

2009 SESSION

INTRODUCED

090406484

HOUSE BILL NO. 1670

Offered January 14, 2009

Prefiled December 22, 2008

A BILL to amend and reenact § 19.2-353.5 of the Code of Virginia, relating to interest on unpaid fines and costs.

Patrons—Dance and Howell, A.T.

Referred to Committee for Courts of Justice

**Be it enacted by the General Assembly of Virginia:**

**1. That § 19.2-353.5 of the Code of Virginia is amended and reenacted as follows:**

§ 19.2-353.5. Interest on fines and costs.

No interest shall accrue on any fine or costs imposed in a criminal case or in a case involving a traffic infraction for a period of forty days from the date of the final judgment imposing such fine or costs or during any period the defendant is incarcerated as a result of that case. For good cause shown, a court may, on motion of the defendant who is making payments or who is requesting a payment plan pursuant to § 19.2-354, waive payment of accrued but unpaid interest on fines and costs imposed by a judgment of that court.

In no event shall interest accrue in such cases during any period in which a fine, costs, or both a fine and costs are being paid in deferred or installment payments pursuant to an order of the court. Whenever interest on any unpaid fine or costs accrues, it shall accrue at the judgment rate of interest set forth in § 6.1-330.54.

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