

2016 “SCHEDULE OF FINES” ON VIOLATIONS (SOF-16)

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

EFFECTIVE JANUARY 1, 2016

Office of the State Court Administrator
Oregon Judicial Department

ABOUT THE SCHEDULE

Effective Date: This “schedule of fines” (SOF-16) supersedes SOF-14 and all previous fine schedules and summaries for violations committed on or after January 1, 2016.

Changes to Previous Schedule (SOF-14): General fines remain the same as in SOF-14. SOF-16 reflects the following substantive changes from SOF-14:

- Updated section regarding unlawful delivery of less than five grams of marijuana for no consideration, removing the reference to a Class C misdemeanor for delivery within 1000 feet of a school. Oregon Laws 2015, chapter 614, section 122, deleted the misdemeanor provision. (See schedule item 13.)
- Updated section regarding possession of less than an ounce of marijuana. Oregon Laws 2015, chapter 614, section 123, modified the offense to apply to one ounce or less and only to persons under 21 years of age. (See schedule item 14.)

Purposes: OSCA is publishing SOF-16 as a helpful guide for courts and law enforcement. The schedule is not a substitute for reading the actual law.

SOF-16 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
- 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-16 includes amounts for Class A, B, C, and D violations and common “specific fine violations.”

What Presumptive Fines Are Not/Do Not Do: The presumptive fines listed in SOF-16

- 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-16 and earlier schedules are posted in PDF on the Oregon Judicial Department’s website—www.courts.oregon.gov.

- Click on **Materials & Resources**.
- Click on the **Court Rules** tab.
- Using the drop-down menu under “Complete List of Rules,” select **Fines on Violations**.
- Click on **Go**.

(a)	(b)	(c)	(d)	(e)
2016 Schedule of Fines on Violations (SOF-16)	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	\$435	\$220	\$2,000	\$4,000
(2) Class B violation	\$260	\$130	\$1,000	\$2,000
(3) Class C violation	\$160	\$80	\$500	\$1,000
(4) Class D violation	\$110	\$60	\$250	\$500
Traffic Violation in Special Zone [153.020]				
(5) Class A violation	\$870	\$220	\$2,000	\$4,000
(6) Class B violation	\$520	\$130	\$1,000	\$2,000
(7) Class C violation, speed only	\$320	\$80	\$500	\$1,000
(8) Class D violation, speed only	\$220	\$60	\$250	\$500
Drugs and Alcohol				
(9) A Viol. OLCC licensee furnishing alcohol to a minor, 471.410(6), first offense	\$435	\$220	\$2,000	\$4,000
(10) SF Viol. OLCC licensee furnishing alcohol to a minor, 471.410(6), second offense (third or subsequent is a Class A misd.)	\$860	\$172	\$2,000	\$2,000
(11) A Viol. Allow minor to consume alcohol on property, 471.410(10), first offense	\$435	\$220	\$2,000	\$4,000
(12) SF Viol. Allow minor to consume alcohol on property, 471.410(10), second or subsequent offense	\$1,000	\$200	\$2,000	\$2,000
(13) SF Viol. Delivery of less than 5 grams of marijuana for no consideration, 475.860(3)(b)	\$650	\$130	\$2,000	\$2,000
(14) SF Viol. Possession of one ounce or less of marijuana by person under 21 years old, 475.864(3)(c)	\$650	\$130	\$2,000	\$2,000
(15) SF Traffic Viol. Refusal to take test for intoxicants, 813.095	\$650	\$130	\$2,000	\$2,000
Special Traffic Violations				
(16) SF Traffic Viol. Speeding 100 mph or greater, 811.109(5)	\$1,150	\$230	\$2,000	\$2,000
(17) 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
(18) SF Traffic Viol. Unlawful parking in a winter recreation parking area, 811.590	\$30	\$6	\$2,000	\$2,000
(19) SF Traffic Viol. Bicycle helmet, 814.485 and 814.486	\$25	\$5	\$2,000	\$2,000
(20) SF Traffic Viol. Motor-assisted scooter helmet, 814.534 and 814.536	\$25	\$5	\$2,000	\$2,000
(21) SF Traffic Viol. Skateboarder, scooter rider, in-line skater helmet, 814.600	\$25	\$5	\$25	\$25

(a)	(b)	(c)	(d)	(e)
2016 Schedule of Fines on Violations (SOF-16)	Presumptive Fine	Minimum Fine [153.021]	Maximum Fine (Individuals) [153.018(2)]	Maximum Fine (Corporations) [153.018(3)]
Overweight--Schedule I [818.430(1)]				
(22) 1,000 or less	\$100	\$20	\$2,000	\$2,000
(23) 1,001 - 2,000	\$150	\$30	\$2,000	\$2,000
(24) 2,001 - 3,000	\$200	\$40	\$2,000	\$2,000
(25) 3,001 - 5,000	\$300	\$60	\$2,000	\$2,000
(26) 5,001 - 7,500	(a) * 0.15	(b) * 0.20	\$2,000	\$2,000
(27) 7,501 - 10,000	(a) * 0.16	(b) * 0.20	\$2,000	\$2,000
(28) 10,001 - 12,500	(a) * 0.20	(b) * 0.20	amt in (b)	amt in (b)
(29) 12,501 and over	(a) * 0.24	(b) * 0.20	amt in (b)	amt in (b)
Overweight--Schedule II [818.430(2)]				
(30) 100 - 5,000	\$200 + (a) * 0.10	(b) * 0.20	\$2,000	\$2,000
(31) 5,001 - 10,000	\$350 + (a) * 0.15	(b) * 0.20	\$2,000	\$2,000
(32) 10,001 - and over	\$600 + (a) * 0.30	(b) * 0.20	amt in (b)	amt in (b)
Overweight--Schedule III [818.430(4)]				
(33) 100 - 5,000	\$200 + (a) * 0.15	(b) * 0.20	\$2,000	\$2,000
(34) 5,001 - 8,250	\$350 + (a) * 0.20	(b) * 0.20	\$2,000	\$2,000
(35) 8,251 - 10,000	\$350 + (a) * 0.20	(b) * 0.20	amt in (b)	amt in (b)
(36) 10,001 - and over	\$500 + (a) * 0.30	(b) * 0.20	amt in (b)	amt in (b)
Miscellaneous Other Violations				
(37) SF Viol. Scrap metal business violation, 165.117, first through third offense	\$1,000	\$200	\$2,000	\$2,000
(38) SF Viol. Scrap metal business violation, 165.117, fourth or subsequent offense	\$5,000	\$1,000	\$5,000	\$5,000
(39) SF Viol. Unlawful air pollution in the second degree, 468.936	\$5,000	\$1,000	\$25,000	\$25,000
(40) D Viol. Livestock running at large, 607.045 and 607.992(3), first offense (second or subsequent is a Class B viol.)	\$60	\$60	\$250	\$500
(41) D Viol. Operating manually propelled boat w/o aquatic invasive species permit, 830.565 and 830.990(1)(a)	\$30	\$30	\$250	\$500
(42) D Viol. Operating motor boat w/o aquatic invasive species permit, 830.565 and 830.990(1)(b)	\$50	\$50	\$250	\$500