

VIRGINIA: IN THE CIRCUIT COURT OF FLOYD COUNTY

RE: DEFERRED PAYMENT PLAN GUIDELINES
PROCEDURES FOR COURT COSTS, FINES AND RESTITUTION

This 15th day of August, 2017, came the Clerk of the Circuit Court for the County of Floyd and moved for entry of a court order specifying guidelines for the Time to Pay (TTP) Agreements on Criminal Court Costs, Fines and Restitution.

It is hereby ORDERED that the Clerk of this Court be authorized to implement the following guidelines for establishing Time to Pay (TTP) Agreements on Criminal Court Costs, Fines and Restitution:

1. Monthly payments shall be made as follows:

Total amounts of less than \$1000.00, at least \$50.00 per month.

Total amounts greater than \$1000.00 but less than \$5000.00, at least \$75.00 per month.

Total amounts greater than \$5000.00, at least \$100.00 per month.

2. Applicants who have previously defaulted on a payment plan, a down payment is required as follows:

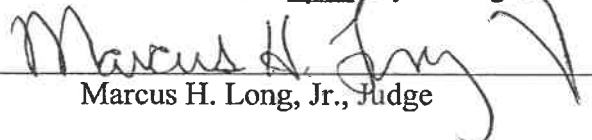
Fines, costs and restitution owed that do not exceed \$500.00, a down payment of \$10% of the entire amount owed shall be paid prior to reinstatement.

Fines, costs and restitution owed that exceed \$500.00, a down payment of 5% of the entire amount owed or \$50.00, whichever is greater, shall be paid prior to reinstatement.

Defendants currently on an installment plan that does not conform with the requirements of revised Rule 1:24 of the Virginia Supreme Court Rules and Section 19.2-354 of the Code of Virginia, 1950, as amended, may petition the Clerk of the Circuit Court to bring their plan into accord with the Rule and the Code. The Clerk of the Circuit Court and her deputies shall have the discretion to adjust the payment plan accordingly and shall, pursuant to the requirements of the Rule and Code, take into account the defendant's financial obligations, including the defendant's indigence, as well as fines, costs and restitution the defendant owes in other courts.

It is further ORDERED that, in all criminal cases coming before this Court, unless directed otherwise, all payments made shall be first applied to the satisfaction of restitution, if any, and subsequently applied to court fines and costs.

Enter this ORDER this 15th day of August, 2017.



Marcus H. Long, Jr., Judge