

July 1, 2024

### Payment Plan Policy for Fines, Costs, and Restitution

- If you owe fines and cost and your ONLY financial resource is a Social Security benefit or Supplemental Security Income, then you are not required to pay until you have another resource or income. As long as your sole income remains unchanged, your account will not go to collections. §§ 19.2-354; 19.2-354.1  
Please understand that any restitution that you may have been ordered to pay is **NOT INCLUDED** in this exemption of payment and is due as the court has ordered.
- Upon the initial sentencing, the defendant is ordered to pay fines/court costs/restitution and make payments to the Circuit Court Clerk's office at a rate of \$50.00 per month to begin within 60 days or within 60 days upon release from incarceration and due on the 15<sup>th</sup> of each month thereafter, unless otherwise stated at time of sentencing.
- The Court will consider the defendant's financial condition, should the defendant be unable to pay the \$50.00 per month.
- Petition for Payment Agreement for Fines/Costs or Request to Modify Existing Agreement and Order and Notice of Deferred Payment or Installment Payments (CC-1379) are to be filled out by the defendant and filed with the Circuit Court Clerk's Office.
- A down payment is not required to enter an initial payment plan of \$50.00 per month, however,
- **IF a payment plan defaults**, a down payment of \$50 will be required before entering a subsequent (new) payment plan.
- **After 3<sup>rd</sup> payment plan**, defendant will be given a **hearing date** for consideration of agreement by the Court.

  
Rene Lamey, Clerk  
Lee County Circuit Court