

2008 SESSION

INTRODUCED

080331806

HOUSE BILL NO. 880

Offered January 9, 2008

Prefiled January 8, 2008

A BILL to amend and reenact § 19.2-353.5 of the Code of Virginia, relating to interest on fines and costs paid by an incarcerated person.

Patron—Loupassi

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. 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. *For good cause shown a circuit court may, on motion by the defendant, waive interest on unpaid fines and costs accrued during any period the defendant was incarcerated prior to July 1, 2008.*

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.

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HB880