

VIRGINIA:

IN THE CIRCUIT COURT FOR THE COUNTIES OF BRUNSWICK, GREENSVILLE, PRINCE GEORGE, SURRY, SUSSEX, AND THE CITY OF HOPEWELL.

IN RE: Va. Code § 19.2-354 Order Authorizing Credit for Fines and Costs.

STANDING ORDER

The Circuit Court, pursuant to Virginia Code § 19.2-354(C), authorizes and directs the Clerks of these Courts to allow a defendant upon whom fines and costs have been imposed to petition for discharge of all or part of such fines and costs through credits earned by working while incarcerated or performing community service after July 1, 2023. Such credits shall apply only to the discharge of fines and costs and shall not be applied toward any term of imprisonment, sentence, alternative sentence or sentencing requirement, restitution, or any other monetary or nonmonetary obligation imposed by a court; it is therefore:

ADJUDGED, ORDERED, AND DECREED that, when a defendant seeks credit based on work performed while incarcerated, the defendant shall notify the Clerk, who shall provide the defendant with Form DC-212, a copy of this Standing Order, and a copy of the Court's Order, titled *Va. Code § 19.2-354 Motion & Order*.

The defendant shall complete and return Form DC-212 and the Court's *Va. Code § 19.2-354 Motion & Order* to the Clerk's Office in conjunction with evidence establishing that the defendant did not receive credit towards fines and costs or his sentence (including alternative sentencing) in any court for the hours submitted herein; it is further

ADJUDGED, ORDERED, AND DECREED that, when a defendant seeks credit based on community service, they shall notify the Clerk, who shall then place the matter on the term-day docket to be set for an *ore tenus* hearing.

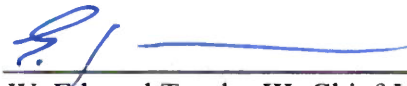
At the *ore tenus* hearing, the defendant shall present evidence establishing that the defendant did not receive credit towards fines and costs or his sentence (including alternative sentencing) in any court for the hours submitted herein in conjunction with the testimony of the site supervisor or other responsible person with personal knowledge of the defendant's community service or, if such persons cannot appear, a sworn statement or certification from such persons, sufficient to verify (i) the dates on which the community service was performed,

(ii) the number of hours performed, and (iii) the applicable minimum wage at the time the service was performed.

The Court may require the site supervisor or other responsible person to appear and testify at the *ore tenus* hearing or provide additional documentation when necessary to verify the defendant's claimed community service; and it is further

ADJUDGED, ORDERED, AND DECREED that the Clerks of these Courts shall post this Order at the public entrance of their respective courthouse and make it available to the public on any relevant website homepage.

ENTERED this 19 day of August, 2026.



W. Edward Tomko III, Chief Judge