

## Transport of Prisoners

### Resources:

- Statutory References: [UCA 76-3-201\(5\)](#), [UCA 77-30-24](#)
- [Legal Opinions](#)

### Policy:

1. A judge may order a defendant to pay restitution of transportation expenses if the defendant received inter-county transportation from a governmental agency. The law enforcement agency responsible for transportation is required to provide to the Clerk of Court an affidavit specifying the number of miles the defendant was transported one way.
2. Restitution shall be calculated on the number of miles a defendant is transported one way. The restitution schedule applies to each defendant transported regardless of the number of defendants transported in a single trip. Statutory Rates are as follows and can vary upon judicial order:
  - a. \$100 for up to 100 miles
  - b. \$200 for 100 up to 200 miles
  - c. \$350 for 200 miles or more.
3. Payments from a defendant shall be applied to Warrant Transportation or Extradition prior to surcharge, fines, bail forfeitures or other non-restitution payments due on a case. Payments shall be deposited in the court trust account until disbursement.
4. Warrant Transportation and Extradition Restitution collected shall be disbursed from the court trust account to transporting agencies at least monthly.
5. Warrant Transportation and Extradition Restitution accrue interest.
6. Payments made by personal or business check shall be held a minimum of 21 business days prior to disbursement to the transporting agency.

### Procedures:

#### Responsible Action

District Courts  
Clerk

1. Create a Trust Account Receivable using "Warrant Transport" or "Extradition Transport" as the trust type. Include the name and address of the agency to receive the restitution.
2. Record a payment received as a trust receipt on the trust account receivable.
3. Disburse Warrant Transportation Restitution through Trust Check Writing. A single check may be prepared to disburse restitution from several cases to a single agency.