

1. GUILTY OF A CIVIL INFRACTION; OR
2. NOT GUILTY OF A CIVIL INFRACTION; OR

(II) BEFORE RENDERING JUDGMENT, PLACE THE DEFENDANT ON PROBATION, IN THE SAME MANNER AND TO THE SAME EXTENT AS IS PERMITTED BY LAW IN THE TRIAL OF A CRIMINAL CASE.

(L) (1) IF A DEFENDANT IS FOUND BY THE DISTRICT COURT TO HAVE COMMITTED A CIVIL INFRACTION, THE DEFENDANT SHALL PAY:

- (I) THE FINE IMPOSED UNDER THIS SECTION; AND
- (II) COURT COSTS OF \$5.

(2) A DEFENDANT IS NOT LIABLE FOR PAYMENT OF COSTS UNDER THE CRIMINAL INJURIES COMPENSATION ACT.

(M) (1) WHEN A DEFENDANT HAS BEEN FOUND GUILTY OF A CIVIL INFRACTION AND A FINE HAS BEEN IMPOSED BY THE COURT, THE COURT MAY DIRECT THAT THE PAYMENT OF THE FINE BE SUSPENDED OR DEFERRED UNDER SUCH CONDITIONS AS THE COURT MAY ESTABLISH.

(2) WHEN A DEFENDANT HAS BEEN FOUND GUILTY OF A CIVIL INFRACTION AND WILLFULLY FAILS TO PAY THE FINE IMPOSED BY THE COURT, THE COURT MAY TREAT THE FAILURE AS A CRIMINAL CONTEMPT OF COURT.

(N) (1) A DEFENDANT WHO HAS BEEN FOUND GUILTY OF A CIVIL INFRACTION HAS THE SAME RIGHTS TO FILE A MOTION FOR A NEW TRIAL OR A MOTION FOR A REVISION OF A JUDGMENT AS ARE NOW PROVIDED BY LAW OR RULE IN THE TRIAL OF A CRIMINAL CASE.

(2) THE DEFENDANT SHALL MAKE THE MOTIONS IN THE SAME MANNER AS PROVIDED IN THE TRIAL OF CRIMINAL CASES, AND THE COURT, IN RULING ON THE MOTIONS, HAS THE SAME AUTHORITY AS PROVIDED IN THE TRIAL OF CRIMINAL CASES.

(O) IN A PROCEEDING FOR A CIVIL INFRACTION:

(1) THE STATE'S ATTORNEY FOR A COUNTY SHALL PROSECUTE THE CIVIL INFRACTION IN THE SAME MANNER AS A VIOLATION OF THE CRIMINAL LAWS OF THIS STATE; AND

(2) THE STATE'S ATTORNEY MAY ENTER A NOLLE PROSEQUI OR PLACE THE CASE ON THE STET DOCKET IN THE SAME MANNER AS IS NOW PRESCRIBED BY LAW OR RULE FOR VIOLATION OF THE CRIMINAL LAWS OF THIS STATE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1985.

Approved May 28, 1985.
