



150th GENERAL ASSEMBLY
FEE IMPACT

BILL: HOUSE BILL NO. 54
SPONSOR: Representative Briggs King
DESCRIPTION: AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE DELJIS FUND.

In accordance with 29 Del. C. § 913, the following information is provided relating to licenses and fees.

Description of the Legislation:

This Act authorizes a change in a penalty assessment, from \$1.00 to \$3.00, designated for the DELJIS Fund, that is imposed and collected by the Judiciary in addition to, when any fine, penalty, or forfeiture is assessed to any criminal or traffic defendant or any child adjudicated delinquent for crimes or offenses as defined in 11 *Del. C.* § 233.

Affected Entities:

This Act would affect the Judiciary, the Delaware Criminal Justice Information System (DELJIS), and individuals who are assessed any fine, penalty or forfeiture should they be found to be in violation of a statute of this State as defined in 11 *Del. C.* § 233.

Fiscal Impact:

In Fiscal Year 2018, \$178,124 was transmitted to the DELJIS Fund, or an average of \$14,844 per month. During Fiscal Year 2019, as of February 28, 2019, \$106,352 has been transmitted to the DELJIS Fund, or an average of \$13,294 per month.

Based on the average collection of \$14,000 a month, this Act could generate an additional \$28,000 per month, bringing a total remittance to an average of \$42,000 per month, or an estimated \$504,000 per year.

Intended Use of Revenue:

The DELJIS Fund is administered by the Executive Director of DELJIS to be utilized to cover line charges, operational and maintenance costs, and upgrading of software and hardware that comprise the system known as the Criminal Justice Information System (CJIS) that is utilized by state and local law-enforcement agencies. The Fiscal Year 2019 Appropriation Act provides for up to \$260,000 in ASF spending authority, with 11 *Del. C.* § 4101(f)(2) providing that any balance in excess is transferred to the General Fund at the end of each fiscal year.

Prepared by Jason R. Smith
Office of the Controller General