

180000045

## ORDER

VIRGINIA: IN THE CIRCUIT COURT OF BLAND COUNTY

Judge: H. L. Harrell

IN RE: Community Service in Lieu of Fines and Costs pursuant to § 19.2-354(C).

Pursuant to § 19.2-354(C), this court provides an option to any person upon whom a fine and costs have been imposed to discharge all or part of the fine or costs by earning credits for the performance of community service work before or after imprisonment. This option is applicable only to court-assessed fines and costs.

1. All community service work must be performed in Bland County.
2. The rate of remuneration shall match the minimum wage on the date the individual enters into the community service program. The minimum wage is set by the United States Department of Labor's Wage and Hour Division as published at <https://www.dol.gov/general/topic/wages/minimumwage>

The total number of hours completed shall be multiplied by the minimum wage hourly rate and the resulting amount shall be credited against the total amount of fines and costs owed by the individual in this court.

3. The court will pre-approve all community work and reserves the right to deny any applicant's participation. Only *bona fide* agencies and churches that maintain a tax-exempt status pursuant to the requirements of the United States Internal Revenue Code § 501(c)(3), or the local government of Bland County shall qualify as hosting entities.
4. The applicant must provide a legible, written proposal that includes:
  - a. The number of community service hours the applicant proposes to perform;
  - b. The location and contact information of the hosting entity;
  - c. A letter on the hosting agency's letterhead signed by the supervisor or designee of the hosting entity that approves of the plan and agrees to allow the applicant to perform the community service; and
  - d. A proposed schedule of the initiation and conclusion of the community service hours and the number of hours to be performed weekly
5. The clerk of this court shall not participate in the preparation of the written proposal. Such written proposal must be legibly prepared by the applicant or his/her designee and submitted to the court. The court will, in its discretion, determine whether the application merits approval.

6. During the course of the program, the applicant/Participant shall submit on the first day of each month (or the next business day the Clerk's Office is open) accountings of the community service work. These Accountings must:
  - a. Be printed legibly on the letterhead of the hosting agency;
  - b. Contain the dates and number of hours of all work performed with a tabulation of the total number of hours for the month;
  - c. Contain a brief description of the work performed next to each hourly entry; and
  - d. Be signed by the supervisor/designee of the hosting agency along with a statement that all work was performed in a manner satisfactory to that agency.
7. Failure to comply with the terms and conditions of this program, including the written proposal, shall result in removal from the program.
8. Completed community service hours pursuant to this program may be applied only to fines and costs owed by the participant to the Bland County Circuit Court.
9. The Court reserves the right to remove a participant from the program.
10. The Court reserves the right to revise and amend the terms and conditions of the program at any time.

DATE: 7-3-2018

ENTER:   
H.L. HARRELL, JUDGE