

**IN THE THIRTEENTH JUDICIAL CIRCUIT COURT FOR  
HILLSBOROUGH COUNTY, FLORIDA**

**ADMINISTRATIVE ORDER NO. S-1999-092  
(Supersedes Administrative Order S-1999-054)**

**IN RE: FEE STRUCTURE FOR FELONY PROBATIONERS**

**WHEREAS** Section 948.09(1)(a), Florida Statutes, authorizes the court to impose on a criminal defendant who is placed on probation, drug offender probation, or community control as a condition of such placement, a fee for those services equal to the total month or portion of a month of supervision times the court-ordered amount, but not to exceed the actual per diem cost of supervision; and

**WHEREAS** the Department of Corrections has requested that the Clerk of the Circuit Court ("clerk") collect fines, fees, costs, and restitution and the clerk has agreed to do so; and

**WHEREAS** Section 775.089, Florida Statutes, provides for restitution to the victim of a crime by the defendant and provides that the Department of Corrections shall collect and dispense restitution payments upon court order; and

**WHEREAS** Section 28.24, Florida Statutes, authorizes the clerk to charge \$2.00 per payment for receiving and disbursing all restitution payments; and

**WHEREAS** the clerk must be authorized to collect an administrative fee in order to provide for the collection and disbursement of restitution payments; it is therefore

**ORDERED:**

1. Unless otherwise ordered by the sentencing court, all persons placed on probation, drug offender probation, or community control shall pay, as a condition of that placement, a fee for supervision of \$40.00 per month to the Department of Corrections.

2. All persons placed on probation, drug offender probation, or community control shall pay the fines, fees, and costs, if any, ordered by the court to the clerk and restitution, if any, ordered by the court to the Department of Corrections.

3. The Department of Corrections shall suspend collection of the cost of supervision until such time that the offender has satisfied all ordered restitution and court costs as stated in the supervision order. The payment of all restitution shall be made prior to the payment of court costs.

4. In addition to the monthly cost of supervision charge described in section one (1) and the court-ordered payments described in section two (2) of this administrative order, all persons placed on probation, drug offender probation, or community control shall pay a one time payment of twelve dollars (\$12.00) per sentencing event before the court for expenses associated with the collection function. If a person on probation, drug offender probation, or community control violates and re-appears before the sentencing court such person shall be required to pay another twelve dollar (\$12.00) fee.

5. The clerk shall maintain an accurate accounting and disbursement of all such monies received.

6. This order shall apply only to those persons placed on probation, drug offender probation, or community control.

7. This administrative order supersedes Administrative Order S-1999-054.

**DONE AND ORDERED**, nunc pro tunc September 1, 1999, in chambers in Tampa, Hillsborough County, Florida, this 7<sup>th</sup> day of October, 1999.

\s\ F. Dennis Alvarez  
F. Dennis Alvarez, Chief Judge

Original to: Richard Ake, Clerk of the Circuit Court  
copies to: All Criminal Circuit Judges  
Michael Bridenback, Court Administrator  
Harry Lee Coe, III, State Attorney  
Julianne M. Holt, Public Defender  
Don Waldron, Department of Corrections Probation and Parole  
Daniel Kleman, County Administrator