

ORDINANCE NO. 98-05

AN ORDINANCE RELATING TO HOLMES 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 HOLMES COUNTY; PROVIDING FOR COLLECTION, DEPOSITING AND USE OF SUCH COST ASSESSMENTS; DEFINING THE TYPES OF CASES IMPACTED; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HOLMES COUNTY, FLORIDA.

SECTION 1: Pursuant to the authority contained in F.S. ss775.0833, amended by HB 1957, and pursuant to F.S. ss 938.19, amended by SB 2288, the court (both county and circuit) shall assess court cost 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 withheld pursuant to the provisions of Section 318.14 (9) or (10), Florida Statutes, shall also be assessed such cost. The assessment shall no 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 statues, 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 the teen court monthly, less 5 percent, which is to be retained as fee income of the office of the Clerk of the Court.

SECTION 3: All ordinances or parts of ordinances in conflict with the provision of this ordinance are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance shall become effective upon being enacted and filed with the Secretary of State.

ENACTED in Regular Session this 1st day of July, 1998.

BOARD OF COUNTY COMMISSIONERS
HOLMES COUNTY, FLORIDA

BY: Rick Crews

Rick Crews, Chairman

ATTEST:

Cody Taylor
Cody Taylor, Clerk

(seal)