

# Infraction Penalty Schedule

<u>INFRACTION OFFENSE</u>	<u>TOTAL AMOUNT</u> <u>(Fixed Penalty Plus Court costs)</u>
(1)(a) Failure to fasten safety restraint, operator/occupant age 18 or older, Section 49-673(3), Idaho Code. (Fixed penalty \$10.00, \$5.00 of which is to be sent to State's Catastrophic Health Care Fund).	\$10.00
(b) Failure to fasten safety restraint, operator 18 years or older with occupant(s) under 18 years of age failing to wear safety restraint. Section 49-673(3), Idaho Code. (Fixed penalty \$10.00, \$5.00 of which is to be sent to State's Catastrophic Health Care Fund).	\$10.00
(c) Failure to fasten safety restraint, operator under 18 years of age or operator under 18 who has occupant(s) under 18 years of age failing to wear safety restraint-single citation only, Section 49-673(4), Idaho Code. (Fixed penalty \$10.00, \$5.00 of which is to be sent to State's Catastrophic Health Care Fund, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$66.50
(2) Failure to restrain child in car safety seat. Section 49-672, Idaho Code. (Fixed penalty \$27.50, court costs \$16.50, I.C., § 31-3201A(c), county justice fund fee \$5.00 I.C. § 31-3201(3), and, peace officers training fee \$15.00 I.C. § 31-3201B, court technology fund fee \$10.00 I.C. § 31-3201(5), and emergency surcharge fee \$10.00).	\$84.00
(3) Pedestrian and bicycle infractions. (Fixed penalty \$5.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$61.50

- (4) Speeding traffic infractions.
- (a) 1 to 15 miles per hour above speed limit. (Fixed penalty \$33.50, Court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$90.00
  - (b) 16 or more miles per hour above speed limit. (Fixed penalty \$98.50, Court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$155.00
- (5) Other moving traffic infractions. (Fixed penalty \$33.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$90.00
- (6) Speeding in a construction zone. I.C. § 49-657 (Fixed penalty \$50.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$106.50
- (7) Speeding in a school zone. I.C. § 49-658 (Fixed penalty \$100.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$156.50
- (8) Permitting unauthorized child under age 18 to operate vehicle. Section 49-333(1), Idaho Code. (Fixed penalty \$54.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$111.00
- (9) Permitting any unauthorized person to operate vehicle. Section 49-333(2), Idaho Code. (Fixed penalty \$54.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$111.00
- (10) Renting vehicle to unauthorized driver or failing to inspect license. Section 49-334, Idaho Code. (Fixed penalty \$54.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$111.00

- (11) Expired license. Section 49-319, Idaho Code.  
(Fixed penalty \$44.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$101.00
- (12) No license or invalid license (Class D license).  
49-301 Idaho Code.  
First Offense  
(Fixed penalty \$150.00, court costs \$17.50, county justice fund fee \$10.00, peace officers training fee \$15.00, court technology fund fee \$10.00, emergency surcharge fee \$50.00, victim notification fee \$15.00, peace officer disability fund \$3.00, reimbursement fund \$37.00) \$307.50  
Second Offense within 5 years  
(Fixed penalty \$300.00,, court costs \$17.50, county justice fund fee \$10.00, peace officers training fee \$15.00, court technology fund fee \$10.00, emergency surcharge fee \$50.00, victim notification fee \$15.00, peace officer disability fund \$3.00, reimbursement fund \$37.00) \$457.50
- (13) Violating restricted license. Section 49-317, Idaho Code. (Fixed penalty \$44.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$101.00
- (14) Driving without privileges (suspension pursuant to 18-1502, 49-326(1)(g), 49-1204, 49-1207), Section 18-8001 Idaho Code, (Fixed penalty \$150.00, court costs \$17.50, county justice fund fee \$10.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$50.00) victim notification fee \$15.00, peace officer disability fund \$3.00, reimbursement fund \$37.00.) \$307.50
- (15) Operating vehicle under out of state license while suspended. Section 49-329, Idaho Code. (Fixed penalty \$100.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$156.50
- (16) Failure to carry registration in vehicle (dismissed if registration is shown). Section 49-427, Idaho Code. (Fixed penalty \$10.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$67.00
- (17) Failure to display license plate. Section 49-428, Idaho Code. (Fixed penalty \$10.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court

technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$67.00
(18) Operating vehicle without registration. Section 49-456(1), Idaho Code. (Fixed penalty \$44.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology Fund fee \$10.00, and emergency surcharge fee \$10.00).	\$101.00
(19) Fictitious display of license plates. Section 49-456(3), Idaho Code. (Fixed penalty \$58.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology Fund fee \$10.00, and emergency surcharge fee \$10.00).	\$115.00
(20) Lending or permitting another to use registration or license plate. Section 49-456(4), Idaho Code. (Fixed penalty \$58.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$115.00
(21) Failing to surrender registration and license plate upon revocation or suspension. Section 49-456(5), Idaho Code. (Fixed penalty \$44.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00), and emergency surcharge fee \$10.00).	\$101.00
(22) Use of false or fictitious name in application for registration or concealing material facts. Section 49-456(6), Idaho Code. (Fixed penalty \$100.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$156.50
(23) Failure to redeem an abandoned vehicle. Section 49-1802, Idaho Code. (Fixed penalty \$10.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology Fund fee \$10.00, abandoned vehicle fee \$150.00, and emergency surcharge fee \$10.00).	\$217.00
(24) Texting while driving. Section 49-1401A, Idaho Code. (Fixed penalty \$25.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$81.50
(25) Non-moving traffic infractions. (Fixed penalty \$10.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$67.00

- (26) Special parking infractions. Recreational parking. Section 67-7115, Idaho Code. and illegal parking in state park, Section 67-4237 Idaho Code, (Fixed penalty \$25.00, court costs \$16.50, county justice fund fee \$5.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00 -- No peace officers training fee). \$66.50
- (27) Disability parking violations. Unauthorized disability parking, Section 49-213, Idaho Code, and unauthorized use of disability plate or placard, Section 49-410, Idaho Code. (Fixed penalty \$100.00, court costs \$16.50, county justice fund fee \$5.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00 – No peace officers training fee). \$141.50
- (28) Other parking infractions and failure to pay parking infractions unless otherwise provided by statute or ordinance. (Fixed penalty \$5.00, court costs \$16.50, county justice fund fee \$5.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00 -- No peace officers training fee). \$46.50
- (29) Operating a motor vehicle without insurance. Sections 49-1229 and 49-1428, Idaho Code and failure to have certificate of insurance, Section 49-1232, Idaho Code. (First offense only, second or subsequent offense is a misdemeanor.) (Fixed penalty \$75.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court tech. fund fee \$10.00, and emergency surcharge fee \$10.00). \$131.50
- (30) Trucking overweight. Section 49-438, Idaho Code, and Sections 49-1001, 49-1002, 49-1004, 49-1005, Idaho Code.  
 1-1000 pounds overweight (Fixed penalty \$5.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00.) \$61.50  
 1001-2000 pounds overweight (Fixed penalty \$15.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00.) \$71.50  
 2001-4000 pounds overweight (Fixed penalty \$25.00, court costs \$16.50, county justice fund fee \$5.00, peace officer's training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00.) \$81.50  
 For multiple infractions see I.C. § 49-1013(4).
- (31) Fish and game violations made infractions by Section 36-1401, Idaho Code. (Fixed penalty \$15.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee

	\$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$72.00
(32)	Fish and game offenses in Sections 36-1401(a)1. (K) through (L) or (a)2. (S) through (Y), Idaho Code. (Fixed penalty \$250.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$306.50
(33)	All-terrain vehicle and snowmobile infractions. Sections 67-7102 through 67-7112, 67-7122, 67-7125, Idaho Code. (Fixed penalty \$100.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$156.50
(34)	Parks and recreation violations made infractions by Section 67-4223, Idaho Code. (Fixed penalty \$15.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$72.00
(35)	Reserved.	
(36)	Renting a watercraft without safety devices and safety decal. Section 67-7078 (Fixed penalty \$25.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$81.50
(37)	Failure to carry required equipment in watercraft. (IDAPA 26.01.30 Parks and Recreation) Sections 67-7002 and 67-7015, Idaho Code. (Fixed penalty \$42.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$99.00
(38)	Improper waterskiing. Section 67-7024, Idaho Code. (Fixed penalty \$42.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$99.00
(39)	Permitting smoking in public building or office. Section 39-5506, Idaho Code. (Fixed penalty \$67.50, court costs \$16.50, county justice fund fee \$5.00, peace officer training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$124.00
(40)	Refusing to extinguish tobacco product in public building or office. Section 39-5507, Idaho Code. (Fixed penalty \$17.50, court costs \$16.50, county justice fund fee \$5.00, peace officer training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$74.00

(41) Littering from vehicle. (First or second offense). Section 18-3906, Idaho Code. (Fixed penalty \$150.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$206.50
(42) Placing debris on public or private property (First offense). Section 18-7031, Idaho Code. (Fixed penalty \$150.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$206.50
(43) Flooding a highway. (First offense). Section 18-3908, Idaho Code. (Fixed penalty \$50.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$106.50
(44) Curfew violation by a minor. Section 20-549 Idaho Code. (Fixed penalty \$150.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$206.50
(45) Tobacco or electronic cigarettes, possession, use or purchase by minor. Section 39-5703(1), Idaho Code. (Fixed penalty \$17.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$74.00
(46) Tobacco or electronic cigarettes, minor selling, distributing or providing false identification to obtain. Sections 39-5703(2) or (3), Idaho Code. (Fixed penalty \$200.00, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$256.50
(47) Alter fireworks, or sell, use at time not permitted. Sections 39-2609(1) or (3), Idaho Code. (Fixed penalty \$100.00 court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00).	\$156.50
(48) Minor in possession of alcohol. I.C. § 23-604. (Fixed penalty \$300.00, court costs \$17.50, county justice fund fee \$10.00, peace officers training fee \$15.00, court technology fund fee \$10.00, emergency surcharge fee \$50.00, victim notification fee \$15.00, peace officer disability fund \$3.00, reimbursement fund \$37.00, domestic violence fund fee \$30.00)	\$487.50
(49) Minor selling, serving or dispensing alcohol. I.C. § 23-949. (Fixed penalty \$300.00, court costs \$17.50, county justice fund fee \$10.00, peace officers training fee \$15.00, court technology fund fee \$10.00, emergency surcharge fee \$50.00, victim notification fee \$15.00, peace officer disability fund \$3.00, reimbursement fund \$37.00, domestic violence fund fee \$30.00)	\$487.50

- (50) Alcohol beverage- consume or possess open container by passenger. I.C. § 23-505. (Fixed penalty \$15.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, emergency surcharge fee \$10.00, domestic violence fund fee \$30.00). \$102.00
- (51) Other infractions. (Fixed penalty \$15.50, court costs \$16.50, county justice fund fee \$5.00, peace officers training fee \$15.00, court technology fund fee \$10.00, and emergency surcharge fee \$10.00). \$72.00