



INVENTORY OF CRIMINAL AND INFRACTION FINES AND FEES AT SEATTLE MUNICIPAL COURT

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Legislation Text

File #: Res 31637, Version: 1

CITY OF SEATTLE
RESOLUTION _____

A RESOLUTION recognizing the obstacles faced by previously incarcerated individuals that often result in recidivism, and the potential to reduce recidivism rates, criminal justice costs, and incarceration's negative impacts on individuals, the community, and the City of Seattle; requesting the Mayor to establish a Prisoner and Community Corrections Re-entry Work Group composed of residents, City departments, the Seattle Municipal Court, and the Legislative Department to coordinate and strengthen the City's efforts to assist prisoner community re-entry.

WHEREAS, in 2015 approximately 2.2 million people were incarcerated nationally - a 500 percent increase in the last 30 years; and

WHEREAS, in 2015 16,675 adults were incarcerated in Washington State Department of Corrections (DOC) prisons, with an additional 17,064 under DOC Community Supervision and another 12,618 people on average per day in local jails, with approximately 2,800 jailed in King County; and

WHEREAS, in 2014 about 20 percent of the almost 8,000 individuals released from DOC were released to King County; and

WHEREAS, people of color are disproportionately represented among those released in King County; a 2003 reentry study demonstrated that while African-Americans were only six percent of King County's population, 41 percent of people released from DOC were African-Americans, and while Latinos were only six percent of King County's population, 18 percent of people released from DOC were Latinos; and

WHEREAS, Seattle is home to a significant number of released prisoners - primarily in the downtown commercial district and the central residential neighborhoods that extend down through south Seattle

and the Rainier Valley; and

WHEREAS, national corrections costs exceed \$70,000,000,000 per year, with most of the total borne by state and local governments, DOC spends an average of \$46,897 per year for each inmate, and it costs King County approximately \$147 per day to keep a person incarcerated; and

WHEREAS, reducing recidivism is critical to reducing criminal justice costs; and

WHEREAS, costs of incarceration are so high that even modest reductions can produce significant budget savings; and

WHEREAS, currently there is a danger of overcrowding in Washington prisons and a possible need for prison expansion in the future; and

WHEREAS, data shows that approximately 30-50 percent of all prisoners who are released will be back in prison within three years; and

WHEREAS, reducing recidivism rates will reduce incarceration rates, costs, overcrowding, and the pressure for additional prison space in the future; and

WHEREAS, arrest, conviction, or incarceration can lead to the loss of employment and housing, disrupt family and social ties, and create a social stigma from a criminal record, all of which interfere with an individual's successful reintegration into the community; and

WHEREAS, Seattle has worked to increase the availability and accessibility of employment, housing, public benefits and government services to all persons, recognizing there are particular obstacles for previously incarcerated individuals; and

WHEREAS, Seattle passed the 2013 Jobs Assistance Ordinance to remove barriers to employment for qualified applicants with criminal records; and

WHEREAS, Mayor Murray's Housing Affordability and Livability Committee recommends that the City pursue a combination of local legislation, education, and technical assistance to ensure fair access to Seattle's housing options for people with criminal records, as studies show that people with stable

housing are more likely to successfully reintegrate into society and less likely to reoffend; and WHEREAS, in Seattle's 2015 State Legislative Agenda, Seattle supported HB 1553, introduced in the Washington State legislature in 2015, which would create a court process to obtain a Certificate of Restoration of Opportunity (CROP) that would remove state barriers to occupational licenses and certifications based on a conviction resulting in increased employment and housing opportunities for people with criminal convictions; and

WHEREAS, HB 1553 was unanimously passed by the House, received a hearing in the Senate, but did not pass out of the Senate committee and will be re-introduced in 2016; and

WHEREAS, Seattle recognizes that the continuing negative effects of a criminal record on an individual's ability to enjoy the status of an ordinary resident of Seattle should end, and that, after they have paid their dues to society, individuals with a criminal record should be placed in the same social and legal position they had prior to conviction; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE MAYOR CONCURRING, THAT:

Section 1. Seattle's support for HB 1553, introduced in the Washington State legislature in 2015, will be included in Seattle's Legislative Agenda for the 2016 legislative session and will be a prioritized public safety strategy aligned with its foundation as a Human Rights City.

Section 2. The Mayor is requested to convene a Prisoner and Community Corrections Re-entry Work Group (Work Group). The goal of the Work Group is to coordinate and strengthen the City's efforts to assist prisoner community re-entry. The Work Group will be composed of:

- A. Eight residents with knowledge of the criminal justice system and the Directors, or their designees, of the following departments:
- B. Office of Policy and Innovation;
- C. Office of Housing;

D. Seattle Office of Civil Rights;

E. Human Services Department;

F. Seattle Municipal Court; and

G. Legislative Department.

Section 3. Scope of Work. The Prisoner and Community Corrections Re-entry Work Group will:

A. Inventory the City's current work to help previously incarcerated individuals transition into stable housing and employment;

B. Inventory and assess the City's current imposition and collection of fees and fines for criminal violations and infractions and the impact of such on successful re-entry;

C. Identify areas where the City's efforts would be strengthened by more effective coordination with other criminal justice agencies, and define steps needed to effectuate those changes;

D. Develop a set of additional policies, ordinances, strategies, or programs the City of Seattle can implement to facilitate prisoner re-entry and remove unnecessary barriers to employment, housing and other benefits. Consideration should be given to:

1. Implementation of the Certificate of Restoration of Opportunity (CROP) if State legislation is passed in 2016;

2. Development of a local CROP if State legislation is not passed in 2016;

3. Amendment of current laws prohibiting discrimination in housing and employment to include individuals with a CROP;

4. Coordination with the Housing Affordability and Livability Advisory Committee (HALA) recommendations; and

5. Consideration of a public education campaign on re-entry issues.

Section 4. Schedule and Reports to Council. The Work Group is requested to provide a schedule and anticipated deliverables, to the Council's Public Safety, Civil Rights and Technology committee, or the successor council committee with oversight of public safety, by the end of February 2016. The Work Group schedule should include a schedule of regular reporting dates to the Council and Mayor. The Work Group's final report is due September 1, 2016 and should include a fiscal analysis of any recommended changes to city policies, ordinances, strategies, or programs.

Adopted by the City Council the ____ day of _____, 2015, and signed by me in open session in authentication of its adoption this _____ day of _____, 2015.

President _____ of the City Council

The Mayor concurred the ____ day of _____, 2015.

Edward B. Murray, Mayor

Filed by me this ____ day of _____, 2015.

Monica Martinez Simmons, City Clerk

(Seal)

Financial Screening Bench Card

1. Living situation?¹
 - a. Marital Status
 - b. Total number of dependents (including defendant)
 - c. If living with spouse, parents, etc, ask for their income and job status (No. 3 below)
 - d. Who helps with the expenses?
2. Public assistance
 - a. SSI or Disability?
 - b. TANF?
 - c. Food Stamps?
 - d. Medicaid?
 - e. Other assistance?
3. Education
 - a. What is your highest level of education²
 - b. What degrees do you hold?
 - c. Do you have any other job or vocational training?
 - d. Are you planning on going back to school for anything?
 - i. When?
 - ii. Expected date of graduation?
 - iii. Employment expectation upon graduation?
4. Work
 - a. What is your current job?
 - b. How much do you make?
 - c. How long have you been working there?
 - d. What are your responsibilities?
 - e. What is your plan for advancement in the future?
 - f. So you have any other sources of income other than your work?
5. If unemployed:
 - a. What is the last job you held?
 - b. How much did you make?
 - c. How long did you work there?
 - d. Why are you not working there anymore?
 - e. Have you looked for similar work in the same field? What has been the result?
6. Household expenses
 - a. Rent³
 - b. Food⁴
7. Assets⁵
 - a. Bank account? What is your balance?
 - b. Stocks, bonds, CDs, etc.
 - c. Equity in home?
 - d. Vehicles?
 - e. Jewelry

¹ Used to determine household income, expenses, etc.

²See attached table of earnings for future earning potential

³ Median contract rent in 2013 for apartments in King County: \$1065.

⁴ USDA average cost April 2016 for a moderate food plan: Male age 19-50: \$69.60, Female age 19-50: \$59.40. Family of 4 kids under age 5: 204.70, kids over age 5: 244.30.

⁵ To be asked if 1-5 do not make the determination clear.

Earnings and unemployment rates by educational attainment, 2015

Education attained	Unemployment rate in 2015 (Percent)	Median weekly earnings in 2015
Doctoral degree	1.7	\$1,623
Professional degree	1.5	1,730
Master's degree	2.4	1,341
Bachelor's degree	2.8	1,137
Associate's degree	3.8	798
Some college, no degree	5.0	738
High school diploma	5.4	678
Less than a high school diploma	8.0	493
All workers	4.3	860

Note: Data are for persons age 25 and over. Earnings are for full-time wage and salary workers.
Source: Current Population Survey, U.S. Department of Labor, U.S. Bureau of Labor Statistics



FULL FINANCIAL SCREENING -- 1 of 2

DEFENDANTS NAME:	SMC Case #
Courtroom #	Referral Date:

***Before you leave the Building: Go directly to Room 235 to set an Appointment for your Financial Screening.
 *Or within 36 hrs of release from Jail: Go to Room 235 or call to set an Appointment for your Financial Screening.
 Seattle Justice Center, 600 5th Ave, Room 235, Sea, Wa 98104 -Financial Screener #206-684-7813**email: shelley.george@seattle.gov**

To be considered for a reduction of Fines and Fees, we will fill out this form completely.

****If you do not follow through with a Financial Screening Appointment then you are responsible for payment on 1st Floor.**

A) PRESUMPTIVE ELIGIBILITY: (Scnr Email DSHS / Docs Provided by Def.)

1. Place an "X" next to any of the following types of assistance you receive:

- Public Assistance > AFDC TANF Food Stamps Committed to a Public Mental Health Facility
- SSI-Poverty Based GAU/GAX (ABD / MCS)
- Other: Please Describe: _____ Medicaid Poverty Related Veterans' Benefits

(if you marked an "X" by any of the above, please provide Documentation .)

B) LIVING SITUATION: * PROVIDE Tax Documents : Personal, Shared, Business *

- 2. Own-Buying / Homeless/ Rent/ Shelter/ Stays with - Other: _____ In Sea: _____ Monthly Payment: \$ _____
- 3. Address: Living Mailing:

- 4. How long Homeless or at this address? _____ Who do you pay rent to a landlord or to family or friend?
- 5. Who do you live with and their relationship to you? Or new addr due to NCO? _____
- 6. Who can we call as a reference & their phone#? _____
- 7. Are you Single / Married-Registered Domestic Partner / Separated / Divorced / Widowed
- 8. How many of your own children LIVE with you fulltime? _____ / Ages of all Kids? _____
- 9. Which people do you support who LIVE with you? Self & _____

C) MEANS OF SUPPORT: * PROVIDE the last 3 months > Paystubs or documentation of other Sources of income. *

- 10. Check all means of support that apply: Job / On-Call Work / Works Off-On / Not Working / Family or Significant Other / Unemployment Compensation / SSI-Pension / SSI-Disability (phy/mh) / Other (Savings/Investments/Rental Income): _____
- 11. What matters & amounts are garnisheed from your check? _____
- 12. On average how much money do YOU take home after taxes and garnishment >>>>>>>>>>>> **+\$** LIST one month: _____
- 13. How much money a month do YOU receive from family/friends to help with living expenses? >>>>>> **+\$** _____
- 14. On average how much money does your SPOUSE-Registered DOMESTIC PARTNER take home after taxes > **+\$** _____
- 15. Length of time Working, Unemployed, Retired, on Disability, etc ...: _____
- 16. Employer: _____ Job/Hrs: _____
- 17. Do you work seasonally or occasionally or where taxes aren't taken? Yes / No :
- 18. How likely is it that you will get a job in the next year? Very / Not Likely (Why?) - Employer/Job/Start:
- 19. PRIOR Job Hx:

Payment Options

As of January 2017

PAY IN FULL

- In-person: 600 Fifth Ave, lobby
- Telephone IVR: 206.233.7000
- Internet: www.seattle.gov/courts
- Drop-box: 600 Fifth Ave, entrance
- Mail: PO Box C34109, Seattle WA 98124-1109 (City Treasury)

DUE DATE EXTENSIONS

30 day extension to pay in full, or make first payment

- without a hearing, or
- after an in-person hearing

No extension for AdMail beyond the 30 days indicated in the decision letter.

Extend from the current Due Date, not from the date of contact/request.

If the defendant doesn't have the first payment, you should set up a time payment plan with a future first payment date rather than an extension. Exceptions include relicensing/adjudication and extensions to return with proof of assistance. (But DSHS rep in the Resource Center may be able to provide proof of assistance.)

TIME PAYMENT OPTIONS

A \$10 administrative fee (TFEE) is imposed on any plan that includes a non-criminal case/citation. (No TFEE on criminal-only plans!)

Regular Time Payment

- Minimum debt amount: \$50 (Less than \$50, required to pay in full within 30 days)
- First payment is the same amount as the monthly payment
 - Add \$10 TFEE before calculating monthly payment (Apply \$10 to TFEE obligation from first payment)
- minimum \$50 monthly payment; therefore if debt < \$600, \$50 monthly payments
- If debt is \$600 or more but less than \$1200,
 - standard plan period is 12 months (so payment < \$100/month). If defendant is unable to pay the resulting monthly payment, try 18 months. If still too high, 24 months.
 - No plans < \$1200 longer than 24 months unless directed by judge or approved by supervisor or manager.
- If debt is \$1200 or more:
 - standard plan period is 24 months. If defendant is unable to pay the resulting monthly payment, try 30 months. If still too high, 36 months. (Of course, if a defendant wants to pay off a debt > \$1200 in less than 24 months, that's fine.)
 - No plans longer than 36 months unless directed by judge or approved by supervisor or manager.

- First payment is due no more than 30 days after the agreement is created. (Generally, if the defendant isn't paying the first payment at setup, you should set the first payment due date out 30 days.)
- Apply first \$10 of first payment to TFEЕ obligation (automatic in time pay app)
- A case or ticket may be set up for time payments two times, but will only be recalled from collections if it is causing a suspended driver's license.

Time payment or community service plans for Court employees must be approved by a manager, director, or judicial officer.

Low-income Time Payment

- Minimum debt amount: none
- Defendant must prove s/he is receiving poverty assistance, or complete a financial screen – if falls below Federal and State Poverty Guidelines then eligible for an Indigent time pay
- If debt is \$75 or less, \$10 minimum monthly payment is allowed
- If debt is \$300 or more, but less than \$600,
 - Minimum \$25 monthly payment
 - standard plan period is 12 months (so monthly payment is \$25-\$50). If defendant is unable to pay the resulting monthly payment, try 18 months. If still too high, 24 months.
 - No plans < \$600 longer than 24 months (\$25/month) unless directed by judge or approved by supervisor or manager.
- If debt is \$600 or more:
 - Minimum \$25 monthly payment
 - standard plan period is 24 months. If defendant is unable to pay the resulting monthly payment, try 30 months. If still too high, 36 months.
 - No plans longer than 36 months unless directed by judge or approved by supervisor or manager.
- Down payment required, same amount as monthly payment
 - Add \$10 TFEЕ **before** calculating payments
- Apply first \$10 of down payment to TFEЕ obligation
- A case or ticket may be set up for time payments two times, but will only be recalled from collections if it is causing a suspended driver's license. Indigent time pay policies (lower down and monthly payments) are available either/both times if defendant is indigent.

Adding matters to current time payment plans

- Must be in compliance with current plan; no additional payment required
- Add \$10 TFEЕ before calculating new monthly payment amount and/or generating new plan document

Community Service in lieu of infraction fine

- Conversion rate is \$15/hour.
- No minimum obligation amount; minimum assignment is 3 hours.
- Defendant must prove s/he is receiving poverty assistance, or complete a financial screen – if falls below Federal and State Poverty Guidelines then eligible.
- 5 hours a week or 25 hours a month until hours are completed in full, plus one week (to allow a week to locate/apply/screen)

- CSHS only allowed at Probation-approved sites (list provided to defendant)
- A defendant may convert only 10 citations to community service in a rolling 12-month period.
- If there is a failure to comply with community service agreement, defendant may be made ineligible for community service for up to 1 year.

General rule: accept completed (and verified) hours even if completed or turned in late. Add default penalty if appropriate, and allow CS for default penalty.

NOTE: Community service ordered by a judge/magistrate for a disabled parking violation must be for an agency that is focused on serving the disabled community.

Recalling tickets from collections

- Relicensing: infractions suspending a driver's license
 - Allowed two times (*but OK to recall later for PIF*)
 - Third time OK upon verification from Financial Empowerment Center
- Expired tabs parking: Allowed one time for indigent defendants
- Default penalties remain
- Community service OK (if income-eligible)

Adjudication policies

- Adjudicate infraction and parking citations when the first payment is received, or first five (5) community service hours reported. (To enable this policy, do not set up payment plans for relicensing/adjudication until the first payment is made.)
- If defendant fails to complete payment or community service plan...
 - Infractions: Report to DOL
 - Parking: Use DOL Parking Adjudication Form (SharePoint) to report two or more parking tickets to reinstate the registration hold. Use the "Failure to pay" checkbox and record the * date in the "Date Paid" column.

Impound fees and charges

- Time payment only if ordered by a magistrate/judge
- Defendant must sign a promissory note (This requirement is awaiting development of the promissory note form.)
- 25% down in order to initiate time pay on towing and administrative fees (unless waived by magistrate/judge)
- Down payment to be received prior to sending release to the tow company
- Work with defendant to set up time pay for matter that led to scofflaw
- Community service not allowed for impound fees

Probation fee (PSFE) and records check fee (RCFE)

- \$10 TFEF applies to both time payment plans for PSFE and RCFE even if there are no other fines or fees; due at first appearance or in 30 days.
- Probation fee obligation (PSFE) is calculated and entered by the Court Clerk as a lump sum obligation @ \$25/month; if there are no other fines/fees except RCFE, you can set up as time payment at \$25/month, rather than a normal \$50 minimum.
- Records check fee obligation (RCFE) is calculated and entered by the Court Clerk as a lump sum obligation @ \$10/month; if no other fines/fees you can set up as time payment at \$10/month, rather than the normal \$50 minimum. First monthly payment is due 30 days after first appearance.

State Local Assessments Revised March 2017

			AMT*	ABLE TO SUSPEND due to indigency	CONVERTED TO COMMUNITY SERVICE	% to City	Effective Date
* M=Mandatory							
* D=Discretionary							
		PAYMENT REFERENCE					
* M	CCFE	CRIMINAL CONVICTION FEE (RCW 3.62.085)	\$43	Y**	N	68%	July 24, 2005
* M	BRTH	BREATH TEST ASSESSMENT-Alcohol Violators Fee (RCW 46.61.5054)	\$200	Y		27%	July 22, 2011
* M	CRAS/DIAS	CRIMINAL JUSTICE FUNDING (RCW 46.64.055)	\$102.50	Y	Y	0%	July 22, 2001
* M	DNAF	DNA FEE***	\$100	N		0%	June 13, 2002
* M	STDC	Sex Education Fee (SMC 12A.10.110) (patronizing only)	\$169.50	Y		100%	Sept.16, 2012
* M	SIVF	SEX INDUSTRY VICTIMS FUND (statutory non-statutory diversions PTD, dispo cont)					
		12A 10.040 patronizing/Sexual Exploitation	\$1,000	Y		100%	Oct. 29, 2008
		12A 10.060 permitting prostitution	\$1,000	Y		100%	Oct. 29, 2008
* M	PPIA****	PROSTITUTION PREVENTION AND INTERVENTION (for convictions, DP, PTD or dispo cont)					
		12A 10.020 prostitution	\$50	Partial		100%	June 6, 1996
		12A 10.040 Sexual Exploitation/Patronizing a prostitute	\$1,500/\$2,500/\$5,000***	Partial		100%	Sept 16, 2012
		12A 10.060 Permitting prostitution	\$1,500/\$2,500/\$5,000***	Partial		100%	Sept 16, 2012
		SMC 12A.10.130 /RCW 9A.88.120 (Indecent Exposure)	\$50	Partial		0%	Nov. 1 , 2013
* M	DVPA	DV PREV ACCT SURCHARGE (vio protection order) 26.50.110(1)(b)(ii)	\$15	N			July 24, 2015
* D	CLAF	CRIME LAB ANALYSIS FEE (RCW 43.43.690)	\$100	Y		5%	June 11, 1992
* D	COST	COURT COSTS (actual expenses RCW 3.62.060; 3.62.065; 3.62.040)				56%	
* D	DVOA	DV ADVOCACY/PREVENTION (RCW 10.99.080)	not to exceed \$100	Y		100%	June 10, 2004
* D	DVPA	DV PREV ACCT SURCHARGE (DV related conviction 10.99.080)	\$15	Y			July 24, 2015
* D	PSFE	PROBATION SUPERVISION FEE RCW 10.64.120 (See Probation Monitoring Fee & Assessment Table Attachment)				100%	
* D	PTDF	PRE-TRIAL DIVERSION FEE (local)		Y	8 hrs CS		
* D	REST	RESTITUTION (to be determined)		N/A			
* D	TRA	TRANSFER OFFENDER FEE (RCW 9.94A.745) (\$60 DOC and \$40 to City)	\$100	N	N		July 1, 2005
* D	BFEE	BOND EXONERATION FEE (\$100) RCW 10.19.140	\$100	N	N	100%	July 27, 2003
* D	INCA	INCARCERATION FEE (RCW 10.01.160 not to exceed \$100 day on PTH)	\$175			100%	July 24, 2005
* D	DFEE	PUBLIC DEFENDER FEE (\$430 new/ \$260 review)				100%	
* D	WFEE	WARRANT FEE Maximum of \$100 RCW 10.01.160(2)				100%	June 9, 1994
* D	WTNF	WITNESS FEES (RCW 10.01.160 excludes costs guaranteed by rt to jury tria l)				100%	

**See RCW 35.20.255

*** DNA test not ordered if DNA on file, but fee is assessed upon conviction on mandatory charges:

DNA testing mandatory for: 12A.06.035-Stalking; 12A.06.040-Harassment; 12A.10.040-Patronizing/Sexual Exploitation;

12A.10.140 - Communicating w/Minor Immoral Purposes; 12A.06.010B - Assault - Sexual Motivation; 12A.06.180 A - Only for Violating Sexual Assault Order

**** PPIA Fee (Patronizing & Permitting Prostitution) \$500/\$833/\$1,667 cannot be reduced waived or suspended

<u>COMMUNITY SERVICE SITES</u>	
AUBURN	
Auburn Food Bank	930 18th Pl NE Auburn, WA 98002
BELLEVUE	
Bellevue Skate Park	14224 Bel Red Rd Bellevue, WA 98007
Hopelink of Bellevue	14812 Main Street Bellevue, WA 98007
BONNEY LAKE	
Bonney Lake Food Bank	18409 Veterans Memorial Drive E Bonney Lake, WA 98391
BURIEN	
Burien St. Vincent de Paul	13445 1st Ave S Burien, WA 98168
Highline Food Bank	18300 4th Avenue S Burien, WA 98148
Weed Warriors	13257 5th Ave SW Burien, WA 98146
CARNATION	
Hopelink of Sno-Valley	31957 E Commercial St Carnation, WA 98014
BALLARD (SEATTLE)	
Ballard Northwest Senior Center	5429 32nd Ave NW Ballard, WA 98107
Boys & Girls Club of Ballard	1767 NW 64th St Seattle, WA 98107
St. Luke's Episcopal Church	5710 22nd Ave NW Seattle, WA 98107
CENTRAL/DOWNTOWN SEATTLE	
Atlantic Street Center	2103 S Atlantic St Seattle, WA 98144
Bloodworks Northwest	921 Terry Avenue Seattle, WA 98104
CASA Latina	317 17th Ave S Seattle, WA 98144
Center for Wooden Boats	1010 Valley Rd Seattle, WA 98109
Centerstone Food Bank	722 18th Ave Seattle, WA 98122
Chinese Information & Service Center	611 S Lane St Seattle, WA 98104
Community Lunch on Capitol Hill	1710 11th Ave Seattle, WA 98122
Daybreak Star Indian Cultural Center	3801 West Government Way Seattle, WA 98199
Eritrean Community Center	2402 E Spruce St Seattle, WA 98122
Gondar Mutual Association	1223 E Spruce St Seattle, WA 98122
Metropolitan Improvement District	423 Stewart St Seattle, WA 98101

Millionaire Club	2515 Western Ave Seattle, WA 98121
Pike Market Food Bank	1531 Western Ave Ste P Seattle, WA 98101
Plymouth Housing Group	2113 3rd Ave Seattle, WA 98121
Post-Prison Education Program	810 3rd Ave Suite 180 Seattle, WA 98104
PSKS - Peace for the Streets by Kids from the Street	1609 19th Ave #100 Seattle, WA 98122
Puget Sound Labor Agency Food Bank	2800 1st Ave #126 Seattle, WA 98121
Recovery Café	2022 Boren Ave Seattle, WA 99121
RecTech	917 E Yesler Way Seattle, WA 98122
Salvation Army Food Bank and Women's Shelter	1101 Pike Street Seattle, WA 98101
Seattle Area Support Group	115 15th Ave E, Suite 202 Seattle, WA 98112
Seattle Indian Center	1265 S Main St. Ste 105 Seattle, WA 98144
Sound Generations	2208 2nd Ave Ste 100 Seattle, WA 98121
The Cathedral Kitchen	804 9th Ave Seattle, WA 98104
Union Gospel - Genesis	318 2nd Ave Ext S Seattle, WA 98104
Urban ArtWorks	815 Seattle Blvd S Suite B-7 Seattle, WA 98134
Urban League of Metropolitan Seattle	105 14th Ave Ste #180 Seattle, WA 98122
Urban Reststop	1924 9th Ave Seattle, WA 98101
VERA Project	305 Harrison St Seattle, WA 98109
Washington Talking Book & Braille Library	2021 9th Ave Seattle, WA 98121
Washington Trails Association	705 2nd Ave Seattle, WA 98104
DES MOINES	
Des Moines Area Food Bank	22225 9th Ave S Des Moines, WA 98198
EVERETT	
Everett Gospel Mission	3711 Smith Ave Everett, WA 98201
FEDERAL WAY	
Federal Way Food Bank	1200 S 336th St Federal Way, WA 98003
Sunshine Physically Challenged Foundation	33442 1st Way S Suite 102 Federal Way, WA 98003
KENMORE	
Rabbit Meadows	8030 Bothell Way NE Kenmore, WA 98028

KENT	
Kent Food Bank	515 W Harrison St #107 Kent, WA 98032
Kent Youth & Family Services	232 2nd Ave S Ste 201 Kent, WA 98032
New Connection in Kent	422 W Titus St Kent, WA 98032
Pregnancy Aid of Kent	1209 Central Ave S #204 Kent, WA 98032
KIRKLAND	
Hopelink of Kirkland/Northshore	11011 120th Ave NE Kirkland, WA 98033
Kirkland Arts Center	620 Market Street Kirkland, WA 98033
Boys & Girls Clubs of Kirkland	10805 124th Avenue NE Kirkland, WA 98033
LAKEWOOD	
Emergency Food Network	3318 92nd Street S Lakewood, WA 98499
LYNNWOOD	
La Esperanza Counseling Services	20815 67th Ave W Lynnwood, WA 98036
Lynnwood Food Bank	5320 176th St SW Lynnwood, WA 98037
MAPLE VALLEY	
Maple Valley Food Bank	21415 SE Renton Maple Valley Rd Maple Valley, WA 98038
MOUNTLAKE TERRACE	
Concern for Neighbors	4700 228th St SW Mountlake Terrace, WA 98043
NEW CASTLE	
Coal Creek Family YMCA	13750 Newcastle Golf Club Rd Newcastle, WA 98059
NORTH SEATTLE/U-DISTRICT	
Books to Prisoners	4731 15th Ave NE Seattle, WA 98105
Elizabeth Gregory Home	1604 NE 50th St Seattle, WA 98105
Family Works Food Bank	1501 N 45th St Seattle, WA 98103
North Helpline Food Bank	12736 33rd Ave NE Seattle, WA 98125
Phinney Center	6532 Phinney Ave N Seattle, WA 98103
Sanctuary Art Center	1604 NE 50th St Seattle, WA 98105
Seattle Tilth	4649 Sunnyside Ave N Seattle, WA 98103
Sojourner Place	5701 8th Ave NE Seattle, WA 98105
Street Youth Ministries	4540 15th Avenue NE Seattle, WA 98105

University District Food Bank	5017 Roosevelt Way NE Seattle WA 98105
University District YMCA	5003 12th Avenue NE Seattle, WA 98105
REDMOND	
Friends of Youth	16225 NE 87th St Redmond, WA 98052
Hopelink of Redmond	16725 Cleveland St Redmond, WA 98052
Old Redmond Firehouse Teen Center	16510 NE 79th St Redmond, WA 98052
YWCA of Seattle/King/Snohomish County	16601 NE 80th St Redmond, WA 98052
RENTON	
Emergency Feeding Program of Seattle & King County	851 Houser Way N Renton, WA 98057
Salvation Army of Renton	206 S Tobin St Renton WA 98057
SEATAC	
AARP Foundation Fraud Fighter Center	18000 International Blvd #315 Seatac, WA 98188
Highline SeaTac Botanical Garden	13735 24th Ave S SeaTac, WA 98168
Somali Youth & Family Club (SYFC)	19550 International Blvd, Suite 106 SeaTac, WA 98188
SHORELINE	
Center For Human Services	14803 15th Ave NE Seattle, WA 98155
Hopelink of Shoreline	17839 Aurora Ave N Shoreline, WA 98133
Shoreline and Lake Forest Park Senior Center	18560 1st Ave NE Shoreline, WA 98155
SOUTH SEATTLE	
Asian Counseling & Referral Service	3639 Martin Luther King Jr Way S Seattle, WA 98144
Bible Study Outreach Ministries	12421 Renton Ave S Seattle, WA 98178
Central Area Senior Center	500 30th Ave S Seattle, WA 98144
Consejo Counseling	3808 S Angeline St Seattle, WA 98118
East African Community Development Council and Refugee Federation Service Center	7101 Martin Luther King Jr Way S Seattle, WA 98118
El Centro de la Raza	2524 16th Ave S Seattle, WA 98144
Eritrean Association in Greater Seattle	1528 S Valentine Pl S Seattle, WA 98144
Ethiopian Community Mutual Assoc.	8323 Rainier Ave S Seattle, WA 98118
Filipino Community Center	5740 Martin Luther King Jr Way S Seattle, WA 98118
Georgetown Food Bank	5972 4th Ave S Seattle, WA 98108

Legacy of Equality, Leadership & Organizing (LELO)	3720 Airport Way S Seattle, WA 98134
Lifelong Aids Alliance	210 S Lucile St Seattle, WA 98108
Miracle Food Bank	7418 S 126th St Seattle, WA 98178
Pacific Asian Empowerment Program	270 S Hanford St Ste 204 Seattle, WA 98134
POCAAN (People Of Color Against Aids Network)	4437 Rainier Ave S Seattle, WA 98118
Providence Regina House	8201 10th Avenue S #6 Seattle, WA 98108
Rainier Chamber of Commerce	5290 Rainier Avenue South Seattle, WA 98118
Rainier Valley Food Bank	4205 Rainier Avenue South Seattle, WA 98118
Seadrunar Recycling	28 S Brandon St Seattle, WA 98134
Seattle Marathon Association	411 S Dawson St. Suite D Seattle, WA 98108
Seattle's Union Gospel Mission	3800 S Othello St Seattle, WA 98118
Society of St. Vincent de Paul	5950 4th Ave S Seattle, WA 98108
The Food Bank at Saint Mary's	611 20th Ave S Seattle, WA 98144
The Tenants Union	5425 Rainier Ave S Ste B Seattle, WA 98118
Volunteers Chore Services	100 23rd Ave S Seattle, WA 98144
SPOKANE	
Veterans of Foreign Wars (VFW)	300 West Mission Ave Spokane, WA 99202
TACOMA	
Tacoma Rescue Mission	425 S Tacoma Way Tacoma, WA 98402
The Food Connection	1323 S Yakima Ave Tacoma, WA 98405
TUKWILA	
Tukwila Pantry - Food Bank	3118 S 140th Street Tukwila, WA 98168
WEST SEATTLE	
ArtsWest Playhouse and Gallery	4711 California Ave SW Seattle, WA 98116
Camp Fire USA Central Puget Sound	2414 SW Andover St, Ste D-105 Seattle, WA 98106
Disabled American Veterans	4857 Delridge Way SW Seattle, WA 98106
Service Board and Nature Consortium	4408 Delridge Way SW Seattle, WA 98106
Safe Futures Youth Center	6337 35th Ave SW Seattle, WA 98126

Seattle Housing Authority	6558 35th Ave SW Seattle, WA 98126
Southwest Athletic Complex (Site 632)	2801 SW Thistle St Seattle, WA 98126
Village of Hope	9421 18th Ave SW Seattle, WA 98106
West Seattle Food Bank	3419 SW Morgan St Seattle, WA 98126
West Seattle Senior Center	4217 SW Oregon Street Seattle, WA 98116
West Seattle YMCA	4515 36th SW Seattle, WA 98126
White Center Food Bank	10829 8th Ave SW Seattle, WA 98146

VICTIM IMPACT STATEMENT

Defendant Name:

SMC Case #:

VICTIM IMPACT STATEMENT: Only you can tell us how you have been affected by this crime. If there are things you would like to express, please complete the enclosed form and forward it to our office within 30 days. If the defendant is convicted, the judge will read your statement prior to imposing a sentence. A copy of the statement will be included in the court file and made publicly available in the Seattle Municipal Court Portal. It will also be provided to the defense attorney and to the defendant so you may decide not to include your address or telephone number. If you need additional space, you may attach a separate sheet or use the back.

- 1. Please describe the physical, emotional and/or psychological impact this crime had on you.
2. Please describe anything about the crime or the incident that you want the Judge to consider in deciding what sentence to impose on the defendant.

Printed Name: _____

Signature: _____ Date: _____

If you are submitting this form on behalf of someone else, please print your name below:

_____ Date: _____

You may mail, fax or email this form to:

Seattle City Attorney's Office, Criminal Division
Attention:
701 5th Avenue, Suite 2050
Seattle, WA 98104-7097
Phone: Email:
FAX: (206) 684-4648

RESTITUTION FOR PROPERTY DAMAGE

SUSPECT NAME:
SPD INCIDENT#:
CHARGE(S): DATE OF INCIDENT:

[NAME AND ADDRESS2]

PHONE NUMBERS: Home () _____ Work () _____
EMAIL ADDRESS: _____

PART I: Property Loss or Damage

1. List each lost and/or damaged item and its value
_____ \$ _____
_____ \$ _____

2. For each item, include receipts indicating payment or copies of cashed checks (front and back)

3. If your car was damaged, please provide 2 (two) estimates for each repair. If items were taken or destroyed, please submit estimate/cost from a business.

TOTAL or estimated amount of ALL your property losses \$ _____
TOTAL amount paid by YOUR insurance \$ _____
TOTAL amount paid by YOU \$ _____
TOTAL amount paid by DEFENDANT or his/her insurance \$ _____
TOTAL of your losses NOT paid for \$ _____

***The Court cannot order restitution for loss of wages, punitive damages, the value of your time or the time of others or anything not related to your personal injury or property damage.

PART II: Insurance -COMPLETE ONLY IF NOT PROVIDED ON ATTACHED DOCUMENTS

NAME OF INSURANCE COMPANY: _____
ADDRESS: _____
CLAIM NUMBER: _____ POLICY NUMBER: _____

Please sign and date below- your restitution request cannot be processed without your signature.
The above information is accurate and correct to the best of my knowledge.

SIGNATURE DATE

If you would like to request restitution, please return this form within 30 days. You may mail, fax or email it to:

Seattle City Attorney's Office, Criminal Division
Attention:
701 5th Avenue, Suite 2050
Seattle, WA 98104-7097

Phone: _____ Email: _____
FAX: (206) 684-4648

RESTITUTION FOR MEDICAL EXPENSES

You may complete and return this form with your current information even if the final amount of your medical expenses are not known at this time. You may provide any additional expenses at a later date, if necessary.

SUSPECT NAME:
SPD INCIDENT#:
CHARGE(S): DATE OF INCIDENT:

[NAME AND ADDRESS3]

PHONE NUMBERS: Home () _____ Work () _____
EMAIL ADDRESS: _____

PART I: Medical Expenses

TOTAL amount of ALL your medical expenses \$ _____
TOTAL amount paid by YOUR insurance \$ _____
TOTAL amount paid by YOU \$ _____
TOTAL amount paid by DEFENDANT or his/her insurance \$ _____
TOTAL of your medical expenses NOT paid for \$ _____

You must provide copies of itemized medical bills for personal injuries caused by the crime.

Will there be medical expenses in the future? Yes No

If so, please explain: _____

***The Court cannot order restitution for loss of wages, punitive damages, the value of your time or the time of others or anything not related to your personal injury or property damage.

PART II: Insurance Coverage

NAME OF INSURANCE COMPANY: _____

ADDRESS: _____

CLAIM NUMBER: _____ POLICY NUMBER: _____

Please sign and date below- your restitution request cannot be processed without your signature.

The above information is accurate and correct to the best of my knowledge.

SIGNATURE

DATE

If you would like to request restitution, please return this form within **30 days**. You may mail, fax or email it to:

Seattle City Attorney's Office, Criminal Division
Attention:
701 5th Avenue, Suite 2050
Seattle, WA 98104-7097
Phone: Email:
FAX: (206) 684-4648

6565 KIMBALL DRIVE SUITE 200
GIG HARBOR WA 98335

Telephone : 1-253-620-2239 / 1-800-874-1958
[DATE]

Name:
Account Number : PIN :
Court Case Number : See the reverse side of this letter or attached detail page
Client : See the reverse side of this letter

YOU MUST TAKE ACTION WITHIN 30 DAYS OF THIS LETTER

Your account with SEATTLE MUNICIPAL COURT is delinquent, and has now been placed with AllianceOne for immediate collection efforts. Because of your failure to pay the full amount owed to the Court, an additional \$13.00 administrative fee has been added pursuant to RCW 3.02.045 (5). This \$13.00 assessment is included in the amount due as shown below.

If payment in full or no charge time payment arrangements are not made within 30 days of this notice, the following additional actions will occur:

1. On the 31st day from the date of this notice, an additional collection fee of 17.1% will be assessed, and your account will accrue interest at 12%.
2. Your salary may be garnished and/or your property attached.
3. The renewal of your license may be held.

TO AVOID THE ABOVE SANCTIONS YOU SHOULD:

1. Send payment in full along with the stub below to the address shown below.
2. Call our office at (800) 874-1958 to set up TIME PAYMENTS. Monthly payment may vary depending on the amount you owe, and may not exceed one year with a minimum of \$25.00 per month. Failure to keep your time payment arrangements will result in an additional collection fee.
3. Your license may not be renewed until balance is paid in full.

This communication is from a debt collector. This is an attempt to collect a debt, and any information obtained will be used for that purpose.

ACCOUNT INFORMATION					
Assigned	Assigned Interest	Post Assigned Interest	Other Fees or Charges	Payments Received	TOTAL BALANCE
		-	\$ 13.00	-	

✂ Detach Bottom Portion And Return With Payment ✂



PO BOX 510267
LIVONIA MI 48151-6267
RETURN SERVICE REQUESTED

↑ Mail return address only; send no letters

DEFENDANT NAME
DEFENDANY ADDRESS

To contact us regarding your account, call: 1-253-620-2239 / 1-800-874-1958

If you wish to pay by VISA or MasterCard fill in the information below and return.

Credit Card Number Check One: Visa MasterCard

____ - ____ - ____ - ____

Payment Amt: \$ _____ Exp. Date: ____ / ____ CVV #: _____

Card Holder Name _____ (Last 3 numbers on back of card)

Signature of Card Holder _____ Date _____

ALLIANCEONE RECEIVABLES MANAGEMENT INC.
PO BOX 1849
GIG HARBOR WA 98335

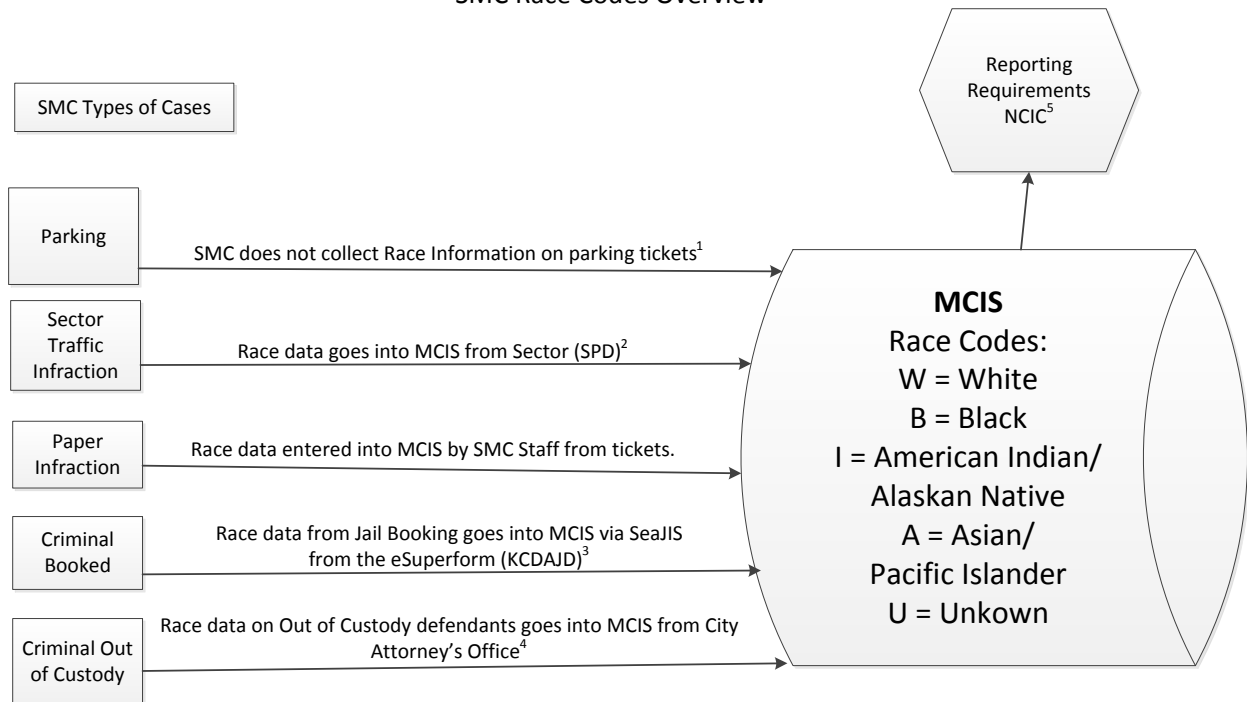
↑ Please send all correspondence and make check or money order payable to the above address:

Account Number	Amount
XXXXXXXXXX	

Daytime Phone # _____ Evening Phone # _____

Race Data in MCIS

SMC Race Codes Overview



SMC Race Codes Notes:

¹Includes traffic camera tickets. Reviewing parking tickets for requested race demographics is not recommended as parking tickets are associated with a car and not a person so there is no demographic data on a parking ticket. The only way possible demographic information is available is if a hearing is requested by a defendant who has an existing MCIS defendant record with race data entered from a previous infraction or criminal case. However, using race data in this way would be biased based on whether an individual requests a hearing.

²DOL does not provide race data (i.e. Race is not listed on a Driver's License). We are concluding that when a police officer issues a traffic infraction/citation and lists race this is based on the police officer's observation. Race is a required field for Citations. Sector includes all of the same race codes as MCIS but also includes H for Hispanic. If Sector changes or adds codes the code gets mapped to null (blank) until SMC IT changes the upload to MCIS. Hispanic currently gets mapped to Null.

³Jail Booking race codes are the same as MCIS. SPD records defendants information directly into King County Booking and Referral System (BARS) eSuperform, which then comes into MCIS. eSuperform does not record H for Hispanic.

⁴City Attorney's Office race codes are the same as MCIS but also include H for Hispanic. SPD records defendant race and records it in its own RMS, that gets passed to CAO's DAMIEN.

⁵The races codes used in MCIS follow the reporting requirements that have been standardized by the Federal Bureau of Investigation in the NCIC code manual. According to the NCIC reporting requirements Hispanics should be entered with the race code most clearly representing the individual.

Fines and Fees Background

Case Types

DV Cases:

DVPA – Domestic Violence Prevention Account Surcharge (Violation Protection Order) – RCW 26.50.110(1)(b)(ii)

Who pays: Any adult offender who has violation of a domestic violence protection order issued under this chapter, and in addition to any other penalties provided by law.

Amount: \$15, in addition to any penalty or fine imposed.

Fee purpose: For the domestic violence prevention account.

Where the money goes: 100% to the State Treasury.

Can it be waived/suspended?: No

DVOA – Domestic Violence Offender Assessment – RCW 10.99.080

Who pays: Any (person) adult offender convicted of a crime involving domestic violence.

Amount: Penalty assessment not to exceed \$100. The assessment shall be in addition to, and shall not supersede, any other penalty, restitution, fines, or costs provided by law.

Fee purpose: Revenue from the assessment shall be used solely for the purposes of establishing and funding domestic violence advocacy and domestic violence prevention and prosecution programs in the city or county of the court imposing the assessment. If the city or county does not have domestic violence advocacy or domestic violence prevention and prosecution programs, cities and counties may use the revenue collected from the assessment to contract with recognized community-based domestic violence program providers.

Where the money goes: 100% to the City of Seattle

Can it be waived/suspended?: Yes, due to indigency

DVPA – Domestic Violence Prevention Account Surcharge (Domestic Violence Related Conviction) – RCW 10.99.080

Who pays: Any adult offender with a Domestic Violence related conviction (RCW 10.99.080)

Amount: \$15, in addition to any penalty or fine imposed.

Fee purpose: For the domestic violence prevention account.

Where the money goes: 100% to State Treasury

Can it be waived/suspended?: Yes, due to indigency

Prostitution Cases:

STDC – Sex Education Fee – SMC 12A.10.110 (patronizing only)

Who Pays: Defendants who have been convicted or received a non-conviction disposition of prostitution or sexual exploitation charge.

Amount: Currently \$163.50; Effective in 2009 the amount of the charge was set to \$150, set to increase annually beginning in 2010 consistent with the rate of increase in the Seattle-Tacoma CPI, rounded to the nearest \$0.50. Every three years, the Director of the Human Services Department may recommend a further change of the fee based upon evaluation of program costs and revenues.

Fee Purpose: To fund the mandatory counseling program for all persons convicted of or entering a non-conviction disposition of prostitution or sexual exploitation charge.

Where the money goes: 100% to the City; Funds shall be collected by the Seattle Municipal Court and deposited in the General Subfund; and an allocation equal to the program costs as projected in the current year adopted budget shall be made annually to the Human Services Operating Fund.

Can it be waived/suspended?: Yes, due to indigency

SIVF – Sex Industry Victims Fund – SMC 12A. 10. 070¹

Who pays: A person who is charged with a violation of Section 12A.10.040 Sexual Exploitation/Patronizing or 12A.10.060 Permitting Prostitution and who enters into a statutory or nonstatutory diversion agreement.

Amount: \$1000

Fee Purpose: A large majority of sex industry workers are victims of sexual abuse who believe that they have few or no alternatives and have complex problems that require comprehensive services. In 2002, the City Council passed Ordinance 120907, establishing the Care and Treatment of Sex Industry Victims Account, and designated that account to be used to pay for services designed to provide care and treatment to sex industry workers. This account has come to be known as the “Sex Industry Workers Fund.” It is funded with a \$1000 fee on those charged with patronizing a prostitute.

Where the money goes: Money shall be deposited in the Sex Industry Victims Fund, 100% to the City.

Can it be waived/suspended?: Yes, all or partial due to indigency.

PPIA – Prostitution Prevention and Intervention Fund – SMC multiple codes listed below

Who Pays: A person who is either convicted, given a deferred sentence, given a deferred prosecution, or has entered into a statutory or nonstatutory diversion agreement as a result of an arrest for violating Sections listed below.

Amount:

12A.10.020 Prostitution	\$50
12A.10.130/RCW 9A.88.120 Indecent Exposure	\$50
12A.10.040 Sexual Exploitation/Patronizing	\$1,500/\$2,500/\$5,000
12A.10.060 Permitting prostitution	\$1,500/\$2,500/\$5,000

Fee Purpose: Revenue from the fees must be used for local efforts to reduce the commercial sale of sex including, but not limited to, increasing enforcement of commercial sex laws. At

¹ Note: The Sex Industry Victims’ Fund also receives money from 12A.10.115 – Impoundment of vehicle used in sexual exploitation (\$500 fee), however that is handled by the police, not the court, so I have not included it.

least 50% must be spent on prevention (education for offenders, and rehabilitative services for victims)²

Where the money goes: Use and distribution guided by RCW 9A.88.120. Money is collected by the court clerk and given to the county treasurer where the offense occurred. The money is then deposited in the county general fund, except in the case where the offense occurred in a city or town that provides for its own law enforcement, in which case they should go to the city or town treasurer for deposit in their general fund. 2% shall be remitted quarterly to the department of commerce, together with a report detailing the fees assessed, revenue received, and how the revenue was spent.

Can it be waived/suspended?: Yes, partial due to indigency. If determined cannot pay then can reduce up to 2/3rds of maximum allowable fee.

DNAF – DNA Sample Fee RCW 43.43.7541

Who Pays: DNA test not ordered if DNA on file but fee is assessed upon conviction of mandatory charges. DNA testing is mandatory for every person convicted of the following: 12A.06.035 Stalking, 12A.06.040 Harassment, 12A.10.040 Patronizing/Sexual Exploitation, 12A.10.140 Communicating with a Minor for Immoral Purposes, 12A.060.010B Assault Sexual Motivation, 12A.06.180A Only for Violating a Sexual Assault Order as provided in RCW 43.43.754.

Amount: \$100 as provided in RCW 43.43.7541

Fee Purpose: For purposes of DNA identification analysis. The fee is a court-ordered legal financial obligation as defined in RCW 9.94A.030 and other applicable law. This fee shall not be imposed on juvenile offenders if the state has previously collected the juvenile offenders DNA as a result of a prior conviction.

Where the money goes: The clerk of the court shall transmit eighty percent of the fee collected to the state treasurer for deposit in the state DNA database account created under RCW 43.43.7532, and shall transmit twenty percent of the fee collected to the agency responsible for collection of a biological sample from the offender as required under RCW 43.43.754.

Can it be waived/suspended?: No

² https://www.courts.wa.gov/JisLink/index.cfm?fa=jislink.codeview&dir=clj_manual&file=costfee says the split is 98-2

DUI Cases

PAY FINE – RCW 46.61.5055

Who pays: Alcohol and drug violators; person who is convicted of a violation of RCW 46.61.502 (Driving Under the Influence) or 46.61.504 (Physical control of a vehicle while under the influence), except as provided in subsection 6.

Amount: Varies depending on prior offenses and alcohol concentration amounts. See table below:

DUI Reference Minimum*	Amount*	Able to Suspend*	DUI 1st /Alcohol concentration <.15 or no test results	DUI 1st /Alcohol concentration .15or more or test refusal	DUI w/one prior last 7 years Alcohol concentration <.15 or no test results	DUI w/one prior last 7 years Alcohol concentration .15 or more or test refusal	DUI w/two+ prior last 7 years Alcohol concentration <.15 or no test results	DUI w/two+ prior last 7 years Alcohol concentration .15 or more or test refusal
1st <.15	\$5,000	\$4,405.00	\$595.00					
1st .15 or >.15	\$5,000	\$4,150.00		\$850.00				
1 previous w 7/yr <.15	\$5,000	\$4,150.00			\$850.00			
w/7yr .15 or >.15	\$5,000	\$3,725.00				\$1,275.00		
<.15	\$5,000	\$3,300.00					\$1,700.00	
two+ w/7yr .15 or >.15	\$5,000	\$2,450.00						\$2,550.00

Fee Purpose: Varies by penalty

Where the money goes: 100% to the City

Can it be waived?/suspended: Yes, due to indigency.

BRTH – Breath Test Assessment – Alcohol Violators Fee – RCW 46.61.5054

Who Pays: In addition to penalties set forth in RCW 46.61.5051 through 46.61.5053 until September 1, 1995, and RCW 46.61.5055 thereafter, a two hundred dollar fee shall be assessed to a person who is either convicted, sentenced to a lesser charge, or given deferred prosecution, as a result of an arrest for violating RCW 46.61.502, 46.61.504, 46.61.520, or 46.61.522.

Amount: \$200

Fee Purpose: This fee is for funding the Washington state toxicology laboratory and the Washington state patrol for grants and activities to increase the conviction rate and decrease the incidence of persons driving under the influence of alcohol or drugs.

Where the money goes: 27% to the City, 73% to the State. Of the \$200 collected, \$175 is to be distributed to the following:

- 40%: subject to distribution under RCW 3.46.120, 3.50.100, 35.20.220, 3.62.020, 3.62.040, or 10.82.070
 - o 60%: given to the state treasurer who shall use:
 - 15% in the death investigations account to be used solely for funding the state toxicology lab blood or breath testing programs
 - 85% to state patrol highway account to fund activities to increase the conviction rate and decrease the incidence of persons driving under the influence
- \$25 must be distributed to highway safety fund to be used solely for funding Washington traffic safety commission grants to reduce statewide collisions caused by persons driving under the influence
 - o Grants can be awarded from this money to fund: DUI courts, implementation of victim panel registries, etc.

Can it be waived/suspended?: Yes, may suspend all or part due to indigency.

DIAS/CRAS: DUI Assessment Fee and Criminal Traffic Assessment Fee – RCW 46.64.055

Who pays: In addition to any other penalties imposed for conviction of a violation of this title (motor vehicles) that is a misdemeanor, gross misdemeanor, or felony, the court shall impose an additional penalty of fifty dollars (\$50).

Amount: \$102.50 is broken out as (\$50 + PSEA1 + PSEA2) = \$102.50. PSEA is the Public Safety and Educational Assessment and all goes to the State.

Fee Purpose: Used to increase revenue for traffic assessments.

Where the money goes: Money remitted under this section to the state treasurer must be deposited in the state general fund. The balance of the revenue received by the county or city treasurer under this section must be deposited into the county or city current expense fund.

Can it be waived/suspended?: CRAS/DIAS may be converted to community service. The court may not reduce, waive, or suspend the additional penalty unless the court finds the offender to be indigent. If a community restitution program for offenders is available in the jurisdiction, the court shall allow offenders to offset all or a part of the penalty due under this section by participation in the community restitution program.

PSEA – Public Safety and Educational Assessments – RCW 3.62.090

Who pays: Applies to all criminal fines, forfeitures, and penalties.

Amount: PSEA 1: 70 % of other imposed fines, forfeitures, and penalties; PSEA 2: 50% of PSEA 1

Fee Purpose: PSEA 1 shall be assessed and collected in addition to fines, forfeitures or penalties, other than for parking infractions. PSEA 2 shall be assessed with the exception being DUI-related offenses under RCW 46.61.5055 or parking infractions. It's used to increase revenue for public safety and education.

Where the money goes: Public safety education fund/general fund (State).

Can it be waived/suspended?: Neither shall be suspended or waived by the court.

CCFE – Criminal Conviction Fee – RCW 3.62.085

Who pays: Levied upon a defendant upon conviction or a plea of guilty in a criminal case.

Amount: \$43

Fee purpose: For costs associated with prosecution of case.

Where the money goes:

- 68% of non-interest retained by the city and deposited as provided by law
- 32% of non-interest money to state treasurer goes to the general fund; other than if otherwise designated to reimburse the city/state/town for costs associated with prosecution of case
- May accrue interest at a rate of 12% per annum, upon assignment to a collection agency. Interest may accrue only when in collection status.
- Interest retained by the court shall be split 25% to the state treasurer for deposit in the state general fund, 25% to state treasurer for deposit in the judicial information system account, 25% to the city general fund and 25% to the general fund to fund local courts. [see RCW 3.50.100]

Can it be waived/suspended?: Yes, due to indigency.

CLAF – Crime Lab Analysis Fee – RCW 43.43.690

Who pays: Adult Offender who has been judged guilty of violating any criminal statute of Washington and a crime laboratory analysis was performed by a state crime laboratory

Amount: \$100 for each offense the person has been convicted of.

Fee Purpose: To reimburse crime laboratory analysis costs.

Where the money goes: Court Clerk → State general fund to be used only for crime laboratories except \$5 to be kept by the clerk to defray costs of collecting the fees.

Can it be waived/suspended?: Yes, due to indigency.

COST – Court Costs

RCW 3.62.060 → District Court costs

RCW 3.62.065 → Applies costs from RCW 3.62.060 to Limited Jurisdiction Courts

RCW 3.62.040 → Where the money goes

Who pays, Amounts, and Fee Purpose listed in table below. Clerks of the courts shall collect the following fees for their official services:

Circumstance/Work Performed	Who Pays	Amount
Filing Fee: When any civil action is commenced before or transferred to a LJ	Plaintiff + Any party filing a counterclaim, cross-claim, or third-party claim	\$43 + any surcharge authorized by RCW 7.75.035
For issuing or filing a writ of garnishment		\$12
For filing a supplemental proceeding		\$20
For demanding a jury in a civil case	Person demanding the jury ³	\$125
For preparing a transcript of a judgement		\$20
For certifying any document on file or of record in the clerk's office		\$5

³ Exception – when trial by jury is guaranteed.

The court may collect the following:

Circumstance/Work Performed	Amount
For preparing a certified copy of an instrument on file or of record in the clerk's office	1 st page: \$5 Each additional page: \$1
For authenticating or exemplifying an instrument	\$2 per seal affixed
For preparing a copy of an instrument on file or of record in the clerk's office without a seal	\$0.50 per page
copying a document without a seal or file that is in an electronic format	\$0.25/page
For copies made on a compact disc	\$20 per compact disc
For preparing the record of a case for appeal to superior court	\$40 including any costs of tape duplication
(Optional) for clerk's services such as processing ex parte orders, performing historical searches, compiling statistical reports, and conducting exceptional record searches	Fee not to exceed \$20 per hour or per portion of an hour.
For duplication of part or all the electronic recording of a proceeding	\$10 per tape or other electronic storage medium
For filing any abstract of judgment or transcript of judgment from a municipal court or municipal department of a district court organized under the laws of this state	\$43
(Optional) for receiving faxed documents, pursuant to Washington state rules of court, general rule 17.	Up to \$3 for first page \$1 for each additional page

Surcharge: Until July 1, 2017, in addition to the fees required to be collected under this section, clerks of the courts **must collect a surcharge of thirty dollars on all fees** required to be collected under subsection (1)(a) (The Filing Fee) of this section.

Surcharge Distribution:

- 75% must be remitted to the state treasurer to be deposited in the judicial stabilization trust account
- 25% must be retained by the county

Fee Distribution: The fees or charges imposed under this section shall be allowed as court costs whenever a judgment for costs is awarded.

Where the money goes:

- Balance of non-interest money kept by the city where the violation occurred
- 12% interest per annum, upon assignment to collections
- Interest retained by the court on costs shall be split:
 - o 25% to the state treasurer for deposit in the state general fund
 - o 25% to the state for JIS account
 - o 25% to city general fund
 - o 25% to city general fund to fund local courts

Can it be waived/suspended?: Unknown

PSFE – Probation Supervision Fee – RCW 10.64.120

Who Pays: Probationer

Amount: Not to exceed \$100 (monthly)⁴

Fee Purpose: For services provided whenever a person is referred by the court to the misdemeanor probation department for evaluation or supervision services. Fund programs for probation services.

Where the money goes: General fund of the city or county treasury (100%)

Can it be waived/suspended?: Yes, while the probationer is being supervised by another state under RCW 9.94A.745, the interstate compact for adult offender supervision. No specific mention of indigency in this RCW.

PTDF – Pre-Trial Diversion Fee – RCW 10.01.160

Who Pays: Defendant.

Amount: May not exceed \$250 for deferred prosecution, May not exceed \$150 for administering a pretrial supervision (other than a pretrial electronic alcohol monitoring program, drug monitoring program, or 24.7 sobriety program)

Costs shall be limited to expenses specially incurred by the state in prosecuting the defendant or in administering the deferred prosecution program under chapter 10.05 RCW or pretrial supervision.

Fee purpose: Costs imposed constitute a judgment against a defendant and survive a dismissal of the underlying action against the defendant. However, if the defendant is acquitted on the underlying action, the costs for preparing and serving a warrant for failure to appear do not

⁴ See attached Probation Monitoring Fee & Assessment Table.

survive the acquittal, and the judgment that such costs would otherwise constitute shall be vacated.

Where the money goes: 100% to City

Can it be waived/suspended?: Yes, due to indigency.

REST – Restitution – RCW 9.94A.753

Who Pays: Restitution shall be ordered whenever the offender is convicted of an offense which results in injury to any person or damage to or loss of property unless extraordinary circumstances exist which make restitution inappropriate in the court's judgment and the court sets forth such circumstances in the record. In addition, restitution shall be ordered to pay for an injury, loss, or damage if the offender pleads guilty to a lesser offense or fewer offenses and agrees with the prosecutor's recommendation that the offender be required to pay restitution to a victim of an offense or offenses which are not prosecuted pursuant to a plea agreement.

Amount: Varies; When restitution is ordered, the court shall determine the amount of restitution due at the sentencing hearing or within one hundred eighty days except as provided in subsection (7) of this section. The court may continue the hearing beyond the one hundred eighty days for good cause. The court shall then set a minimum monthly payment that the offender is required to make towards the restitution that is ordered. The court should take into consideration the total amount of the restitution owed, the offender's present, past, and future ability to pay, as well as any assets that the offender may have.

Fee Purpose: Compensation to the victim, to provide restitution for injury to person or property.

Where the money goes: 100% to City; Court Current Expenses – to be held in trust and payable to a restitution recipient.⁵

Can it be waived/suspended?: No, Restitution is Mandatory unless courts find compelling reason not to.

TRAF – Transfer Offender Fee⁶ - RCW 9.94A.745

Who Pays: Offender requesting the transfer.

⁵ https://www.courts.wa.gov/JisLink/index.cfm?fa=jislink.codeview&dir=clj_manual&file=costfee

⁶ The RCW does not state a specific amount for the transfer application fee.

Amount: (Not listed in RCW – “The department shall adopt a rule prescribing the amount of the interstate transfer application fee.” The amount charged should be a “reasonable fee.”)⁷

Fee Purpose: For processing the application for interstate transfer pursuant to RCW 9.94A.745

Where the money goes: 100% to City

Can it be waived/suspended?: Unknown

BFEE – Bond Exoneration Fee – RCW 10.19.140

Who pays: Defendant.

Amount: The full amount of the bond, less any and all costs determined by the court to have been incurred by law enforcement in transporting, locating, apprehending, or processing the return of the person to the jurisdiction of the court

Fee Purpose: If a forfeiture has been entered against a person in a criminal case and the person is returned to custody or produced in court within twelve months from the forfeiture

Where the money goes: 100% to City

Can it be waived/suspended?: No

See RCW 10.19.090 for severability exception.

INCA – Incarceration Fee – RCW 10.01.160

Who Pays: Costs may be imposed only upon a convicted defendant.

Costs imposed constitute a judgment against a defendant and survive a dismissal of the underlying action against the defendant. However, if the defendant is acquitted on the underlying action, the costs for preparing and serving a warrant for failure to appear do not survive the acquittal, and the judgment that such costs would otherwise constitute shall be vacated.

Amount: Costs of incarceration imposed on a defendant convicted of a misdemeanor or a gross misdemeanor *may not exceed the actual cost of incarceration. In no case* may the court require the offender to *pay more than one hundred dollars per day for the cost of incarceration.*

⁷ Found more specifics as to exact costs here - https://www.courts.wa.gov/JisLink/index.cfm?fa=jislink.codeview&dir=clj_manual&file=costfee

Payment of other court-ordered financial obligations, including all legal financial obligations and costs of supervision take precedence over the payment of the cost of incarceration ordered by the court.

Fee Purpose: All funds (100%) received from defendants for the cost of incarceration in the county or city jail must be remitted for criminal justice purposes to the county or city that is responsible for the defendant's jail costs.

Where the money goes: 100% to City

Can it be waived/suspended?: Yes, due to indigency.

DFEE – Public Defender Fee – RCW 10.01.160⁸

Who Pays: Convicted defendant who is determined to be “indigent and able to contribute.” Once determined to be indigent and able to contribute, the defendant should be informed of repayment conditions.

“All persons determined to be indigent and able to contribute, shall be required to execute a promissory note at the time counsel is appointed. The person shall be informed whether payment shall be made in the form of a lump sum payment or periodic payments. The payment and payment schedule must be set forth in writing. The person receiving the appointment of counsel shall also sign an affidavit swearing under penalty of perjury that all income and assets reported are complete and accurate. In addition, the person must swear in the affidavit to immediately report any change in financial status to the court.” (RCW 10.101.020(5))

Amount: \$0 and up (variable)

Legal justification – because it “is tailored to impose an obligation only upon those with a foreseeable ability to meet it, and to enforce that obligation only against those who actually become able to meet it without hardship.” Fuller v. Oregon, 417 U.S. 40, 54 (1974).

Fee Purpose: To reimburse for costs associated with providing a public defender.

Where the money goes: \$430 new/\$260 review

Can it be waived/suspended?: Yes – The amount and schedule of repayment is designed to not cause undue hardship to the defendant. If financial circumstances change, the court can be informed and the amount adjusted.

⁸ Note – there also appears to be a public defender application fee, but it is separate to the public defender recoupment fee

WFEE – Warrant Fees – RCW 10.01.160

Who Pays: Convicted defendant

Costs imposed constitute a judgment against a defendant and survive a dismissal of the underlying action against the defendant. However, if the defendant is acquitted on the underlying action, the costs for preparing and serving a warrant for failure to appear do not survive the acquittal, and the judgment that such costs would otherwise constitute shall be vacated.

Amount: Not to exceed \$100; for preparing and serving a warrant for failure to appear.

Fee Purpose: Reimburse costs associated with preparing and serving a warrant for failure to appear.

Where the money goes: 100% to City – There is no mention in the RCW of the split, but the www.courts.wa.gov table shows it following a 98.25% to current expenses and 1.75% to CV.

Can it be waived/suspended?: Yes, due to indigency.

WTNF – Witness Fees – RCW 10.01.160

Who Pays: Convicted defendant in criminal case

Amount: Varies

Fee Purpose: To compensate costs associated with attendance of witness(es) for the prosecution.

Where the money goes: 100% to City

RCW 10.01.160 defines the types of costs a court may impose on a convicted defendant. The State Auditor's *BARS Manual for Cities and Counties* gives guidelines for distributing revenues from cost recoupment situations. Costs recouped from a convicted defendant in a criminal case must be directly related to payments the city or county has made to a third party. These costs are retained by the local jurisdiction and are not shared with the state (i.e., there is no PSEA portion of the revenue distribution). Assessment of general costs **not** related to specific payments that the local jurisdiction has made are recorded as "Other Costs" for the appropriate case type (see OCD thru OC9).⁹

Can it be waived/suspended?: Yes, due to indigency.

⁹ https://www.courts.wa.gov/JisLink/index.cfm?fa=jislink.codeview&dir=clj_manual&file=costfee

CSFE – CSHS/Community Service Set up Fee – RCW 9.94A.725 and 10.01.160

Who pays: Defendants who are ordered Community Service (CSHS) as a condition of their sentence.

Amount: A one-time \$25 fee.

Fee Purpose: Costs for administering community service set up.

Where the money goes: 100% to City

Can it be waived/suspended: Yes, due to indigency.

RCFE – Records Check Fee – RCW 10.64.120

Who pays: For matters without a probation obligation where record checks only are ordered. Can be assessed at sentencing (with no probation obligation) or noted on a Judgment and Sentence that it may be imposed if probation is stricken.

Amount: \$10 monthly assessment; Order amount based on length of required records check status (e.g. 1 year = \$120, 2 years = \$240 etc.)

Fee Purpose: For evaluation or supervision services and for fees related to records and background checks. Revenues raised under this section shall be used to fund programs for probation services.

Where the money goes: 100% to City.

Can it be waived/suspended: Yes, due to indigency.

WCFE – Work Crew Fee

Who pays: Defendant's ordered to Work Crew

Amount: One time \$25 fee

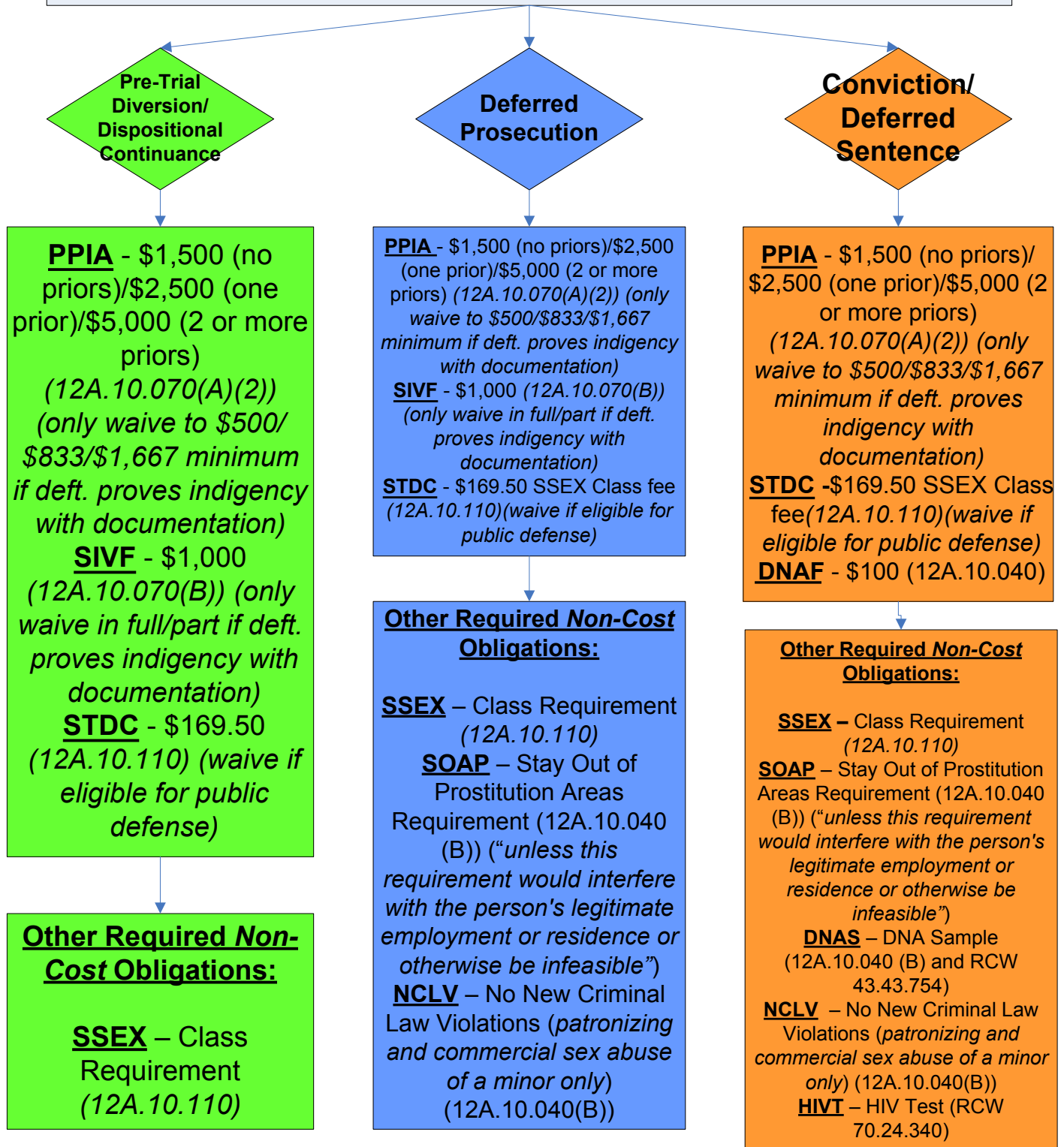
Fee Purpose: Assessment for Work Crew

Where the money goes: 100% to City

Can it be waived/suspended: Yes, due to indigency.

Patronizing Municipal Code Costs and Obligations MCIS Entry Chart

Patronizing Defendants



Other Possible Non-Cost Obligations:

HIVT – HIV Test Requirement
CSH – Community Service Hours

DUI Fines Assessments
Revised April 2017

DUI Reference Minimum*		Amount*	Able to Suspend *	DUI 1st /Alcohol concentration <.15 or no test results	DUI 1st /Alcohol concentration .15or more or test refusal	DUI w/one prior last 7 years Alcohol concentr ation <.15 or no test results	DUI w/one prior last 7 years Alcohol concentr ation .15 or more or test refusal	DUI w/two+ prior last 7 years Alcohol concentr ation <.15 or no test results	DUI w/two+ prior last 7 years Alcohol concentr ation .15 or more or test refusal
FINE (Including PSEA)*	1st <.15	\$5,000	\$4,405	\$595.00					
	1st .15 or >.15	\$5,000	\$4,150		\$850.00				
	1 previous w 7/yr s <.15	\$5,000	\$4,150			\$850.00			
	1 previous w/7yr s .15 or >.15	\$5,000	\$3,725				\$1,275.00		
	two+ w/7yr s <.15	\$5,000	\$3,300					\$1,700.00	
	two+ w/7yr s .15 or >.15	\$5,000	\$2,450						\$2,550.00
BRTH**	BREATH TEST ASSESSMENT-Alcohol Violators Fee (RCW 46.61.5054)			\$200.00	\$200.00	\$200.00	\$200.00	\$200.00	\$200.00
DIAS/CRAS***	Criminal Justice Funding (RCW 46.64.055)			\$102.50	\$102.50	\$102.50	\$102.50	\$102.50	\$102.50
CCFE	CRIMINAL CONVICTION FEE (RCW 3.62.085)			\$43.00	\$43.00	\$43.00	\$43.00	\$43.00	\$43.00
MIN. LFO TOTAL*				\$940.50	\$1,195.50	\$1,195.50	\$1,620.50	\$2,045.50	\$2,895.50
If Passenger under 16				\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00

*FINE may be suspended due to indigency

**BRTH may be suspended due to indigency

***DIAS/CRAS may be converted to community service