

## **RULE 113.2 - ADVANCE DEPOSIT HARDSHIP WAIVER**

- A. Any Person who intends to request a hearing to contest that there was a violation of these Rules and Regulations or that he or she is the Responsible Party and who is financially unable to make the advance deposit of the fine as required in Rule 113.1 may file a request for an advance deposit hardship waiver.
- B. The request shall be filed with the General Manager within fifteen (15) days of the date of the citation or order.
- C. The requirement to deposit the full amount of the fine as described in Rule 113.1 shall be stayed unless or until the General Manager makes a written determination not to issue the advance deposit hardship waiver.
- D. The General Manager may waive the requirement of an advance deposit set forth in Rule 113.1 and issue the advance deposit hardship waiver only if the cited party submits to the General Manager a sworn affidavit, together with any supporting documents or materials, demonstrating to the satisfaction of the General Manager the Person's actual financial inability to deposit with the District the full amount of the fine in advance of the hearing.
- E. If the General Manager determines not to issue an advance deposit hardship waiver, the Person shall remit the deposit to the District within ten (10) days of the date of that decision or thirty (30) days from the date of the citation or order, whichever is later.
- F. The General Manager shall issue a written determination listing the reasons for his or her determination to issue or not issue the advance deposit hardship waiver. The written determination of the General Manager shall be final.
- G. The written determination of the General Manager shall be served upon the Person who applied for the advance deposit hardship waiver.

*Rule added by Ordinance No. 133 (5/19/2008)*