CM26-170

ORDER

VIRGINIA: IN THE CIRCUIT COURT OF GILES COUNTY

JUDGE: H.L. HARRELL

In Re: Collection of Fines and Costs

In accordance with the revised Rule 1:24 of the Virginia Supreme Court Rules and Section 19.2-354.1 of the Code of Virginia, 1950, as amended (effective on July 1, 2025), both of which are attached hereto and made a part hereof, the Circuit Court of Giles County hereby adopts the requirements therein effective July 1, 2025.

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 19.2-354.1 of the Code of Virginia, 1950, as amended (effective on July 1, 2025) may petition the Clerk of the Court to bring their plan into accord with the Rule and the Code.

Wherein there are discretionary decisions in both the Rule and the Section 19.2-354.1, the Clerk of the Court and his/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 and costs the defendant owes in other courts.

The following shall serve as a framework subject to more lenient discretion as allowed by this order and the Rule and the Code:

1. For applicants who have previously defaulted on payment plan, a down payment is required as follows:

   If the fines and costs owed do not exceed $500, a down payment of 10% of the entire amount owed shall be paid prior to reinstatement.

   If the fines and costs owed exceed $500, a down payment of 5% of the entire amount owed or $50, whichever is greater, shall be paid prior to reinstatement.

2. Monthly payments shall be made as follows:

   For total amounts of less than $1000, at least $50 per month.
   For total amounts greater than $1000 but less than $5000, at least $75 per month.
   For total amounts greater than $5000 or greater, at least $100 per month.

Furthermore, if the defendant's sole financial resource is a Social Security benefit or Supplemental Security income, then they are not required to pay until they have another resource or income. As long as their sole income remains unchanged, the account will not go to collections.

The Clerk of this Court is directed to post this order so that it may be viewed by the public and post it on the court's website. The Clerk is also directed to submit a copy of this order on official letterhead to the Department of Legislative and Public Relations in the Office of the Executive Secretary of the Virginia Supreme Court.

DATE: 7-1-2026

ENTER:

H.L. Harrell, Judge