

OFFICE OF THE CHIEF JUDGE
FOURTEENTH JUDICIAL CIRCUIT

ADMINISTRATIVE ORDER 99- 05

ASSESSMENT OF ADDITIONAL COURT COSTS FOR COURT
FACILITIES IN BAY COUNTY PURSUANT TO
FLORIDA STATUTES 939.18

WHEREAS, Florida Statutes 939.18, authorizes a court to assess additional court costs to any person pleading guilty or nolo contendere to, or is found guilty of, any felony, misdemeanor, or criminal traffic offense under the laws of this state, so long as the person has the ability to pay and will not be prevented from paying child support, making restitution or other compensation to victims which is authorized by law.

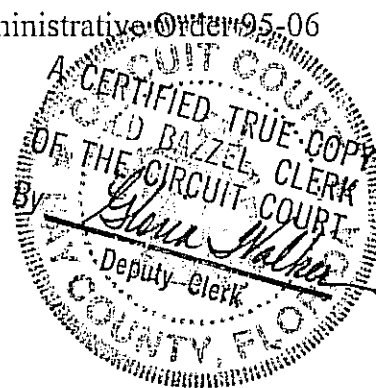
WHEREAS, Florida Statute 939.18 further provides that the additional assessment is to be used for providing and maintaining court facilities under rules adopted by the Administration Commission.

WHEREAS, Florida Statute 939.18 provides that the clerk of the court shall prepare an annual financial report detailing the amount of court costs assessed and received and the expenditures and earning from the investment of such funds, said report to be submitted to the Board of County Commissioners, the Chief Judge of the Judicial Circuit in which the county is situated, and the Administration Commission.

WHEREAS, there is a critical need for additional facilities for the Circuit and County Court due to an increase in case loads and usage of the Bay County Court System.

WHEREAS, Administrative Order 95-06 provided that \$40.00 shall be assessed by the County Court of the Fourteenth Judicial Circuit in every criminal case, criminal traffic offense, and municipal or county ordinance violation which results in conviction.

WHEREAS, the Statute upon which Section (3) of Administrative Order 95-06 was authorized has been repealed.



WHEREAS, any costs imposed by the court must be supported by a citation to a statute or county ordinance authorizing the assessment, it is **therefore**

ORDERED:

1. That section (3) of Administrative Order 95-06 entered June 30, 1995, is hereby rescinded.
2. When any person pleads guilty or nolo contendere to, or is found guilty of, any felony, misdemeanor, or criminal traffic offense under the laws of this state, the circuit and county courts of Bay County shall assess an additional court cost of \$40.00, pursuant to Florida Statutes 939.18, in addition to any other costs and fines assessed, and in addition to Administrative Order 98-06, unless waived by the presiding Judge.
3. That said funds shall be used exclusively for the purposes authorized by Florida Statutes 939.18.
4. That the Clerk of Court shall collect, maintain, invest and expend said funds as provided by Florida Statute 939.18 and rules adopted by the Administration Commission pursuant to Florida Statute 939.18.
5. That said additional assessment shall be deposited in a Court Construction improvement Account and shall be accounted for separately by the County.
6. That the Clerk of the Court shall submit an annual financial report by December 31, of each year, as provided by Section 939.18, F.S. and Rules promulgated thereunder.
7. That this order shall become effective immediately and shall terminate upon the court construction debt being satisfied, unless being otherwise authorized by Florida Statute.

DONE AND ORDERED in Chambers at Panama City, Bay County, Florida, this the 13 day of May, 1999.


JUDY M. PITTMAN, CHIEF JUDGE