

**HOUSE****AMENDMENT NO. \_\_\_\_****Offered by****of**

1 AMEND House Committee Substitute for Senate Bill No. 51, Page 29,  
 2 Section 304.820, Line 59, by inserting after all of said line the  
 3 following:

4 "304.825. Notwithstanding any other provision of law, upon  
 5 motion of the defendant, if the court finds that the defendant is  
 6 indigent or is without sufficient disposable income to pay  
 7 restitution, court costs, fees, expenses, or fines in whole or in  
 8 installments over a period of one year, the court of jurisdiction  
 9 shall be required to consider sentencing the defendant to perform  
 10 community service under such conditions as may be established by  
 11 the court, in lieu of paying restitution, court costs, fees,  
 12 expenses, or fines, for all traffic offenses deemed infractions  
 13 or class C misdemeanors under this chapter or violations of any  
 14 ordinance or political subdivision of this state. If a person is  
 15 not indigent, the court of jurisdiction may offer community  
 16 service in lieu of a fine for such offenses; however, the  
 17 defendant shall be responsible for paying all court costs, fees,  
 18 and expenses. Once a defendant is sentenced to perform community  
 19 service in lieu of paying a fine under the provisions of this  
 20 section, he or she shall be ineligible for a community service  
 21 sentence for future traffic offenses within the same jurisdiction  
 22 within the twelve-month time period following the date of the  
 23 traffic offense for which community service was ordered."; and  
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25 Further amend said title, enacting clause and intersectional  
 26 references accordingly.

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Action Taken \_\_\_\_\_ Date \_\_\_\_\_