

532.033 Order of restitution.

When a judge orders restitution, the judge shall:

- (1) Order the restitution to be paid to a specific person or organization through the circuit clerk, who shall disburse the moneys as ordered by the court;
- (2) Be responsible for overseeing the collection of restitution;
- (3) Set the amount of restitution to be paid;
- (4) Set the amount and frequency of each restitution payment or require the payment to be made in a lump sum;
- (5) Monitor the payment of the restitution to assure that payment is being made;
- (6) If restitution is not being paid as ordered, hold a hearing to determine why the restitution is not being paid;
- (7) If the restitution is not being paid and no good reason exists therefor, institute sanctions against the defendant; and
- (8) Not release the defendant from probation supervision until restitution has been paid in full and all other aspects of the probation order have been successfully completed.

Effective: July 15, 1998

History: Created 1998 Ky. Acts ch. 606, sec. 46, effective July 15, 1998.