

VIRGINIA: IN THE CIRCUIT COURT OF THE COUNTY OF FRANKLIN

RE: Payment Agreement Policy

If payment of a fine and/or court cost cannot be made in full within ninety (90) days of sentencing, then a deferred payment agreement, modified deferred payment agreement or installment payment agreement may be entered into pursuant to Va. Code § 19.2-354, and 19.2-354.1.

The following are the guidelines for deferred or installment payments to this court:

1. Payment agreement shall be signed by defendant and Clerk of court or her deputy.
2. Monthly payments set by the Court or by the Clerk or her deputy in accordance with the court order.
3. The defendant may participate in County work program, if eligible.
4. The defendant may request to perform community service in lieu of payment for a fine and/or cost, the requests must be made to the Clerk's office and the community service must be performed at a non-profit organization and a letter from the organization must be received before credit will be given.
5. Any subsequent payment agreement entered into shall require a down payment as follows:
 - (i) If the fines and costs owed are \$500.00 or less, 5% of such amount shall be required as a down payment or:
 - (ii) If the fines and costs owed are more than \$500.00, 5% of the total amount due or \$50.00 which is greater shall be required.
6. A defendant may petition the Court for waiver of the down payment.
7. 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 and 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, MASTERCARD, AMERICAN EXPRESS & DISCOVER.

Pursuant to Virginia Code Section 19.2-353.3, the Clerk of the Court to whom the dishonored check or credit or debit 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.

Therefore, it is ADJUDGED, ORDERED AND DECREED that this above-payment policy be adopted by this Court in accordance with Va. Code § 19.2-354, 19.2-354.1.

ENTERED: January 3, 2024

T. W. Allen

TIMOTHY W. ALLEN, JUDGE