

CALHOUN COUNTY
ORDINANCE NO. 2002 - 03

AN ORDINANCE RELATING TO CALHOUN COUNTY, FLORIDA, IMPOSING A MANDATORY COST TO BE ASSESSED IN SPECIFIC CASES; SAID COST TO BE USED FOR THE OPERATION AND ADMINISTRATION OF THE TEEN COURT OF CALHOUN COUNTY; PROVIDING FOR COLLECTION, DEPOSITING, AND USE OF SUCH COST ASSESSMENTS; DEFINING THE TYPES OF CASES IMPACTED; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF CALHOUN COUNTY, FLORIDA:

SECTION 1. Pursuant to the authority contained in §938.19, F.S., the court (both county and circuit) shall assess court costs of \$3.00 per case, in addition to any other cost or fine on every person who pleads guilty or nolo contendere to, or is convicted of, regardless of adjudication, violation of a state criminal statute or a municipal or county ordinance or who pays a fine or civil penalty for any violation of Chapter 316, Florida Statutes. Any person whose adjudication is withheld pursuant to the provisions of Sections 318.4((9) or (10), Florida Statutes, shall also be assessed such cost. The assessment shall not be deducted from the proceeds of that portion of any fine or civil penalty which is received by the county in accordance with Section 316.660 and 318.21, Florida Statutes, whether such penalty is paid by mail, paid in person without request for a hearing, or paid after hearing and determination by the court. However, the \$3.00 assessment shall not be made against a person for a violation of any state statute, county ordinance, or municipal ordinance relating to the parking of vehicles, with the exception of a violation of the handicapped parking laws.

SECTION 2: The Clerk of Court shall collect and deposit the assessments collected pursuant to this section and shall remit the same to teen court monthly, less five percent (5%), which is to be retained as fee income to the office of the Clerk of the Court.

SECTION 3: All ordinances or parts or ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance shall take effect upon its passage by a majority vote of the Board of County Commissioners in and for Calhoun County, after due notice and publication, in the regular meeting on the 18th day of JUNE, 2002, and upon being filed with the Secretary of State.

ADOPTED THIS THE 18th DAY OF JUNE, 2002, BY A VOTE OF 5 TO 0.

BOARD OF COUNTY COMMISSIONERS
CALHOUN COUNTY, FLORIDA

BY:


Donnell Whitfield, Chairman

ATTEST:


Ruth W. Attaway, Clerk

FILED
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DEPT. OF STATE
TALLAHASSEE, FLORIDA