

Summary of select restitution orders, fines, and fees in delinquency cases					Rev. 10/2025
Authorizing statute	Type	Applies when	Amount	Ability to pay dispositive?	Mandatory?
Welf. & Inst. § 730.5	Fine (similar to Pen. Code, § 1202.4, subd. (b))	Minor is adjudged ward as person described in section 602	Up to amount that could be imposed on adult for same offense. Penal Code § 1464 penalty assessment applies.	Fine may be levied if court finds ability to pay.	No.
Welf. & Inst. § 730.6, subds. (b) and (h)	Victim restitution (similar to Pen. Code, § 1202.4, subd. (f))	Minor is adjudged ward as person described in section 602 and victim incurs an economic loss as a result of the minor's conduct	Amount of loss(es). Where the loss alleged pertains to stolen or damaged property, the value shall be the replacement cost of like property or the actual cost of repairing the property when repair is possible, whichever is less (subd. (b)(1)(A)). Minors are held severally liable, rather than jointly and severally liable. The court shall apportion liability based on each minor's percentage of responsibility or fault of all economic losses included in the order of restitution (subd. (b)(3)).	No. Inability to pay shall not be considered in determining amount (subd. ((b)(1))).	Yes, but can be waived for extraordinary and compelling reasons (but not inability to pay) stated on the record (subd. (h)(1)).
Welf. & Inst. § 730, subd. (a)(1)(A)	Fine	Minor is adjudged ward as person described in section 602 and ordered to undergo treatment referred to in § 727	Up to \$250	Yes	No
Welf. & Inst. § 742.16	Graffiti and vandalism restitution	Minor is adjudged ward as person described in section 602 by reason of commission of an act prohibited by Pen. Code § 594, 594.3, 594.4, 640.5, 640.6, or 640.7	Amount required to fully compensate owner or possessor of property for their damages (subd. (a)) or total cost incurred by public entity for removal, repair, or replacement (subd. (b)).	Court shall make order to the extent it determines minor has ability to pay (subds. (a), (b), (c)).	Yes, but court may find full restitution is inappropriate (subd. (a)).
Table is provided as a summary of select Welfare & Institutes statutes only. It is not intended as a substitute for reading the code sections or verifying currentness. Check the code and cases for updates, interpretation, and applicability.					

Effective January 1, 2025, courts may no longer impose restitution fines in juvenile delinquency cases. (Welf. & Inst. Code, § 730.6, subd. (a)(2).) Any unpaid restitution fines that are 10 years or older will automatically be cancelled. (Welf. & Inst. Code, § 223.2, subd. (d); see also Pen. Code, § 1465.9 [eliminating adult restitution fines older than 10 years].)