

24A.175 Court costs for criminal cases in District Court -- Payment required -- Exceptions.

- (1) Court costs for a criminal case in the District Court shall be one hundred dollars (\$100), regardless of whether the offense is one for which prepayment is permitted.
- (2) There shall be no court costs for a parking citation when:
 - (a) The fine is paid to the clerk before the trial date in the same manner as provided for speeding citations under KRS 189.394(3); and
 - (b) The citation does not involve parking in a fire lane or blocking the traveled portion of the highway.
- (3) The taxation of court costs against a defendant, upon conviction in a case, including persons sentenced to state traffic school as provided under KRS 186.574, shall be mandatory and shall not be subject to probation, suspension, proration, deduction, or other form of nonimposition in the terms of a plea bargain or otherwise, unless the court finds that the defendant is a poor person as defined by KRS 453.190(2) and that he or she is unable to pay court costs and will be unable to pay the court costs in the foreseeable future.
- (4) If the court finds that the defendant does not meet the standard articulated in subsection (3) of this section and that the defendant is nonetheless unable to pay the full amount of the court costs, fees, and fines at the time of sentencing, then the court shall establish a show cause date by which time court costs, fees, and fines shall be paid and may establish an installment payment plan whereby the defendant pays the full amount of the court costs, fees, and fines to the circuit clerk in installments as established by the court. The court costs, fees, and fines under the installment plan shall be paid within one (1) year of the date of sentencing notwithstanding any remaining restitution or other monetary penalty owed by the defendant and arising out of the conviction. Installment payments will be applied first to court costs, then to restitution, then to fees, and then to fines.

Effective: August 1, 2002

History: Amended 2002 Ky. Acts ch. 183, sec. 4, effective August 1, 2002. -- Amended 2000 Ky. Acts ch. 328, sec. 2, effective July 14, 2000; and ch. 512, sec. 12, effective July 14, 2000. -- Amended 1998 Ky. Acts ch. 606, sec. 159, effective July 15, 1998. - - Amended 1996 Ky. Acts ch. 198, sec. 18, effective October 1, 1996. -- Amended 1984 Ky. Acts ch. 141, sec. 6, effective July 13, 1984; ch. 321, sec. 4, effective July 13, 1984; and ch. 415, sec. 10, effective July 13, 1984. -- Amended 1982 Ky. Acts ch. 235, sec. 19, effective July 15, 1982; and ch. 266; and sec. 3, effective July 15, 1982. -- Amended 1980 Ky. Acts ch. 268, sec. 1, effective July 15, 1980. -- Amended 1979 (1st Extra. Sess.) ch. 7, sec. 1, effective July 1, 1979; and ch. 20, sec. 1, effective May 12, 1979. -- Created 1976 (1st Extra. Sess.) Ky. Acts ch. 22, sec. 60, effective January 2, 1978.