

THE ELEVENTH JUDICIAL CIRCUIT
DADE COUNTY, FLORIDA

CASE NO. 80-1
(Court Administration)

IN RE: ASSESSMENT AND
COLLECTION OF ADDITIONAL
COST AND FINE SURCHARGE
PURSUANT TO FLORIDA CRIMES
COMPENSATION ACT.

ADMINISTRATIVE ORDER
NO. 80-04

WHEREAS, pursuant to Section 960.02, Florida Statutes, 1979, the Legislature has found and determined that there is a need for government financial assistance for victims of crimes and declared it to be the intent of the Legislature that aid, care and support be provided by the state, as a matter of moral responsibility, for victims of crime, and

WHEREAS, pursuant to Section 960.05, Florida Statutes, 1979, the Legislature created the Florida Crimes Compensation Commission to hear and determine all claims for awards to victims of crime as provided thereunder, and

WHEREAS, pursuant to Section 960.21, Florida Statutes, 1979, it created a special fund known as the Crimes Compensation Trust Fund to be administered by the Commission for the purpose of payment of all necessary and proper expenses incurred by the operation of the Commission and the payment of claims to victims of crime and to receive moneys as provided therein including monies received from additional court costs or from fines, and

WHEREAS, pursuant to Section 960.20, Florida Statutes, 1979, there is imposed as an additional cost in the case, in addition to any other cost required to be imposed by law, the sum of \$10, which sum shall be deposited in the Crimes Compensation Trust Fund, and

WHEREAS, pursuant to Section 960.25, Florida Statutes, 1979, in addition to any fine or civil penalty prescribed by law, there is imposed an additional 5 percent surcharge which shall be levied and collected together with such fine and civil penalty, it is therefore, by virtue of the authority vested in me as Chief Judge of the Eleventh Judicial Circuit of Florida, ORDERED AND ADJUDGED

ADDITIONAL COST — Circuit Court

When any person pleads guilty or nolo contendere to, or is convicted of any felony or misdemeanor in Circuit Court, in addition to any other cost required to be imposed by law, there is hereby imposed, and the Clerk shall collect, as an additional cost in the case, the sum of \$10 unless such additional cost is waived or modified by the court. Such additional cost is hereby waived when a person is adjudged insolvent or insolvent for costs.

SURCHARGE OF FINES — Circuit Court

In addition to any fine prescribed by law imposed in Circuit Court there is hereby imposed, and the Clerk shall collect, an additional 5 percent surcharge thereon, unless such additional surcharge is waived or modified by the court.

ADDITIONAL COST — County Court

When any person pleads guilty or nolo contendere to, or is convicted of any misdemeanor in County Court, in addition to any other cost required to be imposed by law, the court shall orally impose and so note the record as an additional cost in the case, the sum of \$10, and the Clerk shall collect such additional cost when it is so imposed by the court. Such additional cost is waived when the sentence is only a jail sentence to time already served.

SURCHARGE ON FINES — County Court

In addition to any fine prescribed by law imposed in County Court, the court shall orally impose and so note the record, an additional 5 percent surcharge thereon unless waived or modified by the court, and the Clerk shall calculate and collect such additional surcharge amount only when it is so imposed by the court.

DONE AND ORDERED in Chambers at Miami, Dade County, Florida, this 14th day of FEBRUARY, 1980.

EDWARD D. COWART, CHIEF JUDGE
ELEVENTH JUDICIAL CIRCUIT OF FLORIDA