

IN THE TWENTIETH JUDICIAL CIRCUIT IN AND FOR THE STATE OF FLORIDA

IN RE: COSTS IN CIRCUIT COURT

ADMINISTRATIVE ORDER
NO. 3.1

Pursuant to the authorities cited below and the inherent authority of the court as provided in Fla. R. Jud. Admin. 2.215 and Florida Statute §43.26, the following schedule of fees is applicable in the Circuit Court.

A. Mandatory Court Costs

1. The Circuit Court shall impose the following costs in all felony cases where the defendant pleads guilty or nolo contendere or is otherwise convicted of a felony:

\$225	Local Government Criminal Justice Trust Fund Florida Statute 938.05(1)(a)
\$ 65	County Court Costs Florida Statute 939.185(1)(a), when assessed by a county ordinance
\$ 50	Crimes Compensation Trust Fund Florida Statute 938.03(1)
\$ 50	Crime Prevention Fund (only if a fine is ordered) Florida Statute 775.083(2)
\$ 3	Additional Court Cost Clearing Trust Fund Florida Statute 938.01(1)
\$ 2	Local Law Enforcement Education and Training Florida Statute 938.15, when assessed by a county or municipality

2. The Circuit Court shall impose the following surcharges on each felony fine that is assessed against a defendant:

\$ 20	Crime Stoppers Trust Fund Florida Statute 938.06(1)
5%	5% surcharge on fine for Crimes Compensation Trust Fund Florida Statute 938.04

3. The Circuit Court shall impose the following cost in all felony traffic violation cases (violations of F.S. 316) where the defendant pleads guilty or nolo contendere or is otherwise convicted of a felony traffic offense:

BY _____ B.C.

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\$ 15 Court Facilities
Florida Statute 318.18(13)(a)

\$ 3 State Radio System Surcharge
Florida Statute 318.18(17)

4. The Circuit Court shall impose the following additional court costs for each felony violation of Florida Statute 316.192 (Reckless Driving) where the defendant pleads guilty or nolo contendere or is otherwise convicted:

\$ 5 E.M.S. Trust Fund
Florida Statute 316.192(4)

5. The Circuit Court shall impose the following additional court costs for each felony violation of Florida Statute 316.193 (DUI) where the defendant pleads guilty or nolo contendere or is otherwise convicted:

\$135 E.M.S. Trust Fund
Operating Trust Fund of the Dept. of Law Enforcement
Brain & Spinal Cord Injury Rehab. Trust Fund
Florida Statute 938.07

6. The Circuit Court shall impose the following additional court costs for each felony violation of Florida Statute 327.35 (BUI) where the defendant pleads guilty or nolo contendere or is otherwise convicted:

\$135 E.M.S. Trust Fund
Operating Trust Fund of the Dept. of Law Enforcement
Brain & Spinal Cord Injury Rehab. Trust Fund
Florida Statute 938.07

\$ 60 Brain & Spinal Cord Injury Rehab. Trust Fund
Florida Statute 327.35(9)

7. The Circuit Court shall impose the following additional court costs for each felony violation of Florida Statutes 784.011, 784.021, 784.03, 784.041, 784.045, 784.048, 784.07, 784.08, 784.081, 784.082, 784.083, 784.085, 794.011, or for any offense of domestic violence described in Fla. Stat. 741.28 where the defendant pleads guilty or nolo contendere or is otherwise convicted:

\$201 Domestic Violence Surcharge
Domestic Violence Trust Fund
Florida Statute 938.08

\$151 Rape Crisis Center
Florida Statute 938.085

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Up to \$5,000	Fines (3 rd Degree Felony) Florida Statute 775.083
Up to \$10,000	Fines (1 st or 2 nd Degree Felony) Florida Statute 775.083
Up to \$15,000	Fines (Life Felony) Florida Statute 775.083


All fines, costs, penalties or other assessments against any defendant in accordance with this administrative order shall be collected by the Clerk of the Court and distributed in accordance with the applicable provisions of Florida law and the Distribution Schedule of Court-Related Filing Fees, Service Charges, Costs, and Fines published by the Florida Association of Court Clerks, Inc.

The monetary fines and costs imposed by the court shall be deemed to include only statutory and constitutional costs and fees. Any cost found to be unconstitutional by any court of superior jurisdiction shall be considered as part of the fine imposed and shall be distributed as otherwise provided by law.

To the extent that any provision of this Administrative Order may conflict with any rule, statute or law, the rule, statute or law shall prevail. More specifically, to the extent that the Legislature may make subsequent amendments that increase, decrease, add or delete any cost, fines or fees, those legislative amendments shall prevail.

DONE AND ORDERED in Chambers at Fort Myers, Florida, this 3 day of

June, 2009.


G. Keith Cary
Chief Judge

STATE OF FLORIDA, COUNTY OF LEE
FILED FOR RECORD
This 3 Day of June 28 Record in Circuit
Book 53 Page 101-104 and Record Verified.
By M. Montgomery
Deputy Clerk
CHARLIE GREEN
Clerk Circuit Court

I certify this document to be a true and correct copy of original on file in my office, Charlie Green, Clerk Circuit Court, Lee County, Florida
Dated: 6/3/09
By M. Montgomery
Deputy Clerk

History. – Administrative Order 3.1 (October 1, 1990); Administrative Order 3.1 (August 6, 1992); Administrative Order 3.1 (January 13, 2000); Administrative Order 3.1 (February 8, 2002); Administrative Order 3.1 (February 27, 2002); Administrative Order 3.1 (February 4, 2005).

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