Florida Senate - 2007

By Senator Baker

20-768A-07

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1	A bill to be entitled
2	An act relating to court costs; amending s.
3	28.24, F.S.; requiring the clerk of court to
4	deposit certain funds for court-related
5	technology needs with the chief judge of the
6	circuit; requiring the principal county in the
7	circuit to use the funds in accordance with a
8	strategic plan approved by the chief judge;
9	amending s. 29.008, F.S.; requiring that
10	certain specified personnel funded by a county
11	be under the direction, control, and
12	supervision of the chief judge; requiring a
13	county to provide benefits to certain employees
14	in the same manner as benefits are provided to
15	other county employees; providing legislative
16	intent that county employees be aggregated for
17	purposes of a flexible benefits plan; amending
18	s. 29.0081, F.S.; requiring the county to
19	provide certain benefits to county-funded court
20	employees; requiring that the county be
21	considered the employer; providing that
22	county-funded court employees and other county
23	employees may be aggregated for purposes of a
24	flexible benefits plan; amending s. 318.18,
25	F.S.; directing the county commission, rather
26	than the clerk of court, to report certain
27	information to the Governor and other
28	designated officers; amending s. 775.083, F.S.;
29	removing certain provisions relating to
30	specified court costs that must be assessed if
31	a defendant pleads nolo contendere to, is
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1	convicted of, or is adjudicated delinquent for
2	a felony, misdemeanor, or criminal traffic
3	offense; creating s. 938.065, F.S.; requiring
4	that certain specified court costs be assessed
5	when a defendant pleads nolo contendere to, is
6	convicted of, or is adjudicated delinquent for
7	a felony, misdemeanor, or criminal traffic
8	offense; transferring, renumbering, and
9	amending s. 939.185, F.S., relating to
10	authorization for a board of county
11	commissioners to adopt by ordinance additional
12	court costs; providing for the allocation of
13	the additional court costs; requiring the
14	county commission to report certain information
15	to the Governor and other designated officers
16	by a specified date and quarterly thereafter;
17	reenacting ss. 55.141(2) and 712.06(3), F.S.,
18	relating to the satisfaction of judgments and
19	decrees and the recordation of titles to real
20	estate, respectively, to incorporate the
21	amendments made to s. 28.24, F.S., in
22	references thereto; amending ss. 938.17 and
23	938.19, F.S.; conforming cross-references;
24	providing an effective date.
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26	Be It Enacted by the Legislature of the State of Florida:
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28	Section 1. Paragraph (e) of subsection (12) of section
29	28.24, Florida Statutes, is amended to read:
30	28.24 Service charges by clerk of the circuit
31	courtThe clerk of the circuit court shall charge for
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1	services rendered by the clerk's office in recording documents
2	and instruments and in performing the duties enumerated in
3	amounts not to exceed those specified in this section.
4	Notwithstanding any other provision of this section, the clerk
5	of the circuit court shall provide without charge to the state
б	attorney, public defender, guardian ad litem, public guardian,
7	attorney ad litem, and court-appointed counsel paid by the
8	state, and to the authorized staff acting on behalf of each,
9	access to and a copy of any public record, if the requesting
10	party is entitled by law to view the exempt or confidential
11	record, as maintained by and in the custody of the clerk of
12	the circuit court as provided in general law and the Florida
13	Rules of Judicial Administration. The clerk of the circuit
14	court may provide the requested public record in an electronic
15	format in lieu of a paper format when capable of being
16	accessed by the requesting entity.
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	Charges
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17 18 19	Charges
17 18 19 20	Charges (12) For recording, indexing, and filing any
17 18 19 20 21	Charges (12) For recording, indexing, and filing any instrument not more than 14 inches by 8 1/2 inches, including
17 18 19 20 21 22	Charges (12) For recording, indexing, and filing any instrument not more than 14 inches by 8 1/2 inches, including required notice to property appraiser where applicable:
17 18 19 20 21 22 23	Charges (12) For recording, indexing, and filing any instrument not more than 14 inches by 8 1/2 inches, including required notice to property appraiser where applicable: (e) An additional service charge of \$4 per page shall
17 18 19 20 21 22 23 24	<pre>(12) For recording, indexing, and filing any instrument not more than 14 inches by 8 1/2 inches, including required notice to property appraiser where applicable: (e) An additional service charge of \$4 per page shall be paid to the clerk of the circuit court for each instrument</pre>
17 18 19 20 21 22 23 24 25	<pre>Charges (12) For recording, indexing, and filing any instrument not more than 14 inches by 8 1/2 inches, including required notice to property appraiser where applicable: (e) An additional service charge of \$4 per page shall be paid to the clerk of the circuit court for each instrument listed in s. 28.222, except judgments received from the courts</pre>
17 18 19 20 21 22 23 24 25 26	<pre>(12) For recording, indexing, and filing any instrument not more than 14 inches by 8 1/2 inches, including required notice to property appraiser where applicable: (e) An additional service charge of \$4 per page shall be paid to the clerk of the circuit court for each instrument listed in s. 28.222, except judgments received from the courts and notices of lis pendens, recorded in the official records.</pre>
17 18 19 20 21 22 23 24 25 26 27	Charges (12) For recording, indexing, and filing any instrument not more than 14 inches by 8 1/2 inches, including required notice to property appraiser where applicable: (e) An additional service charge of \$4 per page shall be paid to the clerk of the circuit court for each instrument listed in s. 28.222, except judgments received from the courts and notices of lis pendens, recorded in the official records. From the additional \$4 service charge collected:
17 18 19 20 21 22 23 24 25 26 27 28	<pre>charges (12) For recording, indexing, and filing any instrument not more than 14 inches by 8 1/2 inches, including required notice to property appraiser where applicable: (e) An additional service charge of \$4 per page shall be paid to the clerk of the circuit court for each instrument listed in s. 28.222, except judgments received from the courts and notices of lis pendens, recorded in the official records. From the additional \$4 service charge collected: 1. If the counties maintain legal responsibility for</pre>
17 18 19 20 21 22 23 24 25 26 27 28 29	<pre>(12) For recording, indexing, and filing any instrument not more than 14 inches by 8 1/2 inches, including required notice to property appraiser where applicable: (e) An additional service charge of \$4 per page shall be paid to the clerk of the circuit court for each instrument listed in s. 28.222, except judgments received from the courts and notices of lis pendens, recorded in the official records. From the additional \$4 service charge collected: 1. If the counties maintain legal responsibility for the costs of the court-related technology needs as defined in</pre>

1 for the cost of development, implementation, operation, and maintenance of the clerks' Comprehensive Case Information 2 System, in which system all clerks shall participate on or 3 before January 1, 2006; \$1.90 shall be retained by the clerk 4 to be deposited in the Public Records Modernization Trust Fund 5 6 and used exclusively for funding court-related technology 7 needs of the clerk as defined in s. 29.008(1)(f)2. and (h); 8 and \$2 shall be distributed to the board of county 9 commissioners to be used exclusively to fund court-related technology, and court technology needs as defined in s. 10 29.008(1)(f)2. and (h) for the state trial courts, state 11 12 attorney, and public defender in that county. The clerk of the 13 circuit court for each county in the circuit shall deposit the \$2 designated for court-related and court technology needs in 14 a fund established in the principal county of the circuit as 15 designated by the chief judge of the circuit. The principal 16 17 county must use the funds in conformity with the judicial 18 circuit's technology strategic plan approved by the chief judge of the circuit. If the counties maintain legal 19 responsibility for the costs of the court-related technology 20 21 needs as defined in s. 29.008(1)(f)2. and (h), notwithstanding 22 any other provision of law, the county is not required to 23 provide additional funding beyond that provided herein for the court-related technology needs of the clerk as defined in s. 2.4 29.008(1)(f)2. and (h). All court records and official records 25 26 are the property of the State of Florida, including any 27 records generated as part of the Comprehensive Case 2.8 Information System funded pursuant to this paragraph and the 29 clerk of court is designated as the custodian of such records, except in a county where the duty of maintaining official 30 records exists in a county office other than the clerk of 31

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1	court or comptroller, such county office is designated the
2	custodian of all official records, and the clerk of court is
3	designated the custodian of all court records. The clerk of
4	court or any entity acting on behalf of the clerk of court,
5	including an association, shall not charge a fee to any agency
б	as defined in s. 119.011, the Legislature, or the State Court
7	System for copies of records generated by the Comprehensive
8	Case Information System or held by the clerk of court or any
9	entity acting on behalf of the clerk of court, including an
10	association.
11	2. If the state becomes legally responsible for the
12	costs of court-related technology needs as defined in s.
13	29.008(1)(f)2. and (h), whether by operation of general law or
14	by court order, \$4 shall be remitted to the Department of
15	Revenue for deposit into the General Revenue Fund.
16	Section 2. Subsection (2) of section 29.008, Florida
17	Statutes, is amended to read:
18	29.008 County funding of court-related functions
19	(2) Counties shall pay reasonable and necessary
20	salaries, <u>benefits,</u> costs, and expenses of the state courts
21	system, including associated staff, benefits, and expenses, to
22	meet local requirements as specified in this subsection and to
23	fulfill the requirements of subsection (1). Personnel funded
24	by a county under this section or s. 29.0081 shall be under
25	the direction, control, and supervision of the chief judge.
26	The county shall provide benefits to such employees in the
27	same manner as benefits are provided to other county
28	employees, including, but not limited to, those specified in
29	<u>ss. 112.08(2)(a), 112.0801, 112.215, 121.021(10), 440.10, and</u>
30	443.036(19). It is the intent of the Legislature that such
31	employees and other county employees be aggregated for

1 purposes of a flexible benefits plan pursuant to s. 125 of the 2 Internal Revenue Code of 1986, as amended. 3 (a) Local requirements are those specialized programs, 4 nonjudicial staff, and other expenses associated with 5 specialized court programs, specialized prosecution needs, 6 specialized defense needs, or resources required of a local 7 jurisdiction as a result of special factors or circumstances. 8 Local requirements exist: 9 1. When imposed pursuant to an express statutory 10 directive, based on such factors as provided in paragraph (b); 11 or 2. When: 12 13 a. The county has enacted an ordinance, adopted a local program, or funded activities with a financial or 14 operational impact on the circuit or a county within the 15 circuit; or 16 17 b. Circumstances in a given circuit or county result 18 in or necessitate implementation of specialized programs, the provision of nonjudicial staff and expenses to specialized 19 court programs, special prosecution needs, specialized defense 20 21 needs, or the commitment of resources to the court's 22 jurisdiction. 23 (b) Factors and circumstances resulting in the establishment of a local requirement include, but are not 2.4 limited to: 25 1. Geographic factors; 26 27 2. Demographic factors; 2.8 3. Labor market forces; 4. The number and location of court facilities; or 29 30 5. The volume, severity, complexity, or mix of court 31 cases.

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1 (c) Local requirements under subparagraph (a)2. must 2 be determined by the following method: 3 1. The chief judge of the circuit, in conjunction with 4 the state attorney and the public defender only on matters that impact their offices, shall identify all local 5 6 requirements within the circuit or within each county in the 7 circuit and shall identify the reasonable and necessary 8 salaries, costs, and expenses to meet these local 9 requirements. 10 2. On or before June 1 of each year, the chief judge shall submit to the board of county commissioners a tentative 11 12 budget request for local requirements for the ensuing fiscal 13 year. The tentative budget must certify a listing of all local requirements and the reasonable and necessary salaries, costs, 14 and expenses for each local requirement. The board of county 15 commissioners may, by resolution, require the certification to 16 17 be submitted earlier. 3. The board of county commissioners shall thereafter 18 treat the certification in accordance with the county's 19 budgetary procedures. A board of county commissioners may: 20 21 a. Determine whether to provide funding, and to what 22 extent it will provide funding, for salaries, costs, and 23 expenses under this section; b. Require a county finance officer to conduct a 2.4 preaudit review of any county funds provided under this 25 section prior to disbursement; 26 27 c. Require review or audit of funds expended under 2.8 this section by the appropriate county office; and d. Provide additional financial support for the courts 29 30 system, state attorneys, or public defenders. 31

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1 (d) Counties may satisfy these requirements by 2 entering into interlocal agreements for the collective funding 3 of these reasonable and necessary salaries, costs, and 4 expenses. 5 Section 3. Section 29.0081, Florida Statutes, is б amended to read: 7 29.0081 County funding of additional court 8 personnel.--9 (1) A county and the chief judge of a judicial circuit 10 that includes that county may enter into an agreement under which the county funds personnel positions to assist in the 11 12 operation of the circuit. 13 (2) The agreement shall, at a minimum, provide that: (a) Funding for the positions is provided on at least 14 a court fiscal-year basis. 15 (b) The personnel whose employment is funded under the 16 17 agreement are employees of the judicial circuit and are hired, supervised, managed, and fired by personnel of the judicial 18 circuit. The county shall provide benefits to such employees 19 in the same manner as benefits are provided to other county 20 21 employees, including, but not limited to, those specified in ss. 112.08(2)(a), 112.0801, 112.215, 121.021(10), 440.10, and 22 23 443.036(19). It is the intent of the Legislature that such employees and other county employees be aggregated for 2.4 purposes of a flexible benefits plan pursuant to s. 125 of the 25 Internal Revenue Code of 1986, as amended. 26 27 (c) The positions terminate upon the expiration of, or 2.8 substantial breach of, the agreement or upon the expiration of 29 county funding for the positions. 30 (3) Positions funded under this section shall be full-time equivalent positions of the judicial circuit but do 31 8

1 shall not count against any formula or similar process used by 2 the Office of the State Courts Administrator to determine personnel needs or levels of a judicial circuit. 3 (4) Nothing in This section does not obligate 4 obligates the state to fund any personnel positions. 5 6 Section 4. Subsection (13) of section 318.18, Florida 7 Statutes, is amended to read: 318.18 Amount of civil penalties.--The penalties 8 required for a noncriminal disposition pursuant to s. 318.14 9 are as follows: 10 (13) In addition to any penalties imposed for 11 12 noncriminal traffic infractions under pursuant to this chapter 13 or imposed for criminal violations listed in s. 318.17, a board of county commissioners or any unit of local government 14 which is consolidated as provided by s. 9, Art. VIII of the 15 State Constitution of 1885, as preserved by s. 6(e), Art. VIII 16 17 of the Constitution of 1968: 18 (a) May impose by ordinance a surcharge of up to \$15 for any infraction or violation to fund state court 19 facilities. The court <u>may</u> shall not waive this surcharge. Up 20 21 to 25 percent of the revenue from this such as such arge may be 22 used to support local law libraries if provided that the 23 county or unit of local government provides a level of service equal to that provided prior to July 1, 2004, which shall 2.4 include the continuation of library facilities located in or 25 26 near the county courthouse or annexes. 27 (b) That imposed increased fees or service charges by 2.8 ordinance under s. 28.2401, s. 28.241, or s. 34.041 for the 29 purpose of securing payment of the principal and interest on bonds issued by the county before July 1, 2003, to finance 30 state court facilities, may impose by ordinance a surcharge 31 9

1	for any infraction or violation for the exclusive purpose of
2	securing payment of the principal and interest on bonds issued
3	by the county before July 1, 2003, to fund state court
4	facilities until the date of stated maturity. The court <u>may</u>
5	shall not waive this surcharge. <u>The</u> Such surcharge may not
6	exceed an amount per violation calculated as the quotient of
7	the maximum annual payment of the principal and interest on
8	the bonds as of July 1, 2003, divided by the number of traffic
9	citations for county fiscal year 2002-2003 certified as paid
10	by the clerk of the court of the county. <u>The</u> Such quotient
11	shall be rounded up to the next highest dollar amount. The
12	bonds may be refunded only if savings will be realized on
13	payments of debt service and the refunding bonds are scheduled
14	to mature on the same date or before the bonds being refunded.
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16	A county may not impose both of the surcharges authorized
17	under paragraphs (a) and (b) concurrently. The <u>county</u> clerk of
18	court shall report, no later than 30 days after the end of the
19	quarter, the amount of funds collected <u>, the amount of funds</u>
20	expended, and the uses of those funds under this subsection
21	during each quarter of the fiscal year. The \underline{county} \underline{clerk} shall
22	submit the report, in a format developed by the Office of
23	State Courts Administrator, to the chief judge of the circuit,
24	the Governor, the President of the Senate, and the Speaker of
25	the House of Representatives.
26	Section 5. Subsections (2) and (3) of section 775.083,
27	Florida Statutes, are amended to read:
28	775.083 Fines
29	(2) In addition to the fines set forth in subsection
30	(1), court costs shall be assessed and collected in each
31	instance a defendant pleads nolo contendere to, or is
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1	convicted of, or adjudicated delinquent for, a felony, a
2	misdemeanor, or a criminal traffic offense under state law, or
3	a violation of any municipal or county ordinance if the
4	violation constitutes a misdemeanor under state law. The court
5	costs imposed by this section shall be \$50 for a felony and
6	\$20 for any other offense and shall be deposited by the clerk
7	of the court into an appropriate county account for
8	disbursement for the purposes provided in this subsection. A
9	county shall account for the funds separately from other
10	county funds as crime prevention funds. The county, in
11	consultation with the sheriff, must expend such funds for
12	crime prevention programs in the county, including safe
13	neighborhood programs under ss. 163.501 163.523.
14	(2)(3) The purpose of this section is to provide
15	uniform penalty authorization for criminal offenses and, to
16	this end, a reference to this section constitutes a general
17	reference under the doctrine of incorporation by reference.
18	Section 6. Section 938.065, Florida Statutes, is
19	created to read:
20	938.065 County crime prevention programsCourt costs
21	shall be assessed and collected in each instance in which a
22	defendant pleads nolo contendere to, is convicted of, or is
23	adjudicated delinguent for a felony, a misdemeanor, or a
24	criminal traffic offense under state law, or a violation of
25	any municipal or county ordinance if the violation constitutes
26	a misdemeanor under state law. The court costs imposed by this
27	section shall be \$50 for a felony and \$20 for any other
28	offense and shall be deposited by the clerk of the court into
29	an appropriate county account for disbursement to programs
30	described in this section. A county shall account for the
31	funds separately from other county funds as crime prevention

1 funds. The county, in consultation with the sheriff, must 2 expend the funds for crime prevention programs in the county, including safe neighborhood programs under ss. 3 4 163.501-163.523. 5 Section 7. Section 939.185, Florida Statutes, is 6 transferred, renumbered as section 938.195, Florida Statutes, 7 and amended to read: <u>938.195</u> 939.185 Assessment of additional court costs 8 9 and surcharges. --10 (1)(a) The board of county commissioners may adopt by ordinance an additional court cost, not to exceed \$65, to be 11 12 imposed by the court when a person pleads guilty or nolo 13 contendere to, or is found guilty of, any felony, misdemeanor, or criminal traffic offense under the laws of this state. Such 14 additional assessment shall be accounted for separately by the 15 county in which the offense occurred and be used only in the 16 17 county imposing this cost, to be allocated as follows: 18 1. Twenty-five percent of the amount collected shall be allocated to fund innovations to supplement state funding 19 for the elements of the state courts system identified in s. 20 21 29.004 and county funding for local requirements under s. 22 29.008(2)(a)2. 23 2. Twenty-five percent of the amount collected shall be allocated to assist counties in providing legal aid 2.4 programs required under s. 29.008(3)(a). 25 3. Twenty-five percent of the amount collected shall 26 27 be allocated to fund personnel and legal materials for the 2.8 public as part of a law library. 4. Twenty-five percent of the amount collected shall 29 be used as determined by the board of county commissioners to 30 support teen court programs, except as provided in s. 31 12

Florida Senate - 2007 20-768A-07

1 938.19(7), juvenile assessment centers, and other juvenile 2 alternative programs. 3 4 Each county receiving funds under this section shall report the amount of funds collected under pursuant to this section 5 6 and an itemized list of expenditures for all authorized 7 programs and activities. The report shall be submitted in a 8 format developed by the Supreme Court to the Governor, the Chief Financial Officer, the President of the Senate, and the 9 Speaker of the House of Representatives on a quarterly basis 10 beginning with the quarter ending September 30, 2004. 11 12 Quarterly reports shall be submitted no later than 30 days 13 after the end of the quarter. Any unspent funds at the close of the county fiscal year allocated under subparagraphs 2., 14 3., and 4., shall be transferred for use pursuant to 15 16 subparagraph 1. 17 (b) In addition to the court costs imposed under 18 paragraph (a) and any other cost, fine, or penalty imposed by law, any unit of local government which is consolidated as 19 provided by s. 9, Art. VIII of the State Constitution of 1885, 20 21 as preserved by s. 6(e), Art. VIII of the State Constitution 22 of 1968, and which is granted the authority in the State 23 Constitution to exercise all the powers of a municipal corporation, and any unit of local government operating under 2.4 a home rule charter adopted pursuant to ss. 10, 11, and 24, 25 Art. VIII of the State Constitution of 1885, as preserved by 26 27 s. 6(e), Art. VIII of the State Constitution of 1968, which is 2.8 granted the authority in the State Constitution to exercise 29 all the powers conferred now or hereafter by general law upon municipalities, may impose by ordinance a surcharge in the 30 amount of \$85 to be imposed by the court when a person pleads 31

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1	guilty or nolo contendere to, or is found guilty of, any
2	felony, misdemeanor, or criminal traffic offense under the
3	laws of this state. Revenue from the surcharge shall be
4	transferred to such unit of local government for the purpose
5	of replacing fine revenue deposited into the clerk's fine and
б	forfeiture fund under s. 142.01. Proceeds from the imposition
7	of the surcharge authorized in this paragraph <u>may</u> shall not be
8	used for the purpose of securing payment of the principal and
9	interest on bonds. This paragraph, and any surcharge imposed
10	<u>under</u> pursuant to this paragraph, shall stand repealed on
11	September 30, 2007.
12	(c) The disbursement of costs collected under this
13	section shall be subordinate in priority order of disbursement
14	to all other state-imposed costs authorized in this chapter,
15	restitution or other compensation to victims, and child
16	support payments.
17	(2) The court shall order a person to pay the
18	additional court cost. If the person is determined to be
19	indigent, the clerk shall defer payment of this cost.
20	Section 8. For the purpose of incorporating the
21	amendments made by this act to section 28.24, Florida
22	Statutes, in a reference thereto, subsection (2) of section
23	55.141, Florida Statutes, is reenacted to read:
24	55.141 Satisfaction of judgments and decrees; duties
25	of clerk
26	(2) Upon such payment, the clerk shall execute and
27	record in the official records a satisfaction of judgment upon
28	payment of the recording charge prescribed in s. 28.24(12).
29	Upon payment of the amount required in subsection (1) and the
30	recording charge required by this subsection and execution and
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1 recordation of the satisfaction by the clerk, any lien created 2 by the judgment is satisfied and discharged. 3 Section 9. For the purpose of incorporating the amendments made by this act to section 28.24, Florida 4 Statutes, in a reference thereto, subsection (3) of section 5 б 712.06, Florida Statutes, is reenacted to read: 7 712.06 Contents of notice; recording and indexing .--(3) The clerk of the circuit court shall, upon such 8 filing, mail by registered or certified mail to the purported 9 10 owner of said property, as stated in such notice, a copy thereof and shall enter on the original, before recording the 11 12 same, a certificate showing such mailing. For preparing the 13 certificate, the claimant shall pay to the clerk the service charge as prescribed in s. 28.24(8) and the necessary costs of 14 mailing, in addition to the recording charges as prescribed in 15 s. 28.24(12). If the notice names purported owners having more 16 17 than one address, the person filing the same shall furnish a true copy for each of the several addresses stated, and the 18 clerk shall send one such copy to the purported owners named 19 at each respective address. Such certificate shall be 20 21 sufficient if the same reads substantially as follows: 22 23 I hereby certify that I did on this, mail by registered (or certified) mail a copy of the foregoing notice 2.4 to each of the following at the address stated: 25 26 27 ...(Clerk of the circuit court)... 2.8 of County, Florida, 29 By ... (Deputy clerk)... 30 31

1 The clerk of the circuit court is not required to mail to the 2 purported owner of such property any such notice that pertains solely to the preserving of any covenant or restriction or any 3 portion of a covenant or restriction. 4 Section 10. Section 938.17, Florida Statutes, is 5 б amended to read: 7 938.17 County delinquency prevention; juvenile 8 assessment centers and school board suspension programs. --9 (1) Prior to the use of costs received pursuant to <u>s.</u> 10 938.195 s. 939.185, the sheriff's office of the county must be a partner in a written agreement with the Department of 11 12 Juvenile Justice to participate in a juvenile assessment 13 center or with the district school board to participate in a suspension program. 14 (2) Assessments collected by clerks of the circuit 15 courts comprised of more than one county shall remit the funds 16 collected pursuant to <u>s. 938.195</u> s. 939.185 to the county in 17 18 which the offense at issue was committed for deposit and disbursement. 19 (3) Any other funds the sheriff's office obtains for 20 21 the implementation or operation of an assessment center or 22 suspension program may be deposited into the designated 23 account for disbursement to the sheriff as needed. (4) A sheriff's office that receives proceeds pursuant 2.4 to s. 938.195 s. 939.185 shall account for all funds annually 25 26 by August 1 in a written report to the juvenile justice county 27 council if funds are used for assessment centers, and to the 2.8 district school board if funds are used for suspension 29 programs. Section 11. Subsection (7) of section 938.19, Florida 30 Statutes, is amended to read: 31

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Florida Senate - 2007 20-768A-07

1 938.19 Teen courts.--2 (7) A teen court administered in a county that adopts 3 an ordinance to assess court costs under this section may not 4 receive court costs collected under s. 938.195(1)(a)4 s. 939.185(1)(a)4. 5 б Section 12. This act shall take effect July 1, 2007. 7 ****** 8 9 SENATE SUMMARY 10 Requires the clerk of court to deposit certain funds for court-related technology needs with the chief judge of the circuit. Directs the principal county in the circuit 11 to use the funds in accordance with a strategic plan 12 approved by the chief judge which is designed to address the court-related technology needs of each county. 13 Requires that certain county-paid employees be under the supervision and control of the chief judge. Requires the county to provide certain benefits to county-funded court 14 employees. Provides that county-funded court employees 15 and other county employees may be aggregated for purposes of a flexible benefits plan. Requires that certain specified court costs be assessed whenever a defendant 16 pleads nolo contendere to, is convicted of, or is adjudicated delinquent for a felony, misdemeanor, or criminal traffic offense. Authorizes a board of county 17 18 commissioners to adopt by ordinance additional court costs. Provides for the allocation of the additional 19 court costs. Requires the county commission to report certain information to the Governor and other designated 20 officers by a specified date and quarterly thereafter. 21 22 23 2.4 25 26 27 28 29 30 31

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