.00		0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	4	GC 76104.7 - DNA PA (4H0 eff 6-27-12; prev 3H0)	STATE	0.00		0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	0.00	GC 76100 - LCCF	COUNT	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	0.00	GC 76101 - LCJF	COUNT	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	0.00	GC 76104 - EMS	COUNT	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	0.00	GC 76104.5 - DNA ID	COUNT	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	0.00	GC 76102 - Auto	COUNT	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	0.00	GC 76000.5 - EMS Addl PA (BOS: 2H0)	COUNT	0.00		0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y		GC 76000.10(c) - EMAT Penalty (\$4 eff 1-1-11)	STATE	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	0.00	GC 70372(a); ICNA (=LCCF on	STATE	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
Y	0.00	GC 70372(a); SCFCF (=5H0 - ICNA)	STATE	0.00	0.00	0.00	0.00	0.00			0.00	0.00	0.00	0.00		
N		PC 1465.7 - 20% Surcharge	STATE	0.00		0.00	0.00	0.00			0.00	0.00	0.00	0.00		
<b>SUBTOTAL</b>				<b>0.00</b>		<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>0.00</b>		<b>0.00</b>	<b>0.00</b>		
N		PC 1465.8 - Court Ops Assmnt (\$40 eff 10-19-10)	STATE	0.00		0.00	0.00	0.00			0.00	0.00	0.00	0.00		
N		GC 70373 - Crim Conv Assmnt (\$30 for misd/\$35 for inf)	STATE	0.00		0.00	0.00	0.00			0.00	0.00	0.00	0.00		
N		VC 40508.6 - Priors/DMV Admin Fee (up to \$10)	COURT			0.00	0.00	0.00			0.00	0.00	0.00	0.00		
N		PC 1205(e) - Install Fee (Actual Costs) OR AR Fee (up to \$30) OR VC 40510.5(g) - Install Fee (up to \$35)	COURT			0.00	0.00	0.00			0.00	0.00	0.00	0.00		
N		VC 42006 - Night Court Assmnt (\$1)	STATE			0.00	0.00	0.00			0.00	0.00	0.00	0.00		
N		GC 68090.8 - 2% State Automation (for fines, penalties & forfeitures	STATE					0.00					0.00	0.00		
<b>TOTAL FINE</b>				<b>0.00</b>		<b>0.00</b>		<b>0.00</b>	<b>TOTAL</b>	<b>0.00</b>		<b>0.00</b>		<b>0.00</b>		

## Case Study #2: Red Light Violation

<b>TRAFFIC INFRACTION FIXED PENALTY SCHEDULE</b>																
(*See Preface, Section III) (**See Preface, Section IV)																
(Vehicle Code)																
Section	Notes	Offense	Base Fine /Fee	State PA*	County PA*/10	DNA PA*	Court PA*/ /10	Purchase* %	EMS PA*/ /10	EMAT PA* PA*	Fine Surcharge & PA Subtotal	Court OPS Conv/Assess.	Night Court	TAP Fee	"Total Bail"*** / Fee	Category DMV Points
			<b>10/10</b>		<b>7.00</b>	<b>5/10</b>	<b>5.00</b>	<b>20%</b>	<b>2.00</b>	<b>4</b>		<b>40 35</b>	<b>1</b>	<b>0.00</b>		
21211 (a,b)		Illegally Impeding Bicycle Lanes	35	40	28.00	20	20	7	8	4	162.00	40 35	1	0.00	238.00	2a 0
21212 (a)	19	Under 18 Shall Not Operate Bicycle, Nonmotorized Scooter, or Skateboard/Wear In-line or Roller Skates/Ride Bicycle, Non-motorized Scooter, or Skateboard as Passenger Without a Helmet	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21221	20	Motorized Scooter Operation Requirements	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21221.5	20	Operating a Motor Scooter While Under the Influence	70	70	49.00	35	35	14	14	4	291.00	40 35	1	0.00	367.00	3a 0
21223 (a-c)	20	Motorized Scooter Equipment Requirements During Darkness	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21226 (b,c)	20	Violation of Motorized Scooter Muffler Equipment Requirements	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21226 (d)	20	Violation of Motorized Scooter Exhaust/Noise Level Requirements/Operation of Motorized Scooter With Unlawfully Modified Exhaust System	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21228	20	Operating Motorized Scooter at Less Than Normal Speed of Traffic	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21229 (a,b)	20	Failure to Operate Motorized Scooter in Bicycle Lane	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21235 (a-j)	20	Illegal Operation of Motorized Scooter	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21260 (a),(b) (2)		Illegal Operation of Low-Speed Vehicle	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21281.5 (a-d)		Illegal Operation of Electrical Personal Assistive Mobility Device	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21367 (b,c)		Failure to Obey Traffic Control/Devices at Construction Site	35	40	28.00	20	20	7	8	4	162.00	40 35	1	0.00	238.00	2a 1
21451 (a,b)		"Green" Signal-Vehicular Responsibilities	35	40	28.00	20	20	7	8	4	162.00	40 35	1	0.00	238.00	2a 1
21451 (c,d)		"Green" Signal-Pedestrian Responsibilities	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21452 (b)		Failure of Pedestrian to Properly Respond to Signal of Yellow Light or Arrow	25	30	21.00	15	15	5	6	4	121.00	40 35	1	0.00	197.00	1a 0
21453 (a,c)	21	"Red" Signal-Vehicular Responsibilities	100	100	70.00	50	50	20	20	4	414.00	40 35	1	0.00	490.00	4a 1

## Case Study #2: Red Light Violation

**Table #2 - 1**  
**Special Distributions of Fines and Forfeitures Preceding PC 1463.001 Distribution**

CODE SECTION	VIOLATION	DISTRIBUTION		FUND USE/SPECIAL PROVISION
		FROM	TO	
PC 1305.3 — Recovery of Costs by Prosecuting Agency for Opposing Motion to Vacate Forfeiture	Forfeited bail, when a prosecuting agency incurs costs in successfully opposing a motion to vacate the forfeiture and in collecting on the summary judgment.	Actual costs of opposing a motion to vacate a forfeiture and of collecting on the summary judgment from forfeited bail prior to PC 1463.001 distribution.	District attorney, county counsel, or applicable prosecuting attorney.	To reimburse actual costs incurred by a prosecuting agency in successfully opposing a motion to vacate the forfeiture and in collecting the summary judgment.
			Remainder: General distribution pursuant to PC 1463.001.	See PC 1463.001 (Table 1).
PC 1463.9 — Litter Fines	Any of the following: H&S 13002, PC 374.3, VC 23111, VC 23112, VC 23113(a).	50% of PC 1463.001 moneys collected for PC 1463.9 during the preceding month.	General distribution pursuant to PC 1463.001.	County or City portion restricted to litter cleanup activities.
		Remaining 50% of PC 1463.001 moneys collected for PC 1463.9 during the preceding month.	General distribution pursuant to PC 1463.001.	See PC 1463.001 (Table 1).
PC 1463.11 — Red Light Violations	Any of the following: VC 21453(a) and (c), VC 21454(c), VC 21457(a).	30% of PC 1463.001, PC 1464, GC 76000, and GC 70372(a) moneys.	If a County arrest, to County General Fund.	Not specified.
		30% excludes penalties pursuant to GC 76000.5 (EMS), GC 76104.6, and GC 76104.7 (DNAs).	If a City arrest, to City General Fund.	Not specified.
		Balance of PC 1463.001, PC 1464, GC 76000, and GC 70372(a) moneys.	Distributions pursuant to PC 1463.001, PC 1464, GC 76000, and GC 70372(a), on a pro rata basis.	See PC 1463.001 (Table 1), PC 1464, GC 76000 (Table 6) and GC 70372(a).
PC 1463.12 — Railroad Crossing	Any of the following: VC 21752(c) involving railroad grade crossings, VC 22450 involving railroad grade crossings, VC 22451, VC 22452, VC 22526(c).	30% of PC 1463.001, PC 1464, GC 70372(a), and GC 76000 moneys.	If the offense occurred in an area where a transit district or trans. commission or authority provides rail transportation, to the general fund of the district, commission, or authority.	Only for public safety and public education related to railroad grade crossings.
		30% excludes penalties pursuant to GC 76000.5 (EMS), GC 76104.6, and GC 76104.7 (DNAs).	If the offense did not occur in an area where a transit district or trans. commission or authority provides rail transportation, to County General Fund.	Only for public safety and public education related to railroad grade crossings.
		Balance of PC 1463.001, PC 1464, GC 70372(a), and GC 76000 moneys.	Distributions pursuant to PC 1463.001, PC 1464, GC 76000, and GC 70372(a), on a pro rata basis.	See PC 1463.001 (Table 1), PC 1464, and GC 76000 (Table 6).

Case Study #2:  
Red Light Violation

**Penal Code section 1463.11.**

Notwithstanding Sections 1463 and 1464 of this code and Section 76000 of the Government Code, moneys that are collected for a violation of subdivision (a) or (c) of Section 21453 of, subdivision (c) of Section 21454 of, or subdivision (a) of Section 21457 of, the Vehicle Code, and which are required to be deposited with the county treasurer pursuant to Section 1463 of this code shall be allocated as follows:

(a) The first 30 percent of the amount collected shall be allocated to the general fund of the city or county in which the offense occurred.

(b) The balance of the amount collected shall be deposited by the county treasurer under Sections 1463 and 1464.

*(Added by Stats. 1997, Ch. 852, Sec. 2. Effective January 1, 1998.)*

## Case Study #2: Red Light Violation

**Penal Code section 1463.002.**

The base fine amounts from city arrests shall be subject to distribution according to the following schedule:

San Diego	
Carlsbad .....	8
Chula Vista .....	23
Coronado .....	25
Del Mar .....	8
El Cajon .....	17
Escondido .....	16
Imperial Beach .....	8
La Mesa .....	23
Lemon Grove .....	8
National City .....	14
Oceanside .....	15
San Marcos .....	8
Vista .....	8
<b>San Diego .....</b>	<b>6</b>
County percentage .....	25

With respect to any city arrest from a city which is not set forth in the above schedule, the county percentage shall apply. A county and city therein may, by mutual agreement, adjust these percentages. Where a county and a city have, prior to June 1, 1991, entered into an agreement to adjust the percentage specified in this section, or where a county and a city have entered into an agreement governing the distribution of revenue from parking penalties, those agreements shall remain in full force and effect until changed by mutual agreement. *(Added by Stats. 1991, Ch. 189, Sec. 20. Effective July 29, 1991.)*

Case Study #2:  
Red Light Violation

**DNA PENALTY ASSESSMENT  
(PROPOSITION 69) DISTRIBUTION  
GUIDELINES**



**California State Controller**

DIVISION OF ACCOUNTING AND REPORTING

DECEMBER 2004

## Case Study #2: Red Light Violation

### **Red Light Violations:**

The DNA Identification Penalty Assessment is not reduced by the 30% red light distribution (PC section 1463.11) or railroad crossing distribution (PC section 1463.12). These distributions only reduce the base fine and the penalty assessments imposed pursuant to PC section 1464 and GC section 76000.

Case Study #2:  
Red Light Violation

**Information for Red-Light Violation  
Case Study #2**

**San Diego Court Case Information:**

- Violation Date = 1/10/2014
- Disposition Date = 3/25/2014
- Arresting Agency = City Police Department
  - % Split between County and City (refer to PC 1463.002)
- Violation = VC21453(a) "Red" Signal- Vehicular Responsibilities
- Violation Type = Infraction
- Disposition = Bail forfeiture

**Local BOS Penalties:**

- LCCF = \$2
- LCJF = \$2
- EMS = \$2
- DNA = \$0
- Auto Fingerprint = \$1
- Additional EMS = \$2

**Court Fees:**

- DMV Administrative Fee = \$10
- Night Court Fee = \$1

# Case Study #3: Red Light Traffic School Violation

7 - Red Light Traffic School -		Ar # January 2014																																																																																																																																																																																																																																																																																																																																																													
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2. Enter the base fine of violation per current UBS																																																																																																																																																																																																																																																																																																																																																															
3. Enter county local penalties, add EMS, SCFCF ICM																																																																																																																																																																																																																																																																																																																																																															
4. Enter standard and Court-specific fees																																																																																																																																																																																																																																																																																																																																																															
5. If case's total fine is NOT standard, enter total fine and select TOP-DOWN from drop-down list																																																																																																																																																																																																																																																																																																																																																															
6. Enter Court's distribution codes & amts																																																																																																																																																																																																																																																																																																																																																															
7. Tickmark any FINDINGS numerically then detail below																																																																																																																																																																																																																																																																																																																																																															
<b>IF CITY ARREST, Enter County % under PC 1463.002 list.</b>																																																																																																																																																																																																																																																																																																																																																															
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# Case Study #3: Red Light Traffic School Violation

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### Case Study #3: Red Light Traffic School Violation

<b>TRAFFIC INFRACTION FIXED PENALTY SCHEDULE</b> (*See Preface, Section III) (**See Preface, Section IV) (Vehicle Code)																	
Section	Notes	Offense	Base	State	County	DNA	Court	Surcharge*	EMS	EMAT PA*	Fine	Court OPS	Conv. Assess.	Night Court	TAP	Total	Category
			Fine /Fee	PA*	PA*/10	PA*	PA*/10		PA*	PA*	Subtotal						
			10/10	7.00	5/10	5.00	20%	2.00	4			40	35	1	0.00		
21453 (b)		"Red" Signal-Vehicular Responsibilities With Right Turn	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 1
21453 (d)		"Red" Signal-Pedestrian Responsibilities	25	30	21.00	15	15	5	6	4	121.00	40	35	1	0.00	197.00	1a 0
21454 (c)	21	Lane Use-Red Control Signal	100	100	70.00	50	50	20	20	4	414.00	40	35	1	0.00	490.00	4a 1
21454 (d)		Lane Use-Flashing Yellow Control Signals	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 1
21455		Traffic Control Signal at Other Than Intersection	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 1
21456 (a,b)		Pedestrian Violation of "Walk" or "Wait" Signals	25	30	21.00	15	15	5	6	4	121.00	40	35	1	0.00	197.00	1a 0
21457 (a)	21	Actions Required at Flashing Red Signal	100	100	70.00	50	50	20	20	4	414.00	40	35	1	0.00	490.00	4a 1
21457 (b)		Actions Required at Flashing Yellow Signal	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 1
21460 (a,b)		Improper Turns Over Double Lines/Solid Lines to Right Prohibited	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 1
21460.5 (c)		Improper Turn From Two-Way Left-Turn Lane	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 1
21461 (a)		Driver Failure to Obey Signs/Signals	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 1
21461.5		Pedestrian Failure to Obey Signs/Signals	25	30	21.00	15	15	5	6	4	121.00	40	35	1	0.00	197.00	1a 0
21462		Disobedience of Driver or Streetcar Motorman to Traffic Control Signal	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 1
21462		Disobedience of Pedestrian or Person in Control of an Animal to Traffic Control Signal	25	30	21.00	15	15	5	6	4	121.00	40	35	1	0.00	197.00	1a 0
21463		No Person Shall Illegally Operate Signals	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 0
21464 (a)		Unauthorized Interference With Traffic Device Prohibited	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 0
21464 (b)		Unauthorized Use of Traffic Interference Device	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 0
21464 (c)		Unauthorized Possession or Distribution of Traffic Interference Device	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a 0
21464 (e)	22	Willful Interference With Traffic Device or Willful Use, Possession, or Distribution of Traffic Interference Device That Does Not Result in Injury	500	500	350.00	250	250	100	100	4	2,054.00	40	35	1	0.00	2,130.00	4a 0

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**Table #7 – 7  
Criminal Related Fee Distributions**

CODE SECTION	VIOLATION/SITUATION	DISTRIBUTION	APPLICABLE FUND	FUND USE/SPECIAL PROVISION
VC 42007.1 — Public Offenses	Additional \$49 fee.	49% to the County.	General Fund.	Not specified.
		51% to State.	Immediate Critical Needs Account of the State Court Facilities Construction Fund.	Established pursuant to GC 70371.5.
	Additional fee determined by the department pursuant to subdivision (c) of VC 11208.	To the department administering this section.	Not specified.	To defray the cost of routine monitoring of traffic violator school instruction.
	Additional fee, if any, established by the court pursuant to subdivision (c) of VC 11205.2.	To the court administering this section.	Not specified.	To defray the costs incurred by a traffic assistance program.
VC 42007.3 — Traffic Violator School for Red Light Violators; Fees	Fee equal to the total bail for the eligible offense from every person ordered to attend a traffic violator school or other court-supervised program of driving instruction.	30% of VC 42007 fee to the City or County, based on jurisdiction of arrest.	If a County arrest, to the County General Fund.	Not specified.
		Remainder of VC 42007 fee.	If a City arrest, to the City General Fund.	Not specified.
VC 42007.4 — Traffic Violator School for Railroad Crossing Violations; Fees	Fee equal to the total bail for the eligible offense from every person ordered to attend a traffic violator school or other court-supervised program of driving instruction.	30% of VC 42007 fee to the transit district or transportation commission established under Division 12 (commencing with PUC 130000) or the County, based on jurisdiction of arrest.	If the offense occurred in an area where the transit district or transit commission provides rail transportation, to the general fund of that district or commission.	Only for public safety and public education related to railroad grade crossings.
			If the offense occurred in an area where the transit district or transit commission does not provide rail transportation, to the County General Fund.	Only for public safety and public education related to railroad grade crossings.
		Remainder of VC 42007 fee pursuant to PC 1463.	See Table 1, PC 1463.001, and Table 6, PC 1464 and GC 76000.	See Table 1, PC 1463.001, and Table 6, PC 1464 and GC 76000.
W&I 903.3 — Cost of Sealing Traffic Infraction Records	The court may order the family of a juvenile whose records were sealed pursuant to W&I 781 to pay the costs of sealing the records, not to exceed to \$150.	To the County for the costs of sealing records.	Not specified.	Reimbursement of costs.
		To the court for the costs of sealing records.	Not specified.	Reimbursement of costs.

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**Vehicle Code section 42007.3.**

(a) Notwithstanding Section 42007, revenues derived from fees collected under Section 42007 from each person required or permitted to attend traffic violator school pursuant to Section 41501 or 42005 as a result of a violation of subdivision (a) or (c) of Section 21453, subdivision (c) of Section 21454, or subdivision (a) of Section 21457 shall be allocated as follows:

(1) The first 30 percent of the amount collected shall be allocated to the general fund of the city or county in which the offense occurred.

(2) The balance of the amount collected shall be deposited by the county treasurer under Section 42007.

(b) This section does not apply to the additional forty-nine-dollar (\$49) court administrative fee assessed pursuant to subdivision (c) of Section 11208 collected under subdivision (a) of Section 42007.1.

*(Amended by Stats. 2010, Ch. 599, Sec. 18. Effective January 1, 2011.)*

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**Penal Code section 1463.002.**

The base fine amounts from city arrests shall be subject to distribution according to the following schedule:

San Diego	
Carlsbad .....	8
Chula Vista .....	23
Coronado .....	25
Del Mar .....	8
El Cajon .....	17
Escondido .....	16
Imperial Beach .....	8
La Mesa .....	23
Lemon Grove .....	8
National City .....	14
Oceanside .....	15
San Marcos .....	8
Vista .....	8
<b>San Diego .....</b>	<b>6</b>
County percentage .....	25

With respect to any city arrest from a city which is not set forth in the above schedule, the county percentage shall apply. A county and city therein may, by mutual agreement, adjust these percentages. Where a county and a city have, prior to June 1, 1991, entered into an agreement to adjust the percentage specified in this section, or where a county and a city have entered into an agreement governing the distribution of revenue from parking penalties, those agreements shall remain in full force and effect until changed by mutual agreement. *(Added by Stats. 1991, Ch. 189, Sec. 20. Effective July 29, 1991.)*

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**DNA PENALTY ASSESSMENT  
(PROPOSITION 69) DISTRIBUTION  
GUIDELINES**



**California State Controller**

DIVISION OF ACCOUNTING AND REPORTING

DECEMBER 2004

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**Distribution Issues:**

**Traffic Violator School Fee Distribution:**

For traffic school violations, the DNA Identification Penalty Assessment is part of the total bail. Therefore, it is part of the traffic violator school fee pursuant to Vehicle Code (VC) section 42007. There is no specific distribution to the DNA Identification Fund from the traffic violator school fee; thus, it is like PC section 1464, part of the VC section 42007 distribution to the county general fund.

**Red Light Violations:**

The DNA Identification Penalty Assessment is not reduced by the 30% red light distribution (PC section 1463.11) or railroad crossing distribution (PC section 1463.12). These distributions only reduce the base fine and the penalty assessments imposed pursuant to PC section 1464 and GC section 76000.

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**Information for Red-Light Traffic School  
Case Study #3**

**San Diego Court Case Information:**

- Violation Date = 4/10/2014
- Disposition Date = 7/10/2014
- Arresting Agency = County Sheriff (*Scenario 2: Arrest = City Police Department*)  
-Split between County and City (Refer to PC 1463.002)
- Violation = VC 21457(a) Actions Required at Flashing Red Signal
- Violation Type = Infraction
- Disposition = Traffic School

**Local BOS Penalties:**

- LCCF = \$2
- LCJF = \$2
- EMS = \$2
- DNA = \$0
- Auto Fingerprint = \$1
- Additional EMS = \$2

**Court Fees:**

- DMV Administrative Fee= \$10 (*Note: DMV Priors Admin. Fee does not apply to cases disposed with Traffic School.*)
- Night Court Fee = \$1