

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

FILED

IN RE: EXTRADITION INVOLVING)
INTRASTATE WARRANTS)
_____)

ADMINISTRATIVE ORDER

NO. 3.8

- AMENDED -

FEB 05 2007

CHARLIE GREEN
CLERK COUNTY COURT
BY _____ D.C.

In the interest of minimizing jail overcrowding, ensuring speedy trials for all persons incarcerated in the various county jails of the Twentieth Judicial Circuit, limiting the adverse fiscal impact of housing inmates who belong in other jurisdictions, and pursuant to the inherent authority of this Court as prescribed by Fla. R. Jud. Admin. 2.215(b) (formerly Fla. R. Jud. Admin. 2.050(b)) and Florida Statute § 43.26, and in the discharge of this Court's responsibilities as set forth in Fla. R. Jud. Admin. 2.215(b)(8) (formerly Fla. R. Jud. Admin. 2.050(b)(8)), it is

ORDERED AND ADJUDGED as follows:

Any person incarcerated in the county jails of the Twentieth Judicial Circuit solely on a warrant issued in a county other than the arresting county must be extradited to the county issuing the warrant based upon the following deadlines:

1. If the warrant issued from a county bordering the arresting county and both counties are located within the Twentieth Judicial Circuit, the county that issued the warrant shall have forty-eight (48) hours from notification of incarceration to transport the prisoner.
2. If the warrant issued from a county located within a circuit bordering the Twentieth Judicial Circuit, that county shall have seventy-two (72) hours from notification of incarceration to transport the prisoner.
3. If the warrant issued from any other county in the State of Florida, that County shall have five (5) days from notification of incarceration to transport the prisoner.

Upon arrest of any individual on an out-of-county warrant, the arresting agency shall notify the issuing county of the arrest at booking. If the deadlines set forth above are exceeded, then without acknowledgment from the prosecuting or transporting agency, the

individual may be released from custody at the discretion and upon the authority of the administrative judge of the county in which the individual is being held.

The time limitations set forth above shall be exclusive of weekends and any holidays that are applicable or otherwise recognized by the Court, and may be extended upon order of the administrative judge of the county in which the individual is being held at the request of the prosecuting or transporting agency.

IN NO EVENT SHALL THIS ORDER APPLY TO FEDERAL WARRANTS OR WARRANTS ISSUED BY ANY OTHER STATE IN THE UNION.

DONE AND ORDERED in Chambers in Naples, Florida, this 02nd day of February, 2007.

Hugh D. Hayes
Hugh D. Hayes
Chief Judge

History. – Administrative Order 3.8 (February 4, 2002); Administrative Order 3.8 (January 28, 1991); Administrative Order 89-24.

I certify this document to be
a true and correct copy of the
original on file in my office,
Charlie Green, Clerk Circuit
Court, Lee County, Florida
Dated: 2-14-07
By: Am
Deputy Clerk