

Summary of Revisions for Trial Court Distribution Guidelines

Revision 34

January 2024

Year Chaptered	Added, Amended, Or Removed	Code Section	Description	Table #	Page #
2021	Amended	BPC 2564.80	The code section is updated from BPC 2546.10 to BPC 2564.80. This is from prior amendments.	3	21
2006	Amended	HSC 25192	Language updates which include adding "county counsel" among the recipients of the 25% distribution. (SB 642)	3	41
2022	Removed	GOV 76000.10	Emergency Medical Air Transportation Penalty is removed since the assessment and collections are terminated.	6	
2022	Removed	PEN 1203.426	No reimbursement required per Section 1203.426, for a person seeking relief pursuant to this section and who meets the criteria set forth in GOV 68632. This code section is repealed and affects 4 entries in the guidelines - PEN 1203.4, 1203.41, 1203.42, and 1203.45. This is effective July 10, 2023. (AB 134)	7	
2023	Removed	PEN 1203.4	Actual court costs, county costs, or city costs up to \$150 for withdrawal of guilty plea or setting aside of verdict (Probation) is removed. This is effective July 10, 2023. (AB 134)	7	
2023	Removed	PEN 1203.41	Actual court costs, county costs, or city costs up to \$150 for withdrawal of guilty plea or setting aside of verdict (Mandatory Supervision) is removed. This is effective July 10, 2023. (AB 134)	7	

Summary of Revisions for Trial Court Distribution Guidelines

Revision 34

January 2024

Year Chaptered	Added, Amended, Or Removed	Code Section	Description	Table #	Page #
2023	Removed	PEN 1203.42	Actual court costs, county costs, or city costs up to \$150 for withdrawal of guilty plea or setting aside of verdict (Pre-Realignment offense) is removed. This is effective July 10, 2023. (AB 134)	7	
2023	Removed	PEN 1203.45	Actual court costs, county costs, or city costs up to \$150 for an order sealing a record for a person who is 26 years of age or older is removed. This is effective July 10, 2023. (AB 134)	7	
2023	Added	BPC 22948.55	A person who knowingly engages, has engaged, or proposes to engage in a violation of Chapter 36 (commencing with Section 22948.50) on In-Vehicle Cameras shall be liable for a civil penalty as stipulated. If the action is brought by the Attorney General, the penalty shall be deposited into the General Fund. If the action is brought by a district attorney, the penalty shall be paid to the treasurer of the county in which the judgment was entered. (SB 296)	8	160
2023	Added	BPC 22949.85	A covered entity failing to submit a report as required by this section may be required to pay a penalty as ordered by the court. Moneys collected pursuant to this section shall be deposited in the Civil Rights Enforcement and Litigation Fund established pursuant to Section 12907 of the Government Code. (SB 54)	8	160
2016	Amended	BPC 26038	Cannabis enforcement by local jurisdictions: Updates to the existing language to reflect the distribution of civil penalties based on whether the action is brought by the Attorney General, County Counsel, or City Attorney. (AB 1448)	8	162
2023	Added	GOV 12527.6	The court may award the remedy of disgorgement in an action brought by the Attorney General under the unfair competition laws or false advertising laws in addition to the remedies provided in these statutes. Funds recovered by the Attorney General shall be deposited into the Victims of Consumer Fraud Restitution Fund. (AB 1366)	8	175

Summary of Revisions for Trial Court Distribution Guidelines

Revision 34

January 2024

Year Chaptered	Added, Amended, Or Removed	Code Section	Description	Table #	Page #
2023	Added	GOV 54222.3.1(g)	If a city disposes of land in violation of this section, the city shall be liable for civil penalty calculated as per GOV 54222.3.1 (g). A penalty assessed pursuant to this subdivision shall, except as otherwise provided, be deposited into a local housing trust fund. The city may elect to instead deposit the penalty moneys into the Building Homes and Jobs Trust Fund or the Housing Rehabilitation Loan Fund. This section shall remain in effect only until January 1, 2034, and as of that date is repealed. (AB 1734)	8	176
2019	Amended	HSC 25215.82	The code section is updated from HSC 25215.7 to HSC 25215.82. This is from prior amendments.	8	179
2014	Amended	HSC 25515.5(b)	Language updates which include adding "county counsel" among the recipients of the 50% distribution. (SB 642)	8	182
2022	Added	HSC 26275	A manufacturer or an owner who violates this section on Trash Receptacles and Storage Containers shall be guilty of an infraction punishable by fines as stipulated. The fines shall be deposited into the Accident Prevention and Road Safety Fund. Moneys in the fund are available upon appropriation by the Legislature. This section shall become operative on January 1, 2025. (SB 806)	8	182
2020	Added	HSC 104559.5	An enforcing agency may assess civil penalties for violation of subdivision (b) according to the schedule in BPC 22958 (a) (1) which shall be deposited in the State Treasury to the credit of the Sale of Tobacco to Minors Control Account. California Department of Tax and Fee Administration may also assess a civil penalty which shall be deposited into the Cigarette and Tobacco Products Compliance Fund which shall be made available to the CDTFA upon appropriation by the Legislature for the purposes of meeting its duties prescribed in HSC 104559.5 (f) (2). (AB 935)	8	184
2023	Added	HSC 123622	Any person or entity that conducts ultrasound in violation of Section 123621 is liable for a civil penalty of two thousand five hundred dollars (\$2,500) for a first offense and five thousand dollars (\$5,000) for each subsequent offense. Any person or entity that violates this section is liable for any costs, fees, and civil penalties which shall be paid to the office that brought the action - to the office of the Attorney General, to the treasurer of the city for the city attorney, to the treasurer of the county for district attorney, to the treasurer of the county for county counsel. (AB 1720)	8	186

Summary of Revisions for Trial Court Distribution Guidelines

Revision 34

January 2024

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2023	Added	LAB 181	Moneys recovered by the Attorney General, a district attorney, a city attorney, a county counsel, or any other city or county prosecutor under this code in violation of Division 2 and Division 3 (exclusions specified in the section) shall be applied first to payments, such as wages, damages, and other penalties, due to affected workers. All civil penalties recovered by a public prosecutor pursuant to this chapter shall be paid to the General Fund of this state, unless otherwise specified by this code. This section shall remain in effect only until January 1, 2029, and as of that date is repealed. The repeal of this statute shall not apply to any action initiated in court by a public prosecutor prior to January 1, 2029. (AB 594)	8	187
2012	Added	LAB 226.8	The Labor Commissioner under Section 98.3, 98.7, 98.74, or 1197.1, or the Attorney General, a district attorney, a city attorney, a county counsel, or any other city or county prosecutor, as defined in subdivision (a) of Section 181, may alternatively recover the penalties set forth in subdivisions (b) and (c) as damages payable to the employee. An employee is entitled to either recover the damages or to enforce a civil penalty, but not both, for the same violation. (AB 594)	8	188
2023	Added	LAB 2510	An aggrieved employee shall be awarded front pay or back pay, the value of the benefits the employee would have received under any benefit plans, punitive damages pursuant to Section 3294 of the Civil Code, and reasonable attorney's fees and costs. An employer, agent of an employer, or other person who violates Part 9.5 of the Labor Code or causes a violation of this part may be subject to civil penalties as mentioned in LAB 2510 (e). Additional amounts as liquidated damages may be recovered as per LAB 2510 (e) and deposited into the Labor and Workforce Development Fund, and paid to the employee as compensatory damages. (AB 647)	8	189
2023	Added	PCC 10510.53	An aggrieved employee shall bring a civil action for violation of Article 2.7 (commencing with Section 10510.50) against a vendor who violated this article and may be awarded compensation, penalties, reasonable attorney's fees and costs. (SB 27)	8	191
2023	Added	PRC 3236.2	Civil penalties are imposed for violations of oil and gas laws pursuant to this section. Fifty percent of the civil penalties collected to be paid to the agency or office prosecuting the action and fifty percent to be deposited in the Oil and Gas Environmental Remediation Account. In addition to these civil penalties, a person found liable shall also pay a penalty in an amount equal to the cost to plug and abandon any well associated with the violation. This penalty shall be distributed to the division for deposit in the Oil and Gas Environmental Remediation Account. (AB 631)	8	194
2023	Added	PRC 42488.3	Civil penalties collected pursuant to Chapter 8.6 (commencing with Section 42488) shall be paid to the office of the city attorney, county counsel, district attorney, or Attorney General, whichever office brought the action. The penalties collected pursuant to this section by the Attorney General shall be deposited into the Public Rights Law Enforcement Special Fund. This section shall become operative on July 1, 2024. (SB 244)	8	199

Summary of Revisions for Trial Court Distribution Guidelines

Revision 34

January 2024

Year Chaptered	Added, Amended, Or Removed	Code Section	Description	Table #	Page #
2023	Added	PROB 2351.2	If a conservator does not file a care plan as required by subdivision (a), the court may impose a civil penalty in any amount up to five hundred dollars (\$500), payable to the estate of the conservatee. The requirement to file a care plan is effective January 1, 2025. (SB 280)	8	199
2020	Removed	CIV 1798.99.82	This entry is removed since the code section currently changes civil penalties that are levied as a result of court action to administrative penalties levied directly by the enforcing agency.	8	
2005	Amended	CCP 491.150	The sunset date of June 30, 2023 for the \$60 fee for filing a motion as per GOV 70617 (a) is removed. The reference to this sunset date within CCP 491.150 in the Guidelines is removed. This is effective June 30, 2023. (AB 133)	9	217
2005	Amended	CCP 704.750	The sunset date of June 30, 2023 for the \$60 fee for filing a motion as per GOV 70617 (a) is removed. The reference to this sunset date within CCP 704.750 in the Guidelines is removed. This is effective June 30, 2023. (AB 133)	9	220
2005	Amended	CCP 708.160	The sunset date of June 30, 2023 for the \$60 fee for filing a motion as per GOV 70617 (a) is removed. The reference to this sunset date within CCP 708.160 in the Guidelines is removed. This is effective June 30, 2023. (AB 133)	9	220
2011	Amended	CCP 2029.620	The sunset date of June 30, 2023 for the \$60 fee for filing a motion as per GOV 70617 (a) is removed. The reference to this sunset date within CCP 2029.620 in the Guidelines is removed. This is effective June 30, 2023. (AB 133)	9	222

Summary of Revisions for Trial Court Distribution Guidelines

Revision 34

January 2024

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2014	Amended	GOV 26721.2(a)	Fee for serving a summons for an action commencing in superior court is changed from \$40 to \$50. (SB 564)	9	225
2014	Amended	GOV 26721.2(b)	Fee for canceling a summons prior to its completion is changed from \$40 to \$50. (SB 564)	9	226
2014	Amended	GOV 26721.2(c)	Fee for making a not-found return on a summons certifying that the person cannot be found at the address specified is changed from \$40 to \$50. (SB 564)	9	226
2014	Amended	GOV 26750	Fee for serving an earnings withholding order under CCP 706.010-706.154 is changed from \$35 to \$45. (SB 564)	9	226
2023	Amended	GOV 70602.6	The sunset date of June 30, 2023 for the \$40 fee added to \$355 fee for filing first paper under the included Government Code sections is removed. This is effective June 30, 2023. (AB 133)	9	237
2017	Amended	GOV 70615	A fee of \$25 for an appeal under Section 22428 of the Vehicle Code of a hearing officer's determination regarding a civil penalty for an automated speed violation, as defined in Section 22425 of the Vehicle Code. This section shall remain in effect only until January 1, 2032, and as of that date is repealed. (AB 645)	9	239

Summary of Revisions for Trial Court Distribution Guidelines

Revision 34

January 2024

Year Chaptered	Added, Amended, Or Removed	Code Section	Description	Table #	Page #
2023	Amended	GOV 70616	The sunset date of June 30, 2023 for the fee raise from \$550 to \$1000 and maximum fee raise from \$10,000 to \$18,000 is removed. This is effective June 30, 2023. (AB 133)	9	240
2023	Amended	GOV 70617(a)	The sunset date of June 30, 2023 for the \$60 fee for filing a motion, application, or any other paper requiring a hearing, as specified is removed. This is effective June 30, 2023. (AB 133)	9	241
2023	Amended	GOV 70657	The sunset date of June 30, 2023 for the \$60 uniform fee for filing a motion or other paper requiring a hearing subsequent to the first paper in a proceeding is removed. This is effective June 30, 2023. (AB 133)	9	253
2023	Amended	GOV 70662	The sunset date of January 1, 2024 for the \$40 filing fee for a request for special notice pursuant to Sections 1250, 2700, and 17204 of the Probate Code is removed. This is effective June 30, 2023. (AB 133)	9	256
2023	Amended	GOV 70677(a)	The sunset date of June 30, 2023 for the \$60 uniform fee for filing any motion, application, order to show cause, or any other paper requiring a hearing subsequent to the first paper is removed. (AB 133)	9	258