

INFORMATION REPORT

TO: Chair and Members Audit, Finance and Administration Committee	WARD(S) AFFECTED: CITY WIDE
COMMITTEE DATE: December 10, 2012	
SUBJECT/REPORT NO: Reciprocal Agreements for the Collection of Outstanding <i>Provincial Offences Act</i> Fines (FCS12087) (City Wide) (Outstanding Business List Item)	
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SIGNATURE:	

Council Direction:

At the September 10, 2012 Audit Finance & Administration Committee, staff were directed to provide a report, respecting which provinces and states currently have reciprocal agreements with the Province of Ontario for the collection of outstanding *Provincial Offences Act* fines, how those agreements are implemented, and what impacts those agreements have on the licensee/offenders ability to continue driving until such outstanding fines have been paid.

Information:

The Manager of the Driver Policy Office, Policy Development and Evaluation Branch of the Ministry of Transportation is responsible for all reciprocal agreements between Ontario and other jurisdictions. The following details were provided:

Ontario has entered into conviction exchange agreements with New York and Michigan. Additionally, through a multilateral agreement, Ontario has in place conviction exchange agreements with all Canadian jurisdictions, with the exception of Quebec and British Columbia. Separate agreements have been made with these provinces.

Conviction exchange agreements allow two jurisdictions to exchange driver conviction information and apply home jurisdiction sanctions – such as demerit points and suspensions – to their records for offences that occurred in the other jurisdiction.

Furthermore, when a driver from one of these jurisdictions is convicted of an offence in Ontario, an Ontario driver record is automatically created and the conviction is entered.

However, there are no supporting mechanisms in place for agreements related to the collection of unpaid fines for out-of-province drivers.

In summary, a driver who moves from Ontario and their driver's licence is suspended cannot have a driver's licence issued in another Province until such time as they have contacted the court office in Ontario and paid their fines in full.

Of further importance is to ensure all members of council are aware that Hamilton POA does not write-off fines where enforcement such as a suspension of a driver's licence or denial to renew a vehicle licence plate is in effect.