

VIRGINIA: IN THE CIRCUIT COURT OF THE COUNTY OF PATRICK

IN RE: Deferred Payment Plan Policy for Court Costs, Fines and Restitution

ORDER

The following will outline procedures in place for deferred payment plans in the Patrick County Circuit Court.

1. The judge will set the amount and due date of monthly payment at the time of sentencing.
2. The defendant shall endorse form CC-1351 and a copy will be placed in the defendant's file. The minimum monthly payment shall be \$50.00 unless extenuating circumstances exist that would allow for a lesser amount. The judge or clerk will approve any such exceptions.
3. If the defendant misses two payments and has not been approved by the judge or clerk for any such delayed payment, the clerk shall forward such information to the Virginia Department of Taxation Court Debt Collections Office.
4. If defendant requests a second payment plan after being in non-compliance with the initial payment agreement, defendant shall make a good faith payment of \$50.00 after which the clerk may set a monthly payment and grant defendant a second payment plan.
5. If defendant is in default on a second payment agreement and requests a third payment plan, he/she shall make an appointment with the circuit court judge and request a hearing for approval of any such agreement.
6. In all criminal cases, unless otherwise directed, restitution, if ordered, shall be paid prior to the payment of fines and costs.

METHODS OF PAYMENT

Defendant may pay fines, costs and restitution by cash, personal check, company check from employers, money orders, cashiers checks and certified checks. All checks shall be payable to: Clerk of Circuit Court. Also accepted are VISA and MASTERCARD which shall include a 2% convenience fee for use over and above the amount of each payment.

If paying by mail, a self-addressed, stamped envelope is required for the return of a receipt. Pursuant to Virginia Code Section 19.2-353.3, the clerk of the court to whom a dishonored check or debit/credit card was tendered may impose a fee of \$50.00 or 10 percent of the value of the payment, whichever is greater, in addition to the fine and costs already imposed.

THESE GUIDELINES ARE SUBJECT TO AMENDMENT AND EXCEPTION AT THE DISCRETION OF THE JUDGE AND/OR CLERK.

Enter this the 18th day of March, 2021


MARCUS A. BRINKS, JUDGE