



a. T Code ■ **32120**

# Excess Highway Fines

c. City/county identification number

d. Report for quarter ending  
 e.

**If any information preprinted on this form is incorrect, cross out the incorrect information and write in the correct information.**

f. \_\_\_\_\_  
 City/county name and mailing address

g.

h.

*This report must be filed when the city's/county's highway fines and fines under CCP 45.051(a) exceed 30 percent of the city's/county's revenue less federal funds and bond proceeds. This report should be filed in the quarter following the month that the payment becomes due. Further instructions are on the reverse side.*

City/county fiscal year begins (Month, year) \_\_\_\_\_ ends (Month, year) \_\_\_\_\_

|   |      |       |
|---|------|-------|
| 1. Total revenue less federal funds and bond proceeds from <i>previous</i> fiscal year (Taken from audit required by Local Government Code, Chapter 103 - cities or Chapter 115 - counties) ..... | 1.   | _____ |
| 2. Multiply amount in Item 1 by .30 (30%).....  | 2. ■ | _____ |
| 3. Enter the total amount of highway fines and fines under CCP 45.051(a) collected this fiscal year. (See definitions and instructions for Item 3.).....  | 3.   | _____ |
| 4. Enter amount exceeded (Item 3 minus Item 2).....   | 4.   | _____ |
| 5. Multiply the total <i>number</i> of convictions by \$1.00 for all highway fines and fines under CCP 45.051(a) collected after the 30% cap is reached. ....                                     | 5.   | _____ |
| 6. Excess highway fines and fines under CCP 45.051(a) due the state (Item 4 minus Item 5).....  | 6.   | _____ |
| 7. Deduct the amounts on Items 5 and 8 from prior reports submitted this fiscal year. Enter zero if this is the first report filed this year.....   | 7.   | _____ |
| 8. Excess highway fines and fines under CCP 45.051(a) due for quarter (Item 6 minus Item 7).....  | 8. ■ | _____ |
| <b>*** DO NOT DETACH ***</b>  |      |       |
| 9. TOTAL AMOUNT DUE AND PAYABLE (Same as Item 8) .....  | 9. ■ | _____ |

i.

j.

City/county name \_\_\_\_\_

■ T Code    ■ City/county identification no.    ■ Period

For assistance, call 800-531-5441, ext. 34276, or 512-463-4276.

Complete this report and make the amount in Item 9 payable to STATE COMPTROLLER.  
 Our mailing address is P.O. Box 149361  
 Austin, TX 78714-9361

I, (type or print name) \_\_\_\_\_ certify that the information above is true as shown in the records of the treasury of the city/county named.

Authorized agent

**sign here** ▶

|                                     |      |
|-------------------------------------|------|
| Title                               | Date |
| Phone number (Area code and number) |      |

## **Instructions for Reporting Excess Highway Fines and Fines Under CCP 45.051(a)**

*Transportation Code Section 542.402 applies to cities and counties with a population under 5,000.*

**Item 3** - Highway fines - fines collected for offenses under V.T.C.A., Transportation Code, Title 7, Vehicles and Traffic.

Fines under Code of Criminal Procedures 45.051(a): - In issuing the order of deferral, the judge may impose a fine on the defendant in an amount not to exceed the amount of the fine that could be imposed on the defendant as punishment for the offense. The fine may be collected at any time before the date on which the period of probation ends. The judge may elect not to impose the fine for good cause shown by the defendant. If the judge orders the collection of a fine under this subsection, the judge shall require that the amount of the fine be credited toward the payment of the amount of the fine imposed by the judge. An order of deferral under this subsection terminates any liability under a bond given for the charge. *Note: Please include all fines in calculating the city's/county's total highway fines collected.*

**Item 9** - No report is required if your calculation shows no payment is due.

If Item 3 is *LESS THAN* Item 2, this report is not yet required to be filed.

If Item 3 is *GREATER THAN* Item 2, please complete the report and remit the amount due and payable on line 9.

**Note:** *A financial statement must be filed when the city's/ county's current highway fines and fines under CCP 45.051(a) reach 20 percent of your revenue less federal funds and bond proceeds. The financial statements and notification must be filed within 120 days of the end of your fiscal year.*

-----