

## **Rule 19: Fines, Costs, Fees and Conditions of Release After Sentence**

- 19.1** In any case resulting in a conviction, the Judge shall assess costs against the defendant as provided by city ordinance and as provided herein by these Rules.
- 19.2** The imposition of court costs against a defendant following conviction is mandatory and the Court shall not waive, remit, suspend or parole or otherwise excuse the payment of costs except as may be specified by city ordinance.
- 19.3** Community Service work may be authorized by a judge to satisfy fines at the rate of \$8.00 per hour actually worked. However, Community Service cannot be utilized to satisfy costs, fees, restitution or amounts owed to third parties resulting from a conviction in the City of Topeka Municipal Court.
- 19.4** Such costs as imposed shall be collected by the Clerk of the Municipal Court with the assistance of the City Attorney's Office or such other agency as may be approved by the Administrative Judge.
- 19.5** Whenever any defendant convicted and sentenced by the Municipal Court is ordered to pay fines, costs, restitution or to obey specific conditions or probation or parole which require such defendant to provide proof of completion of some program or treatment, or of possession of valid driver's license or insurance, or such other proof of completion of some task given to the defendant as a condition of probation or parole, and such defendant is not placed upon a formal reporting probation, the Court may require the defendant to appear in Court for purpose of review of such conditions. If the defendant has paid all monies due, and completed all such tasks assigned to him by the Court, and provided proof to the Clerk of the Court of completion of all such tasks assigned to the defendant by the Court, the defendant, at the Court's discretion, shall be excused from attendance at the review date, and such case will be closed by the Clerk. If the defendant has not paid all such monies due and/or provided such proof of completion to the Clerk of the Court as required by the Court, such defendant must appear in person before the Judge on the review date at the time designated to request an extension of time in which to complete payments and to provide such proof and to avoid the issuance of a warrant for his or her failure to appear in Court as ordered.
- 19.6** No defendant still owing restitution or reimbursements shall be released from the reporting requirements of any reporting probation or reporting parole imposed in a case except at the discretion of the Judge hearing the case or the Administrative Judge.
- 19.7** The failure of a probationer or parolee to conform to the conditions of his reporting probation or parole should be first addressed by the probation officer personally with the defendant, if possible. If a defendant fails to report to the probation officer as required or violates the conditions of his probation or parole, and for good cause shown under oath or affirmation, the Municipal Court shall issue a warrant for the forthwith arrest of the accused pending hearing on the allegations contained in the probation revocation request.
- 19.8** If a defendant's drivers license is ordered suspended by the Court, then all fines and court costs imposed must be paid in full via cash, approved vendor credit or debit

card, cashier's check or money order before the court will provide said defendant and/or the State of Kansas with any license reinstatement or notification documentation.