ARTICLE I. IN GENERAL

Sec. 7-1. Law library board.

(a) A law library board is hereby established. The law library board shall be composed of the chief judge of the circuit (or his designee), the president of the Tallahassee Bar Association (or his designee), a person appointed by the chairman of the Board of County Commissioners and one county judge appointed by the chief judge and the senior law clerk of the second judicial circuit.

(b) The law library board is hereby authorized and directed to purchase, sell, rent or exchange such books and other property as may be necessary for the use of the law library established by this chapter.
(Code 1980, § 2-151(1)(B), (C); Ord. No. 91-3, § 1, 4-9-91)

Cross reference—Boards, authorities, commissions and similar agencies, § 2-46 et seq.

Secs. 7-2—7-24. Reserved.

ARTICLE II. COURT FILING FEES; SERVICE CHARGES; COURT COSTS*

Sec. 7-25. Additional civil traffic penalty.

Pursuant to the authority granted in the Dori Slosberg Driver Education Safety Act, enacted by HB 261 (2002), the clerk of the court shall collect an additional $3.00 with each civil traffic penalty, not including parking tickets, effective October 1, 2002. The Board of County Commissioners shall administer the funds collected hereunder, which shall be used to fund traffic education programs in public and nonpublic schools. The proceeds shall be used for direct traffic education expenses and shall not be used for administration expenses.
(Ord. No. 02-20, § 1, 9-24-02)

Sec. 7-26. Service charges imposed.

Pursuant to the authority contained in F.S. §§ 28.2401, 28.241, 34.041 and 44.108, service charges in excess of those fixed by statute are hereby imposed. Upon the institution of any probate matter action or proceeding, or any civil action or proceeding, the plaintiff or applicable party, when filing his or her action or proceeding, or seeking assistance by the Second Judicial Circuit Family Law Assistance Program, or utilizing the services provided by The Family Visitation Program of Tallahassee, shall pay the following service charges which are in addition to any charges or fees imposed by state law:

(1) Cases filed in the summary claims division and county court civil division pursuant to F.S. § 34.041:

a. For all claims less than $100.00:

1. Law library.....	$ 1.00
2. Court facilities...	1.00
3. Mediation/dispute settlement.....	3.00
4. Indigent legal services	5.00

b. All claims of $100.00 or more but not more than $2,500.00:

1. Law library.....	3.00
2. Court facilities...	6.00
3. Mediation/dispute settlement.....	5.00
4. Indigent legal services	5.00

c. All claims of $2,500.00 or more:

1. Law library.....	5.00
2. Court facilities...	24.00
3. Mediation/dispute settlement.....	5.00
4. Indigent legal services	10.00

d. All removal-of-tenant actions:

1. Law library.....	5.00
2. Court facilities...	24.00
3. Mediation/dispute settlement.....	5.00
4. Indigent legal ser-	

*Cross reference—Finance, § 2-191 et seq.

vices 10.00

(2) For all civil actions or proceedings filed in circuit court civil division pursuant to F.S. § 28.241:

a. Law library..... $ 5.00

b. Court facilities..... 27.00

c. Mediation/dispute settlement 5.00

d. Indigent legal services. 10.00

(3) Cases filed in the Probate Division pursuant to F.S. § 28.2401, for the legal aid incapacity/guardianship program:

a. Caveat $10.00

b. Petition and order to admit foreign wills, authenticated copies, exemplified copies, or transcript to record ... 10.00

c. For disposition of personal property without administration..... 10.00

d. Summary administration 20.00

e. Family administration 20.00

f. Formal administration, guardianship, ancillary curatorship, or conservatorship proceedings where the value of the estate is less than $60,000.00 .. 30.00

g. Formal administration, guardianship, ancillary curatorship, or conservatorship proceedings where the value of the estate is more than $60,000.00 but less than $100,000.00 ..... 40.00

h. Formal administration, guardianship, ancillary curatorship, or conservatorship proceedings where the value of the estate is in excess of $100,000.00.. 50.00

i. Guardianship proceedings of person only 10.00

j. Veterans administration guardianship pursuant to F.S. ch. 744 ..... 10.00

k. Petition for determination of incompetency .. 10.00

l. Petition for guardian.. 10.00

(4) For all civil actions requesting modification of a final judgment of dissolution (excluding modifications required to correct scrivener or clerical errors, and modifications by mutual agreement of the parties which precede the use of the court's mediation services.):

Service charge—Family mediation..... 45.00

Revenue raised by this charge shall be deposited in a dedicated fund for the purpose of supporting family mediation.

(5) Reasonable fees charged by the Family Law Assistance Program for purchase of forms and services in accordance with Rule 12.750(c), Florida Family Law Rules of Procedure. All such fees shall be determined by the chief judge in a separate administrative order.

(6) Reasonable fees charged by The Family Visitation Program of Tallahassee for services in accordance with Administrative Order In Re: Supervised Visitation that was entered by the Florida Supreme Court on November 18, 1999. All such fees shall be determined by the chief judge in a separate administrative order.

(Code 1980, § 2-150; Ord. No. 91-3, § 1, 4-9-91; Ord. No. 92-23, § 1, 11-10-92; Ord. No. 95-6, § I, 5-16-95; Ord. No. 98-16, § I, 9-22-98; Ord. No. 02-11, § 1, 6-18-02; Ord. No. 02-30, § 1, 11-26-02)

Sec. 7-27. Distribution of service charges.

(a) *Generally.* The proceeds of the service charges in excess of those fixed by F.S. §§ 34.041 and 28.241 shall be paid to the clerk of the circuit court and county court and by him paid monthly into the appropriate fund of the county.

(b) *Law library.*

(1) *Fund.* All sums collected for the purpose of a law library shall be set apart by the clerk into a special fund to be known as the law library fund to be used exclusively for the purpose and maintenance of a law library.

(2) *Law library board.* A law library board is hereby established. The law library board shall be composed of the chief judge of the circuit or his/her designee, the President of the Tallahassee Bar Association, or his/her designee, a person appointed by the chairman of the Leon County Commission and one county judge appointed by the chief judge and the senior law clerk of the Second Judicial Circuit.

(3) *Purchase of books, property.* The law library board is hereby authorized and directed to purchase, sell, rent, or exchange such books and other property as may be necessary for the use of the law library established by this chapter.

(c) *Court facilities.* All sums collected for the court facilities purpose shall be used to provide and maintain court facilities.

(d) *Mediation and dispute settlement.* Pursuant to F.S. § 44.108(4) $1.00 of each charge shall be forwarded to the office of the state courts administrator. The remaining sums collected for the purpose of mediation and dispute settlement shall be used to provide mediation services in the areas of: county, circuit and family mediation. Such sums may also be used to support other forms of dispute resolutions such as court-ordered, nonbinding arbitration and voluntary binding arbitrations as defined in F.S. ch. 44.

(e) *Legal aid incapacity guardianship program.*

(1) *Establishment of circuit-wide fund.* The proceeds of court filing fees designated for incapacity and guardianship proceedings concerning indigent wards shall be used for the purpose of establishing and maintaining a fund jointly with the other counties of the second judicial circuit. The fund shall be used to provide legal aid for the adjudication process of indigent, allegedly incapacitated persons whose court proceedings are venued in any of the several counties of the circuit without regard to the residency or domicile of such persons. The fund shall also be used to pay the legal fees of the incapacitated person, for court costs and the examining committee necessary pursuant to F.S. ch. 744. The fund shall be administered by the county and the administering county shall be entitled to an administration fee of two percent of the gross proceeds paid into the fund. Disbursements shall be made upon written order of the court presiding in a particular case. If the county opts to refrain from participating in the circuit-wide legal aid incapacity/guardianship program, the county shall not be eligible to receive the legal services described in this subsection.

(2) *Contract services.* The county fund administrator may contract with a legal services firm for the services which are to be paid from the fund.

(f) *Indigent legal services.* The proceeds of court filing fees designated for indigent legal services shall be used for the purpose of establishing and maintaining a fund for the provision of civil legal services to the indigent citizens of Leon County. A separate fund will be established to collect these monies and provide the funds to Legal Services of North Florida, Inc. to be distributed to Legal Services of North Florida, Inc. and the Legal Aid Foundation of the Tallahassee Bar Association, Inc. pursuant to an agreement between the two organizations.

(g) *Family law assistance program.* Any fees collected by the family law assistance program shall be deposited in a separate account and shall be used solely in the operation of the family law assistance program. The family law assistance program shall report to the chief judge on a periodic basis, but no less often than annually, describing the amounts received and expended from the account.

(h) *Family Visitation Program of Tallahassee.* Any fees collected by The Family Visitation Program of Tallahassee shall be deposited in a separate account and shall be used solely in the operation of the Family Visitation Program of Tallahassee. The Family Visitation Program of Tallahassee shall report to the chief judge on a periodic basis, but no less often than annually, describing the amounts received and expended from the account.
(Code 1980, § 2-151; Ord. No. 91-3, § 1, 4-9-91; Ord. No. 95-6, §§ II, III, 5-16-95; Ord. No. 02-11, § 2, 6-18-02; Ord. No. 02-30, § 2, 11-26-02)

Sec. 7-28. Distribution of county court costs.

All court costs assessed in the county court shall be retained by the county and distributed to the fine and forfeiture fund of the county, or in accordance with section 7-27.
(Code 1980, § 2-152)

Sec. 7-29. Court costs for criminal violations, bond forfeitures.

(a) There is hereby assessed by the county, in compliance with F.S. § 943.25(13), an additional $2.00 as court costs against every person convicted for violation of a state penal or criminal statute or convicted of a municipal or county ordinance, where said offense occurred within the county. In addition, $2.00 shall be deducted from every bond estreature or forfeited bail bond related to such penal statutes or ordinances. However, no such assessment shall be made against any person convicted for violation of any state statute, municipal or county ordinance relating to the parking of vehicles.

(b) All such assessments shall be collected by the appropriate court and shall be remitted to the county and earmarked for law enforcement education and training for members of the sheriff's department. The use and expenditure of such funds shall be in accordance with education and training programs for law enforcement personnel as determined by the sheriff and in accordance with F.S. § 943.25(13).
(Code 1980, § 2-153)

Sec. 7-30. Service charge for family mediation services.

(a) There is hereby assessed by the county, pursuant to F.S. § 44.108, an additional $2.00 service charge upon the filing of each circuit court civil action or proceeding. The proceeds of this service charge shall be used to support family mediation services, and shall be distributed in accordance with section 7-27.

(b) There is hereby assessed by the county, pursuant to F.S. § 44.108, an additional $1.00 service charge upon the filing of each county court civil action or proceeding. The proceeds of this service charge shall be used to support mediation and arbitration services, and shall be distributed in accordance with section 7-27.
(Ord. No. 90-4, § 1(2-154), 1-16-90)

Sec. 7-31. Service charges for drug, alcohol related offenses.

(a) Pursuant to the authority granted in F.S. § 939.017, when any person, on or after October 1, 1988, is found guilty of any misdemeanor under the laws of the state in which the unlawful use of drugs or alcohol is involved, there shall be imposed an additional cost in the case, in addition to any other cost required to be imposed by law, in the sum of $15.00.

(b) The clerk of the circuit court shall collect the additional cost imposed by subsection (a) of this section. The clerk shall forward $14.00 of the added cost to the state treasurer, to be deposited to the credit of the Department of Health and Rehabilitative Services for allocation to local alcohol and drug treatment programs, pursuant to F.S. §§ 396.042(4) and 397.031(5). The clerk shall retain the remaining $1.00 as a service charge of the clerk's office.

(c) Under no condition shall a political subdivision be liable for the payment of any cost imposed pursuant to this section.
(Ord. No. 90-24, §§ 1, 3, 6-12-90)

Sec. 7-32. Court cost for juvenile assessment receiving center.

(a) Pursuant to the authority contained in F.S. § 775.0833, amended by HB 1957, the court shall assess court costs of $3.00 per case, in addition to

any other authorized cost or fine, on every person who, with respect to a charge, indictment, prosecution commenced, or petition of delinquency filed in Leon County, pleads guilty, nolo contendere to, or is convicted of, or adjudicated delinquent for, or has an adjudication withheld for, a felony or misdemeanor, or a criminal traffic offense, or handicapped parking violation under state law, or a violation of any municipal or county ordinance, if the violation constitutes a misdemeanor under state law.

(b) The clerk of the court shall collect and deposit the assessments collected pursuant to this section in an appropriate designated account established by the clerk of the court, for the disbursement to the sheriff as needed for the implementation and operation of an assessment center or suspension program.

(c) The clerk of the court shall withhold five percent of the assessments each court collects pursuant to this section for the costs of administering the collection of assessment under this section.

(d) The sheriff's office shall account for all funds that have been deposited into the designated account by August 1 annually in a written report to Leon County Juvenile Justice Council if funds are used for the assessment center and to the district school board if funds are used for suspension programs.
(Ord. No. 96-10, § 1, 7-26-96)

Sec. 7-33. Court costs for teen court.

(a) Pursuant to the authority contained in F.S. § 775.0833, amended by HB 1957, the court (both county and circuit) shall assess court costs of $3.00 per case, in addition to any other authorized cost or fine, on every person who, pleads guilty, nolo contendere to, or is convicted of, or adjudication, a violation of a state criminal statute or a municipal or county ordinance or who pays a 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 not be deducted from the proceeds of that portion of any fine or civil penalty is received by the county in accordance with sections 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 statutes, county ordinance, or municipal ordinance relating to the parking of vehicles, with the exception of a violation of the handicapped parking laws.

(b) The clerk of the court shall collect and deposit the assessments collected pursuant to this section and shall remit the same to the teen court monthly, less five percent, which is to be retained as fee income of the office of the clerk of the court.
(Ord. No. 96-10, § 2, 7-26-96)

ARTICLE III. SHERIFF'S BOND; DEPUTY SHERIFFS' BONDS

Sec. 7-34. Sheriff's public official bond.

The sheriff shall provide a public official bond to be conditioned upon the faithful discharge of the duties of his or her office. The bond and amount of the bond shall be approved by the Board of County Commissioners by resolution, and the cost of the bond shall be paid by the sheriff's department. The bond shall be filed with the clerk of the circuit court. When a sheriff is appointed to fill a vacancy, the Board of County Commissioners shall allow a period of ten days after the effective date of the appointment in which the bond may be provided.
(Ord. No. 99-07, § 1, 3-9-99)

Sec. 7-35. Blanket deputy sheriffs' bonds.

Deputy sheriffs who are appointed by the sheriff shall provide a blanket deputy sheriffs' bond to be conditioned upon the faithful performance of all the duties of the deputy sheriffs. The bond and amount of the bond shall be approved by the Board of County Commissioners by resolution, and the cost of the blanket bond shall be paid by the sheriff's department. The bond shall be filed with the clerk of the circuit court.
(Ord. No. 99-07, § 1, 3-9-99)