**TITLE 16 OFFENSES**

**16-5-45 INTERFERENCE WITH CUSTODY**

FIRST OFFENSE: FINE NOT < $200 NOR > $500 or

 JAIL NOT < 1 MO. NOR > 5 MOS. OR

 FINE AND JAIL.

 SECOND OFFENSE: FINE NOT < $400 NOR > $1000 OR

JAIL NOT < 3 MO. NOR > 12 MOS. OR

BOTH FINE AND JAIL

 THIRD OR SUBS. FELONY 1-5 YEARS

**16-7-43 LITTERING**

 (b) (1) Regular misdemeanor

 PICK UP TRASH FOR ONE MILE OR IN PUBLIC AREA

**16-8-14 THEFT BY SHOPLIFTING (MISDEMEANOR)**

FIRST OFFENSE REGULAR MISDEMEANOR

 SECOND OFFENSE 12 MONTHS AND/OR FINE NOT < $500

 FINE MAY NOT BE SUSPENDED OR PROBATED

THIRD OFFENSE NOT < 30 DAYS IN JAIL WHICH SHALL NOT BE SUSPENDED, PROBATED, DEFFERED OR WITHHELD

FOURTH OFFENSE FELONY 1-5 YEARS

**16-8-61 FAILURE TO DISPLAY OFFICIAL RATING ON VIDEO MOVIE**

FINE ONLY NOT > $100

**16-9-20 BAD CHECK**

IF CHECK FOR < $500, 12 MOS. AND/OR FINE NOT > $500

 IF CHECK >= $500 BUT < $1000, 12 MOS. AND/OR FINE NOT > $1000

 IF CHECK >= $1000 BUT < $1500, HIGH AND AGGRAVATED MISD.

 ALL PLUS RESTITUTION AND COSTS AND COURT MAY REQUIRE INTEREST

 AT 1% PER MONTH. COSTS NOT < $25 TO VICTIM.

**16-9-57 FALSE REPRESENTATION AS REPRESENTATIVE OF PEACE OFFICER OR**

 **FIRE ORGANIZATION**

FINE <= $500 AND/OR 30 DAYS IN JAIL

**16-12-1 CONTRIBUTING TO DELINQUENCY OF MINOR AND ENDANGERING**

 **CHILD WHILE D.U.I.**

FIRST OR SECOND OFFENSE FOR (b) (1) or (2)—12 mos. And/or $1000

 (b) (3) FIRST OFFENSE AND NO SERIOUS INJURY OR DEATH—

 12 MOS. AND/OR $1000

 (b) (3) SECOND OFFENSE AND NO SERIOUS INJURY OR DEATH---

 HIGH AND AGGRAVATED MISDEMEANOR

 “NOT LESS THAN ONE YEAR” JAIL

 AND/OR NOT < $1000 NOR > $5000

**16-12-2 SMOKING IN PUBLIC PLACE**

 FINE ONLY NOT <$100 NOR > $500

**16-12-120 CERTAIN ACTS IN PUBLIC TRANSIT FACILITY**

 FIRST OFFENSE: FINE ONLY NOT < $50 NOR > $100

 SECOND OFFENSE: FINE NOT < $100 NOR > $250; JAIL NOT > 10 DAYS

**16-12-120.1 ALTERED FARE COINS, TOKENS, ETC.**

 12 MOS. AND/OR $1000

**16-12-171 (B) MINOR PURCHASING CIGARETTES OR MISREPRESENTING AGE TO DO SO**

 NO JAIL TIME ALLOWED; 20 HOURS COMM. SERVICE; ATTEND LECTURE

 RE TOBACCO USE

**16-12-173 SALE OF CIGARETTES FROM VENDING MACHINE OFFENSES**

 FIRST OFFENSE: FINE ONLY NOT > $300

 SUBSEQUENT: 12 MOS. AND/OR $1000

**TITLE 40 OFFENSES**

**40-2-2 DECLARES ALL VIOLATIONS OF CHAPTER 2 OF TITLE 40 TO BE**

 **MISDEMEANORS UNLESS OTHERWISE PROVIDED**

**40-2-5 USE OF LICENSE PLATE TO CONCEAL OR MISREPRESENT IDENTITY**

 **OF VEHICLE**

12 MONTHS AND/OR FINE NOT < $500; HIGH AND AGGRAVATED MISD.

**40-2-8(a) FAILURE TO REGISTER VEHICLE IF REQUIRED**

IF RENTING, LOANING, OR LEASING TO SOMEONE--$100 PER DAY.

 ELSE, REGULAR MISDEMEANOR.

**40-2-8(c) NO DECAL DESIGNATING COUNTY OF REGISTRATION**

FIRST OFFENSE: NO JAIL; $25 FINE

 SECOND OR SUBS.: NO JAIL; $100

**40-2-8.1 IF PERSON HAD REVALIDATION DECAL BUT IT JUST HAD NOT BEEN**

 **AFFIXED TO CAR**

$25 MAX FINE IF PERSON SHOWS COURT THAT PROPER DECAL

 OBTAINED.

 ELSE, REGULAR MISDEMEANOR

**40-2-20 FAILURE TO REGISTER NEW OR USED CAR W/I 21 DAYS OF PURCHASE**

NO JAIL; $100 FINE

**40-2-88 RECIPROCAL AGREEMENTS FOR REGISTRATION OF COMMERCIAL VEH.**

 FINE ONLY; NOT < $100 NOR > $250

**40-2-114 OPERATION OF UNREGISTERED MOTOR TRUCKS**

 FIRST OFFENSE: NO JAIL; FINE NOT < $100 NOR > $ 250

 SECOND OR SUBS.: FINE NOT < $250 NOR > $500

 JAIL NOT > 30 DAYS

**40-3-91 DELIVERING OR ACCEPTING CERTIFICATE OF TITLE IN BLANK OR**

 **MAKING FALSE STATEMENT IN CAR TITLE APPLICATION**

 FINE NOT > $100

 JAIL NOT > 30 DAYS

**40-5-72 FAILURE TO SEND IN LICENSE AFTER SUSPENSION FOR NO INSURANCE**

 **OR INSURANCE CANCELLATION**

FINE NOT < $200 NOR > $1000

 JAIL NOT > 30 DAYS

**40-5-121 DRIVING WHILE LICENSE SUSPENDED OR REVOKED**

FIRST W/I 5 YEARS: NOT < 2 DAYS NOR > 12 MOS. JAIL

 AND/OR FINE NOT < $500 NOR > $1000

SECOND OR THIRD: NOT < 10 DAYS NOR > 12 MONTHS JAIL

AND/OR FINE NOT < $1000 NOR > $2500

HIGH AND AGGRAVATED MISDEMEANOR

**40-5-125 FALSE NAME IN LICENSE APPLICATION AND IMPROPER USE OF LICENSE**

1. GIVING LICENSE OR ID CARD TO ANOTHER

12 MONTHS AND/OR $1000

1. FALSE STATEMENT IN LICENSE APPLICATION

FELONY

**40-5-159 DRIVING COMMERCIAL VEHICLE WITH MORE THAN ONE LICENSE**

(a) NOT MORE THAN ONE LICENSE IF OPERATES COMMERCIAL VEHICLE

OR EMPLOYER VIOLATES DUTIES UNDER 40-5-145---FELONY

(b) EMPLOYER REPORTS FRAUDULENT INFORMATION RE EMPLOYEE’S

EMPLOYMENT OR EXPERIENCE

MISDEMEANOR AND FINE NOT < $500

1. DRIVES COMMERCIAL VEHICLE IN VIOLATION OF 40-5-146

(LICENSE SUSPENDED OR OUT OF SERVICE ORDER VIOLATION)

MISDEMEANOR AND FINE NOT < $500

**40-6-1 UNLESS OTHERWISE DECLARED IN THIS CHAPTER IT IS MISDEMEANOR**

**40-6-10 NO INSURANCE/PROOF OF INSURANCE**

NO INSURANCE: 12 MOS.; FINE NOT < $200 NOR > $1000

 NO PROOF INS.: IF DEFENDANT SHOWS COURT THAT VALID INSURANCE

 WAS IN EFFECT AT TIME CITATION ISSUED FINE NOT > $25

 ELSE, REGULAR MISDEMEANOR

**40-6-11 NO INSURANCE ON MOTORCYCLE**

REGULAR MISDEMEANOR, I.E. NO MINIMUM FINE

**40-6-54 USE OF TRAVEL LANES FOR EXCLUSIVE USE OF CERTAIN VEHICLES**

 FIRST OFFENSE: FINE NOT > $75

 SECOND OFFENSE: FINE NOT > $100

 THIRD AND SUBS.: FINE NOT > $150

**40-6-76 FUNERAL PROCESSION INTERFERENCE**

 FINE ONLY; NOT > $100

**40-6-77 SERIOUS INJURY DUE TO RIGHT OF WAY VIOLATIONS RESULTING IN**

 **COLLISION WITH MOTORCYCLIST, BICYCLIST, OR FARMER**

 **TRANSPORTING VEHICLES HAULING AGRICULTURAL PRODUCTS,**

 **LIVESTOCK, FARM MACHINERY OR FARM PRODUCTS**

FIRST OFFENSE: MISDEMEANOR; FINE NOT < $250

 SECOND+ W/I 5 YRS: MISDEMEANOR; FINE NOT < $500 NOR > $1000;

 JAIL NOT < 10 DAYS NOR > 12 MONTHS. FINE MAY NOT BE SUSPENDED,

 OR WAIVED OR CONDITIONED UPON COMPLETION OF ANY COURSE OR

 SENTENCE.

**40-6-95 PEDESTRIAN UNDER INFLUENCE**

 FINE ONLY; NOT > $500

**40-6-226 HANDICAPPED PARKING**

 ( c) OBTAIN PERMIT BY FRAUD OR COUNTERFEIT—REG. MISDEMEANOR

1. FALSE OR MISLEADING STATEMENT IN APPLICATION—REG. MISD.

ALL OTHERS—FINE NOT < $100 NOR > $500

**40-6-252 PARKING, STANDING OR DRIVING VEHICLE IN PRIVATE AREA AFTER**

 **REQUEST NOT TO DO SO**

FIRST OFENSE: $50

 SECOND: $100

 THIRD: $150

**40-6-253 OPEN CONTAINER VIOLATION**

FINE ONLY; NOT > $200

**40-6-391 ENDANGERING CHILD WHILE D.U.I.**

SAME AS CONTRIBUTING TO DELINQUENCY OF MINOR 16-12-1

**40-7-6 ALL OFF ROAD VEHICLE VIOLATIONS**

“…SHALL NOT BE GUILTY OF A CRIMINAL ACT BUT SHALL BE SUBJECT TO

 A CIVIL PENALTY OF NOT LESS THAN $25.” (DOESN’T SAY HOW BIG A

 PENALTY MAY BE IMPOSED.)

**40-8-76 SEAT BELT VIOLATIONS RE CHILDREN**

FIRST OFFENSE: FINE NOT > $50

 SECOND OR SUBSEQUENT: FINE NOT > $100

 NO ADDITIONAL FEES OR SURCHARGES MAY BE ADDED.

**40-8-76.1 USE OF SAFETY BELTS IN PASSENGER VEHICLES**

(b) “Each occupant of the front seat”

 ADULT: FINE NOT > $15. NO COSTS, PENALTY, FEE OR SURCHARGE.

 MINORS 8 YEARS OF AGE OR OLDER: FINE NOT > $25.

 “NOT A CRIME, NOT A VIOLATION OF ORDINANCE, NOT A MOVING

 VIOLATION.”

**40-11-9 ABANDONMENT OF DERELICT MOTOR VEHICLE ON PUBLIC OR PRIVATE**

 **PROPERTY**

 FINE ONLY; NOT > $500 AND SHALL PAY ALL COSTS OF REMOVING THE

 VEHICLE FROM THE PROPERTY

**TITLE 3 OFFENSES**

**3-3-23.1 MINORS AND ALCOHOL**

 3-3-23(a)(2)—PURCHASE, ATTEMPT TO PURCHASE OR KNOWINGLY

 POSSESSING ANY ALCOHOLIC BEVERAGE

 FIRST CONVICTION: 6 MOS. JAIL AND/OR FINE NOT > $300

 ALL OTHER 3-3-23 (a) VIOLATIONS—REGULAR MISDEMEANOR

 **EXCEPT** 3-3-23(a)(4)—HIGH AND AGGRAVATED MISDEMEANOR

 **SECOND OR SUBSEQUENT 3-3-23 VIOLATION**

1. (2)—REGULAR MISDEMEANOR

ALL OTHERS—HIGH AND AGGRAVATED MISDEMEANOR

JUDGE CAN WITHHOLD ADJUDICATION OF GUILT FOR UP TO 3 YEARS

AND REQUIRE SIGNIFICANT ALCOHOL ABUSE TREATMENT **AND**

JUDGE CAN ORDER COMPLETION OF ALCOHOL OR DRUG RISK REDUCTION PROGRAM AS IN DUI OR VGCSA, AND PUNISH NON-COMPLIANCE WITH CONTEMPT.

**MISCELLANEOUS OFFENSES**

**20-2-690.1(c) COMPULSORY SCHOOL ATTENDANCE**

 JAIL NOT < 30 DAYS

 FINE NOT < $25 NOR > $100

 “COMMUNITY SERVICE (AMOUNT NOT SPECIFIED)

 ANY COMBINATION OF ABOVE

 EACH DAY ABSENT FROM SCHOOL IS SEPARATE OFFENSE

**20-2-1180 LOITERING IN SCHOOL SAFETY ZONE; REQUIRED CHECK-IN FOR**

 **VISITORS**

 HIGH AND AGGRAVATED MISDEMEANOR

**20-2-1181 DISRUPTING PUBLIC SCHOOL**

HIGH AND AGGRAVATED MISDEMEANOR

**10-1-421 FALSE OR FRAUDULENT STATEMENTS IN ADVERTISING**

FINE NOT < $200 NOR > $1000

 JAIL NOT > 20 DAYS

**10-6-100 FAILURE OF AGENT IN BUSINESS OF RECEIVING CASH FOR PAYMENT**

 **TO THIRD PERSON TO GIVE BOND**

FINE NOT < $300 NOR > $3000

 JAIL NOT > 6 MONTHS

**34-1-2 AGE DISCRIMINATION IN EMPLOYMENT**

FINE ONLY; NOT < $100 NOR > $250

**6-2-5.1 FLYING UNDER INFLUENCE**

FINE ONLY; NOT > $2000

**12-3-622 BUYING OR SELLING INDIAN OBJECTS**

 $500 PER OBJECT