

VIRGINIA:

IN THE CIRCUIT COURT FOR CAROLINE COUNTY

ORDER

Pursuant to Virginia Code § 19.2-354.1 and Rule 1:24 of the Supreme Court of Virginia the policy of the Caroline County Circuit Court concerning the payment of fines, costs and restitution is as follows:

Whenever a defendant convicted of a traffic infraction or violation of criminal law is sentenced to pay a fine, restitution, assessment or penalty and cannot satisfy the same within 30 days of sentencing, then the Clerk of Court is authorized to establish, approve and enter into agreement for satisfaction of same on the following terms:

Any party unable to pay outstanding fines and costs within 30 days of conviction may request a deferred payment agreement for payment in full at the end of the deferred stated time period in the deferred payment agreement; or

Any party unable to pay outstanding fines and costs within 30 days of conviction may request an installment payment agreement to make monthly payments until paid in full;

Application for deferred payment or installment payment shall require application by written financial statement on a form provided by the Clerk of Court;

In the case of an installment agreement for total fines and costs of less than \$500.00 the down payment shall not exceed 10% of the amount owed. If the fines and costs are more than \$500.00 the required down payment will not exceed 5% of the amount owed. The requirement of a down payment is discretionary with the Court on initial installment plans.

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A party who has entered into a payment agreement may request a modification of the agreement in writing on a form provided by the Clerk of Court.

A party who defaults on a payment plan may apply for a new payment plan on written application. A down payment will be required. Any default will also result in notification by the Clerk of Court to the Department of Motor Vehicles.

A party who is unable to pay fines and costs may apply by written financial statement to perform community service for a nonprofit charity to defray fines and costs. Community Service will defray fines/costs at \$10.00 per hour and must be verified in Court or in writing by a third party on letterhead.

No community service may be used to defray restitution.

Any party violating a payment agreement will be subject to a suspension of their driver's license pursuant to Virginia Code §46.2-395.

This policy is to be posted in the Office of the Circuit Court and on the Court web site as required by Virginia Code § 19.2-354(A). This Order is effective as of July 1, 2017.

Entered this 30th day of June, 2017


SARAH L. DENEKE, JUDGE