

**THE ELEVENTH JUDICIAL CIRCUIT
MIAMI-DADE COUNTY, FLORIDA**

**CASE NO. 09-1
(Court Administration)**

**ADMINISTRATIVE ORDER
NO. 09-04 A1
(Amends AO. No. 09-04)**

**IN RE: CLARIFICATION RE FEES –
COSTS OF DEFENSE; APPLICATION
FEE FOR COURT APPOINTED
COUNSEL**

WHEREAS, pursuant to Administrative Order No. 09-04, the Court set forth the manner in which the Eleventh Judicial Circuit would comply with Section 938.29, Florida Statutes, in connection with the assessment, collection, and disposition of the application fees mandated to be paid by a defendant convicted of a criminal act or in violation of probation or community control, and who has received the assistance of the public defender's office, a special assistant public defender, the office of criminal conflict and civil regional counsel, a private conflict attorney, or who has received due process services after being found indigent for costs under Section 27.525, Florida Statutes and attorney's fees and costs; and

WHEREAS, in order to clarify to whom such application fees are to be distributed, it was determined that Administrative Order No. 09-04 should be amended accordingly;

NOW, THEREFORE, pursuant to the authority vested in me as Chief Judge of the Eleventh Judicial Circuit of Florida, under Rule 2.215 of the Florida Rules of Judicial Administration, it is hereby **ORDERED** that Administrative Order No. 09-04 is amended in the following particulars:

1. Paragraph 3 of Administrative Order No. 09-04 is amended to read as follows:

“The first \$50.00 of any fees and costs collected on a case by the Clerk of the Court will go toward satisfaction of the Application Fee, and said fee must be collected and transferred monthly by the Clerk to the Department of Revenue for deposit in the Indigent Criminal Defense Trust Fund administered by the Florida Justice Administrative Commission to be used for the purposes of indigent criminal defense as appropriated by the

Legislature to the public defender or the office of criminal conflict and civil regional counsel in accordance with Section 27.525. Fla.Stat.”

2. Except as amended herein, Administrative Order No. 09-04 shall remain in full force and effect.

This Order shall take effect immediately upon execution and shall remain in full force and effect until further order of the Court.

DONE AND ORDERED in Chambers at Miami-Dade, Florida, this 27th day of February, 2009.

**JOSEPH P. FARINA, CHIEF JUDGE
ELEVENTH JUDICIAL CIRCUIT OF FLORIDA**