

**ASSEMBLY BILL**

**No. 190**

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**Introduced by Assembly Member Wieckowski**

January 26, 2011

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An act to add Section 1463.29 to the Penal Code, relating to fines.

LEGISLATIVE COUNSEL'S DIGEST

AB 190, as introduced, Wieckowski. Vehicle Code violation: additional penalty: spinal cord injury research.

Existing law requires that all fines and forfeitures imposed and collected for crimes other than parking offenses resulting from a filing in a court be deposited with the county treasurer, to be distributed monthly, as required by law. Existing law authorizes the University of California to establish a spinal cord injury research fund, independent of the State Treasury, to accept public and private funds for spinal cord injury research programs and grants.

This bill would impose an additional penalty of \$3 to be levied upon every fine, penalty, or forfeiture imposed and collected by any court on all offenses involving a violation of state or local traffic laws, as specified, except for offenses relating to parking. The bill would require the penalty to be deposited with the county treasurer and distributed each month for transfer to the spinal cord injury research fund created within the University of California.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 1463.29 is added to the Penal Code, to  
2 read:

3 1463.29. (a) An additional penalty in an amount equal to  
4 three dollars (\$3) shall be levied upon every fine, penalty, or  
5 forfeiture imposed and collected by any court on all offenses  
6 involving a violation of any provision of Division 11 (commencing  
7 with Section 21000) of the Vehicle Code, or a violation of any  
8 local ordinance adopted pursuant to the Vehicle Code, except  
9 offenses relating to parking as defined in subdivision (i) of Section  
10 1463.

11 (b) Notwithstanding subdivision (a), the additional penalty  
12 pursuant to this section shall not be imposed or collected within a  
13 city, county, or city and county if a city council or county board  
14 of supervisors adopts an ordinance that expressly provides that the  
15 additional penalty imposed pursuant to subdivision (a) shall not  
16 be imposed for offenses committed within the jurisdiction of that  
17 city, county, or city and county.

18 (c) Penalties imposed and collected pursuant to this section shall  
19 be deposited with the county treasurer and distributed each month  
20 in accordance with Section 1463.001 for transfer to the spinal cord  
21 injury research fund created within the University of California  
22 pursuant to Section 104335 of the Health and Safety Code.