

**SENATE APPROPRIATIONS COMMITTEE
FISCAL NOTE**

BILL NO. House Bill 236

PRINTER NO. 202

AMOUNT

No Fiscal Impact

FUND

General Fund

DATE INTRODUCED

January 31, 2017

PRIME SPONSOR

Representative Corbin

DESCRIPTION AND PURPOSE OF BILL

House Bill 236 amends Title 42 (Judiciary and Judicial Procedure), further providing for priority and payment of restitution, court costs and fines.

The legislation amends Section 8127 of the Judicial Code stating that a wage attachment for restitution, court costs and fines will have second priority over any other order of wage attachment (1st priority is child support).

House Bill 236 amends Section 9730 to provide for changes to court costs, restitution and fines. The bill would allow for automatic deductions from a bank account as authorized by the account owner. At sentencing, the court may attach up to 25% of the defendant's gross earnings in order to satisfy court costs, restitutions and fines. In the event of a default in payment, if the issuing authority determines that the defendant is financially able to pay, the court may enter an order for attachment of wages. Lastly, the legislation prohibits the adverse action of an employer against any person based on the existence of, or the possibility of, a wage attachment.

The act shall take effect in 180 days.

FISCAL IMPACT:

Enactment of this legislation will have no adverse fiscal impact on Commonwealth funds. Providing counties with additional enforcement tools may provide for better opportunities to collect these funds.