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PAUL F. HARTSFIELD
CLERK OF CIRCUIT COURT

IN THE SECOND JUDICIAL
CIRCUIT OF FLORIDA

OFFICE OF THE CHIEF JUDGE

ADMINISTRATIVE ORDER NO. 79-15

RE: Amendment to Administrative Order No. 77-33, dated July 21, 1977, deleting the five percent (5%) surcharge on traffic infraction appearance bonds which are deemed to be civil and establishing that no surcharge shall be added to any bond posted in any civil matter including civil contempt

Because of an appellant decision by the Florida Supreme Court, Case # 53,811, State of Florida vs. Larry Champe, the five percent surcharge as cited in Chapter 77-452, Laws of Florida,does not apply to those traffic cases which are deemed to be traffic infractions. Therefore, any bail bonds required in traffic infraction cases shall not include the surcharge as previously mentioned.

It has also come to the attention of this office that in some instances, where there is a civil bond required in a civil matter, a surcharge is being added to the amount of bond. I can find no language in Chapter 77-452, Laws of Florida, that require a surcharge in these cases, including civil contempt bonds. Therefore, any bonds required to be posted in any civil proceeding, including civil contempt, shall not require the five percent surcharge to be added.

All other provisions of Administrative Order No. 77-33 shall remain in full effect and this amended order shall be made a part thereof.

This Order shall become effective immediately.

DONE AND ORDERED in Chambers at Tallahassee, Florida, this 14th day of March, 1979.

Ben C. Willis

BEN C. WILLIS, CHIEF JUDGE

Copies: Clerks of Court
Judges, County Court
Sheriffs
State Attorney
Public Defender

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