



**IN THE CIRCUIT COURT OF THE FOURTEENTH JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA**

**ADMINISTRATIVE ORDER # 2023-00-13
(Rescinding AO # 2021-01-03)**

RE: UNIFORM CRIMINAL BOND SCHEDULE

WHEREAS, Florida Rule of Criminal Procedure 3.131 provides that unless charged with a capital offense or an offense punishable by life imprisonment and the proof of guilt is evident or the presumption is great, every person charged with a crime or a violation of municipal or county ordinance shall be entitled to pretrial release on reasonable conditions. If no conditions of release can reasonably protect the community from risk of physical harm to persons, assure the presence of the accused at trial, or assure the integrity of the judicial process, the accused may be detained; and

WHEREAS, section 903.046, Florida Statutes, provides that the purpose of a bail determination in criminal proceedings is to ensure the appearance of the criminal defendant at subsequent proceedings and to protect the community against unreasonable danger from the criminal defendant; and

WHEREAS, section 903.046, Florida Statutes, also provides that in determining whether to release a defendant on bail or other conditions, and what that bail or those conditions may be, the court shall consider the nature and circumstances of the offense charged; the weight of the evidence against the defendant; the defendant's family ties, length of residence in the community, employment history, financial resources, and mental conditions; the defendant's past and present conduct related to criminal history; probability of danger to the community; the source of funds to post bail; and the defendant's legal status; and

WHEREAS, pursuant to Article I, section 16(b)(4), Florida Constitution, the Court has considered the safety and welfare of potential victims and their families in establishing the enumerated offenses found in the order; and

WHEREAS, the Florida Supreme Court has issued an administrative order, AOSC 23-88, directing each chief circuit judge to issue a uniform bond schedule in conformity thereof and in accord with Florida Statutes § 903.011; and

WHEREAS, the following general terms of release shall apply to all persons released on bond under this schedule: 1) do not violate the law; 2) no contact with any victim(s); and 3) if

arrested for any drug related offense zero tolerance for the illegal use of any controlled substance and subject to random urinalysis as directed by the Court or any Pretrial Release Program; and

WHEREAS, this uniform Bond Schedule only applies to persons arrested prior to the next scheduled First Appearance hearing before a judge; and

WHEREAS, this bond schedule does not apply to any judicial officer or any pre-set bonds issued by any Florida judge or other judicial officer; and

IT IS, THEREFORE, ORDERED that the following procedures are directed:

In the event any law enforcement officer, county jail (as administered by the jail administrator) and pretrial release employee elects to set bond upon a person's arrest, the following **MUST** be used in accord with The Florida Supreme Court Uniform Statewide Bond Schedule (AOSC 23-1447) and this order.

Section 903.011(6), Florida Statutes, states in pertinent part: A person **may not** be released before his or her first appearance hearing if the person meets any of the following criteria:

- A. The person was, at the time of arrest for any felony, on pretrial release, probation, or community control in this state or any other state;
- B. The person was, at the time of arrest, designated as a sexual offender or sexual predator in this state or any other state;
- C. The person was arrested for violating a protective injunction;
- D. The person was, at the time of arrest, on release from supervision under s. 947.1405, s. 947.146, s. 947.149, or s. 944.4731;
- E. The person has, at any time before the current arrest, been sentenced pursuant to s. 775.082(9) or s. 775.084 as a prison releasee reoffender, habitual violent felony offender, three-time violent felony offender, or violent career criminal;
- F. The person has been arrested three or more times in the six (6) months immediately preceding his or her arrest for the current offense; or
- G. The person's current offense of arrest is for one or more of the following crimes:
 - 1. A capital felony, life felony, felony of the first degree, or felony of the second degree;
 - 2. A homicide under chapter 782; or any attempt, solicitation, or conspiracy to commit a homicide;
 - 3. Assault in furtherance of a riot or an aggravated riot; felony battery; domestic battery of strangulation; domestic violence, as defined in s. 741.28; stalking;

mob intimidation; assault or battery on a law enforcement officer; assault or battery on juvenile probation officer, or other staff of a detention center or commitment facility, or a staff member of a commitment facility, or health services personnel; assault or battery on a person 65 years of age or older; robbery; burglary; carjacking; or resisting an officer with violence;

4. Kidnapping, false imprisonment, human trafficking, or human smuggling;
5. Possession of a firearm or ammunition by a felon, violent career criminal, or person subject to an injunction against committing acts of domestic violence, stalking, or cyberstalking;
6. Sexual battery; indecent, lewd, or lascivious touching; exposure of sexual organs; incest; luring or enticing a child; or child pornography;
7. Abuse, neglect, or exploitation of an elderly person or disabled adult;
8. Child abuse or aggravated child abuse;
9. Arson; riot, aggravated riot, inciting a riot, or aggravated inciting a riot; or a burglary or theft during a riot;
10. Escape; tampering or retaliating against a witness, victim, or informant; destruction of evidence; or tampering with a jury;
11. Any offense committed for the purpose of benefiting, promoting, or furthering the interests of a criminal gang;
12. Trafficking in a controlled substance, including conspiracy to engage in trafficking in a controlled substance;
13. Racketeering; or
14. Failure to appear at required court proceedings while on bail.

Additionally, the following offenses **shall not** have a standard bond amount imposed thereon and must be held for a judicial determination of bond at first appearance:

- (a) Driving Under the Influence of Drugs;
- (b) Operating a Vessel Under the Influence of Alcohol or Drugs;
- (c) Battery – Felony or Domestic or General;
- (d) Stalking – Aggravated or Cyber or General; and
- (e) Aggravated Assault with a Firearm.

Pursuant to section 903.047(1), Florida Statutes, and Florida Rule of Criminal Procedure 3.131(a), an arrested person released from jail before trial must refrain from criminal activity of any kind and must refrain from any contact of any type with any victim(s), except through pretrial discovery pursuant to the Florida Rules of Criminal Procedure. Additionally, if arrested for a drug related offense, there will be zero tolerance for the illegal use of any controlled substance, and the arrested person shall be subject to random urinalysis as directed by the Court or any Pretrial Release Program. A violation of any of these conditions of pretrial release subjects the arrestee to revocation of bond.

Each crime of arrest requires a separate bond pursuant to section 903.02(4), Florida Statutes, and Florida Rule of Criminal Procedure 3.131(b)(2).

The bond schedule below is effective January 1, 2024, and until further order.

1. For persons arrested for a crime listed in § 903.011(6), Fla. Stat., or who meets the criteria in § 903.011(6), Fla. Stat. Bond: None
1st Appearance required.
2. For persons not covered by number 1., arrested for a third-degree felony. Bond: \$5,000
3. For persons not covered by number 1., arrested for a misdemeanor or an ordinance. Bond: \$2,000

DONE AND ORDERED in Chambers, at Panama City, Bay County, Florida, this 19th day of December, 2023.


CHRISTOPHER N. PATTERSON
CHIEF JUDGE



A CERTIFIED TRUE COPY
BILL KINSAUL CLERK
OF THE CIRCUIT COURT

By Christina Barlow
Deputy Clerk