

A BILL FOR AN ACT

To amend Title 6, Chapter 49 Section 6.4909 of the Kosrae State Code, to add a new subsection to establish and impose a probation fee upon probationers; and for other purposes.

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1           Section 1. Purpose. The purpose of this act is to establish a probation fee upon  
2 probationers to defray the costs of providing supervision over probationers and provide  
3 additional local revenue to the State Government.

4           Section 2. Amendment. Section 6.4909 of the Kosrae State Code is hereby amended  
5 to read as follows:

6                   “Section 6.4909. Probation.

7                   ....

8                   (7) A person placed under probation shall pay a probation service fee  
9 in a sum not less than \$20 and nor more than \$100 annually during the term of probation. In  
10 determining the fee the Court shall consider the nature of the offense and the level of  
11 supervision required.

12                   (a) All probation service fees received shall be deposited to the  
13 State Revenue Fund as established in Section 6.16011 and shall be continually appropriated to  
14 the State Court for the sole purpose of funding for client services and programs. The fund is  
15 non-lapsing and is intended to supplement State Court probation division appropriation.

16                   (b) The Chief Justice of the State Court shall, in consultation  
17 with the Probation Officer, determine client services and programs, eligible to receive sums  
18 from the Fund.

19                   (c) The Director of the Department of Administration & Finance  
20 shall submit an annual financial report by the end of each Fiscal Year detailing the fund  
21 receipts and expenditures to the Chief Justice of the State Court and the Legislature.”

