

State of Oregon 16th Judicial District Douglas County Circuit Court	ADOPTING SCHEDULE OF FINES ON VIOLATIONS	Presiding Judge Order # DOU-PJO-24-003
Rescinds / Supersedes: DOU-PJO-18-003		

Douglas County Circuit Court
 1036 SE Douglas Ave #JB201, Roseburg, OR 97470

(541) 957-2471
 dou.court@ojd.state.or.us

In the Matter of the adopting the schedule of fines on violations.

A Violations Bureau exists within the Circuit Court of Douglas County, State of Oregon, pursuant to ORS 153.800 and ORS 153.806.

In accordance with Chief Justice Order number 20-022;

THIS COURT, having reviewed the current Schedule of Fines on Violations, has determined that the schedule should be revised. Now therefore,

IT IS HEREBY ORDERED that the Douglas County Circuit Court Violations Bureau Fine Schedule shall be revised pursuant to Oregon Revised Statutes and local policy for offenses.

IT IS HEREBY ORDERED that if an out-of-state defendant requests a review of his/her driving record, then the Violations Clerk will reschedule the date to appear out two weeks in order to give defendant sufficient time to obtain a copy of his/her driving record from the OMV to provide to the Violations Bureau for review. Oregon state driving records are automatically downloaded onto the violations case.

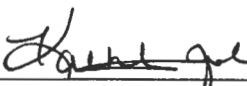
IT IS FURTHER ORDERED that the Violations Clerk shall accept written appearance, waiver of trial, pleas of not guilty, guilty and no contest, payment of fines, costs and assessments, and change of plea on those violations set forth in the schedule which is attached hereto as Exhibit "A", and pursuant to Chief Justice Order number 20-022, attached hereto as Exhibit B" and Violations Clerks are directed to enter judgment pursuant to ORS 153.090.

This order supersedes all previous presiding judge's orders regarding the Violations Bureau.

This order is to be posted in a prominent place where fines are paid.

Effective date: 7-19-2021

Date: 6-17-24


 Kathleen Johnson, Presiding Judge

**2021 “SCHEDULE OF FINES” ON VIOLATIONS
(SOF-21A)**

**PRESUMPTIVE, MINIMUM, AND MAXIMUM AMOUNTS
FOR VIOLATION OFFENSES IN OREGON**

EFFECTIVE JULY 19, 2021

Exhibit "A"

ABOUT THE SCHEDULE

Effective Date: This “schedule of fines” (SOF-21A) supersedes SOF-21 and all previous fine schedules and summaries and is effective on July 19, 2021.

Changes to Previous Schedule (SOF-21): SOF-21A reflects the following substantive change from SOF- 21:

- Adds the Class E violation presumptive and minimum fine amounts established by SB 755 (Oregon Laws 2021, chapter 591). SB 755 modifies Measure 110 (2020), which decriminalized penalties for most offenses involving possession of a controlled substance.

Purposes: OSCA is publishing SOF-21A as a helpful guide for courts and law enforcement. The schedule is not a substitute for reading the actual law.

SOF-21A provides summarized information on:

- the amount a citing enforcement officer must enter on the citation in the place designated for “presumptive fine” when charging a person with a violation offense under **state** law, regardless of the court the officer cites the person to appear in; and
- the minimum and maximum amounts courts can impose on conviction.

The presumptive fine is the amount the defendant can pay to resolve the violation offense without having to do anything else, unless the law or the court requires the defendant to appear. (See ORS 153.061.) The court can impose a higher fine, up to the maximum statutory sanction, if the law or the court requires the defendant to appear.

Offenses Included: SOF-21A includes amounts for Class A, B, C, D, and E violations and common “specific fine violations.”

Local Surcharges (Jefferson County and Multnomah County): Pursuant to Chief Justice Orders 16-026 and 16-030, in accordance with the process set forth in ORS 1.188, there is a \$5 surcharge on each fine assessed by a circuit court for traffic offenses as defined in ORS 801.555(2) and parking ordinances in Jefferson and Multnomah Counties.

What Presumptive Fines Are Not/Do Not Do: The presumptive fines listed in SOF-21A:

- are **not** bail, security-release amounts, or security-release deposit amounts; they do not affect security-release procedures under ORS 135.265;
- do **not** include any moneys for restitution or costs; and
- do **not** apply to misdemeanors or felonies.

Where to Find Schedules: SOF-21A and earlier schedules are posted in PDF on the Oregon Judicial Department’s website—www.courts.oregon.gov.

- Click on **Forms/Rules/Fees**.
- Click on the **Court Fees** tab.

(a)	(b)	(c)	(d)	(e)
2021 Schedule of Fines on Violations (SOF-21A)	Presumptive Fine	Minimum Fine [153.021]	Maximum Fine (Individuals) [153.018(2)]	Maximum Fine (Corporations) [153.018(3)]
Standard [153.019]				
(1) Class A violation	\$440	\$225	\$2,000	\$4,000
(2) Class B violation	\$265	\$135	\$1,000	\$2,000
(3) Class C violation	\$165	\$85	\$500	\$1,000
(4) Class D violation	\$115	\$65	\$250	\$500
(5) Class E violation (PCS offenses only)	\$100	\$45	\$100	N/A
<i>*Local Surcharge Counties (example: Multnomah, Jefferson) add \$5 to fine amounts in each column (traffic offenses and parking only).</i>				
Traffic Violation in Special Zone [153.020]				
(6) Class A violation	\$875	\$225	\$2,000	\$4,000
(7) Class B violation	\$525	\$135	\$1,000	\$2,000
(8) Class C violation, speed only	\$325	\$85	\$500	\$1,000
(9) Class D violation, speed only	\$225	\$65	\$250	\$500
<i>*Local Surcharge Counties (example: Multnomah, Jefferson) add \$5 to fine amounts in each column (traffic offenses and parking only).</i>				
Tobacco and Alcohol				
(10) A Viol. OLCC licensee furnishing alcohol to a minor, 471.410(6), <u>first offense</u>	\$440	\$225	\$2,000	\$4,000
(11) SF Viol. OLCC licensee furnishing alcohol to a minor, 471.410(6), <u>second offense</u> (third or subsequent is a Class A misd.)	\$860	\$172	\$2,000	\$2,000
(12) A Viol. Allow minor to consume alcohol on property, 471.410(10), <u>first offense</u>	\$440	\$225	\$2,000	\$4,000
(13) SF Viol. Allow minor to consume alcohol on property, 471.410(10), <u>second or subsequent offense</u>	\$1,000	\$200	\$2,000	\$2,000
(14) SF Traffic Viol. Refusal to take test for intoxicants, 813.095	\$650	\$130	\$2,000	\$2,000
(15) SF Viol. Sell tobacco or inhalant delivery system to a person under 21, 167.755(2)(a)	\$10	\$2	\$50	\$2,000
(16) SF Viol. Sell tobacco or inhalant delivery system to a person under 21, 167.755(2)(b)(A), <u>manager/supervisor, first or second offense</u>	\$50	\$10	\$250	\$2,000
(17) SF Viol. Sell tobacco or inhalant delivery system to a person under 21, 167.755(2)(b)(B), <u>manager/supervisor, third or subsequent offense</u>	\$100	\$20	\$500	\$2,000
(18) SF Viol. Sell tobacco or inhalant delivery system to a person under 21, 167.755(2)(c)(A), <u>owner, first or second offense</u>	\$100	\$20	\$500	\$2,000
(19) SF Viol. Sell tobacco or inhalant delivery system to a person under 21, 167.755(2)(c)(B), <u>owner, third or subsequent offense</u>	\$200	\$40	\$1,000	\$2,000
<i>*Local Surcharge Counties (example: Multnomah, Jefferson) add \$5 to fine amounts in each column (traffic offenses and parking only).</i>				

(a)	(b)	(c)	(d)	(e)
2021 Schedule of Fines on Violations (SOF-21A)	Presumptive Fine	Minimum Fine [153.021]	Maximum Fine (Individuals) [153.018(2)]	Maximum Fine (Corporations) [153.018(3)]
Special Traffic Violations				
(20) SF Traffic Viol. Speeding 100 mph or greater, 811.109(5)	\$1,150	\$230	\$2,000	\$2,000
(21) A Traffic Viol. Careless driving, serious injury or death of vulnerable user, 811.135(3)	N/A must appear	N/A	\$12,500	\$12,500
(22) SF Traffic Viol. Unlawful parking in a winter recreation parking area, 811.590	\$30	\$6	\$2,000	\$2,000
(23) SF Traffic Viol. Bicycle helmet, 814.485 and 814.486	\$25	\$5	\$2,000	\$2,000
(24) SF Traffic Viol. Motor-assisted scooter helmet, 814.534 and 814.536	\$25	\$5	\$2,000	\$2,000
(25) SF Traffic Viol. Skateboarder, scooter rider, in-line skater helmet, 814.600	\$25	\$5	\$25	\$25
<i>*Local Surcharge Counties (example: Multnomah, Jefferson) add \$5 to fine amounts in each column (traffic offenses and parking only).</i>				
Overweight--Schedule I [818.430(1)]				
(26) 1,000 or less	\$100	\$20	\$2,000	\$2,000
(27) 1,001 - 2,000	\$150	\$30	\$2,000	\$2,000
(28) 2,001 - 3,000	\$200	\$40	\$2,000	\$2,000
(29) 3,001 - 5,000	\$300	\$60	\$2,000	\$2,000
(30) 5,001 - 7,500	(a) * 0.15	(b) * 0.20	\$2,000	\$2,000
(31) 7,501 - 10,000	(a) * 0.16	(b) * 0.20	\$2,000	\$2,000
(32) 10,001 - 12,500	(a) * 0.20	(b) * 0.20	amt in (b)	amt in (b)
(33) 12,501 and over	(a) * 0.24	(b) * 0.20	amt in (b)	amt in (b)
<i>*Local Surcharge Counties (example: Multnomah, Jefferson) add \$5 to fine amounts in each column (traffic offenses and parking only).</i>				
Overweight--Schedule II [818.430(2)]				
(34) 100 - 5,000	\$200 + (a) * 0.10	(b) * 0.20	\$2,000	\$2,000
(35) 5,001 - 10,000	\$350 + (a) * 0.15	(b) * 0.20	\$2,000	\$2,000
(36) 10,001 - and over	\$600 + (a) * 0.30	(b) * 0.20	amt in (b)	amt in (b)
<i>*Local Surcharge Counties (example: Multnomah, Jefferson) add \$5 to fine amounts in each column (traffic offenses and parking only).</i>				
Overweight--Schedule III [818.430(4)]				
(37) 100 - 5,000	\$200 + (a) * 0.15	(b) * 0.20	\$2,000	\$2,000
(38) 5,001 - 8,250	\$350 + (a) * 0.20	(b) * 0.20	\$2,000	\$2,000
(39) 8,251 - 10,000	\$350 + (a) * 0.20	(b) * 0.20	amt in (b)	amt in (b)
(40) 10,001 - and over	\$500 + (a) * 0.30	(b) * 0.20	amt in (b)	amt in (b)
<i>*Local Surcharge Counties (example: Multnomah, Jefferson) add \$5 to fine amounts in each column (traffic offenses and parking only).</i>				

(a)	(b)	(c)	(d)	(e)
2021 Schedule of Fines on Violations (SOF-21A)	Presumptive Fine	Minimum Fine [153.021]	Maximum Fine (Individuals) [153.018(2)]	Maximum Fine (Corporations) [153.018(3)]
Miscellaneous Other Violations				
(41) SF Viol. Scrap metal business violation, 165.117, <u>first through third offense</u>	\$1,000	\$200	\$2,000	\$2,000
(42) SF Viol. Scrap metal business violation, 165.117, <u>fourth or subsequent offense</u>	\$5,000	\$1,000	\$5,000	\$5,000
(43) SF Viol. Unlawful air pollution in the second degree, 468.936	\$5,000	\$1,000	\$25,000	\$25,000
(44) D Viol. Livestock running at large, 607.045 and 607.992(3), <u>first offense</u> (second or subsequent is a Class B viol.)	\$60	\$60	\$250	\$500
(45) D Viol. Operating a sailboat that is at least 12 feet in length w/o aquatic invasive species permit, 830.565 and 830.990(1)	\$115	\$65	\$250	\$500
(46) D Viol. Operating motor boat w/o aquatic invasive species permit, 830.565 and 830.990(1)	\$50	\$50	\$250	\$500
(47) D Viol. Failure to drain water from motor boat before transport, Or Laws 2019, ch 154, sec 2 (HB 2076) and 830.990(1)	\$50	\$50	\$250	\$500
(48) D Viol. Unlawfully providing single-use plastic bags to customers. Or Laws 2019, ch 434, sec 4 (HB 2509)	\$115	\$65	\$250	\$250
<i>*Local Surcharge Counties (example: Multnomah, Jefferson) add \$5 to fine amounts in each column (traffic offenses and parking only).</i>				

In the Matter of the Adoption of the	)	CHIEF JUSTICE ORDER
Uniform Fine Schedule for Violations	)	No. 20-022
	)	
	)	ORDER ESTABLISHING NEW UNIFORM
	)	FINE SCHEDULE FOR VIOLATIONS
	)	FILED IN CIRCUIT COURTS AND
	)	SUPERSEDING CJO NO. 17-085
	)	

ORS 153.800 directs the Chief Justice of the Supreme Court to establish a uniform fine schedule for violations prosecuted in circuit courts. A circuit court may establish a Violations Bureau, which has authority over violations pursuant to ORS 153.800. Felonies and misdemeanors are not subject to the authority of a Violations Bureau.

Additionally, ORS 153.806 authorizes the State Court Administrator to establish a Central Violations Bureau for the processing of violations in circuit courts. A circuit court may use the Central Violations Bureau in addition to establishing and operating a Violations Bureau under ORS 153.800. The uniform fine schedule must specify the violations that are subject to the authority of the Central Violations Bureau.

This order supersedes Chief Justice Order No. 17-085 to address the authority of the Central Violations Bureau and the extent to which it may reduce a fine. This order also clarifies how a Violations Bureau and the Central Violations Bureau handle a case where a defendant has had driving privileges for less than three (3) years in total, determine whether multiple charges are part of the same incident, and review a defendant's driving record. Otherwise the fine schedule established in CJO No. 17-085 remains the same.

Therefore, pursuant to ORS 1.002, 153.800, and 153.806, I HEREBY ORDER:

1. The Violations Bureau and the Central Violations Bureau have authority over any violation charge, except as provided in subsection 6 of this order and except as prohibited by local order or procedure adopted in accordance with subsections 7 and 10 of this order.
2. The Violations Bureau and the Central Violations Bureau may presume that the presumptive fine is the fine amount on the citation.
3. The Violations Bureau and the Central Violations Bureau shall reduce the fine for a violation charge to the amount shown below in Chart 1 if:
 - a. The charge is a state law violation in the Vehicle Code, including state parking violations;
 - b. The charge is a Class A, B, C, or D violation;
 - c. The Violations Bureau or the Central Violations Bureau have authority over all charges on the citation or complaint as permitted under this order;

Exhibit "B"

- d. The defendant requests a reduction in the amount of the fine;
- e. The Violations Bureau or the Central Violations Bureau reviews the defendant's driving record attached to the case that shows at least the three (3) years preceding the date of the current incident. The Violations Bureau and the Central Violations Bureau shall presume that the defendant's driving record satisfies this requirement if the defendant has had driving privileges for less than three (3) years in total; **AND**
- f. The defendant's combined driving record shows no more than two (2) prior convictions in the three (3) years preceding the incident date of the charge(s) for which the defendant is requesting a reduction. Convictions from the current incident do not count towards the total number of prior convictions.

If the defendant is convicted of multiple charges resulting from a single incident and qualifies for a reduction under paragraphs 3a through 3f, the Violations Bureau and the Central Violations Bureau shall apply the same reduction to each charge for which the defendant is convicted. The Violations Bureau and the Central Violations Bureau may presume that charges result from a single incident if all the charges are on a single citation or complaint or have the same incident date.

CHART 1:

Classified Traffic Violations	Presumptive Fine	No Prior Convictions in Last 3 Years	1-2 Prior Convictions in Last 3 Years
Standard Traffic Violation			
(1) Class A violation	\$440	\$225	\$335
(2) Class B violation	\$265	\$135	\$200
(3) Class C violation	\$165	\$85	\$125
(4) Class D violation	\$115	\$65	\$90
Traffic Violation in Special Zone (Highway Work Zone, Posted School Zone, Safety Corridor)			
(5) Class A violation	\$875	\$440	\$660
(6) Class B violation	\$525	\$265	\$395
(7) Class C violation, speed only	\$325	\$165	\$245
(8) Class D violation, speed only	\$225	\$115	\$170

4. The Violations Bureau and the Central Violations Bureau may incorporate and impose the additional local surcharge amount when authorized by Chief Justice Order under the process set forth in ORS 1.188.
5. The Violations Bureau and the Central Violations Bureau have authority over but cannot impose a fine lower than the presumptive fine amount on any of the following:

- a. Classified traffic violations that do not meet the criteria for reduction under subsection 3 of this order;
 - b. Specific fine violations, including but not limited to snow park and driving at a speed of 100 mph or greater.
 - c. Violations of wildlife laws and rules under ORS chapters 496, 497, 498, and 501;
 - d. Violations of commercial fishing laws and rules under ORS chapters 506, 507, 508, 509, 511, and 513;
 - e. Schedule I, II, and III vehicle overweight violations under ORS chapter 825;
 - f. Federal motor carrier laws;
 - g. Violations of boating laws and rules under ORS chapter 830;
 - h. A citation issued to a corporation; and
 - i. Any other violation not listed in this order.
6. The Violations Bureau and the Central Violations Bureau do not have authority over a complaint or citation that includes one or more of the following charges:
 - a. A violation where the presumptive fine is not included or is not legible;
 - b. Careless driving under ORS 811.135 involving the serious physical injury or death of a vulnerable user of a public way, as the defendant is required to personally appear per ORS 153.061(2); and
 - c. A misdemeanor treated as a violation under ORS 161.566 or 161.568. This prohibition does not apply to a misdemeanor charge changed to an offense that is a violation.
7. A circuit court may use the Central Violations Bureau in addition to establishing and operating a Violations Bureau under ORS 153.800. Additionally, a circuit court may establish by order a Violations Bureau schedule for violation of ordinances of a political subdivision, pursuant to, but not limited to, ORS 153.025.
8. Except as provided in subsection 7 of this order, a circuit court shall not issue an order regarding a Violations Bureau that contradicts this order.
9. Nothing in this order is intended to limit the authority of a judge to impose a greater or lesser amount of financial obligation upon conviction in an individual case where allowed by law.

10. Nothing in this order is intended to limit the ability of a circuit court to adopt local orders or procedures requiring the personal appearance by particular defendants or by all defendants in specified categories of offenses in accordance with ORS 153.061(5).
11. This order supersedes Chief Justice Order No. 17-085, dated December 18, 2017.
12. This order takes effect immediately and applies to offenses committed on or after July 1, 2020.

Dated this 12th day of June, 2020.



Martha L. Walters
Chief Justice