

**IN THE CIRCUIT COURT, SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO AND PINELLAS COUNTIES, FLORIDA**

ADMINISTRATIVE ORDER 2017-039 PA/PI-CIR

RE: COURT COSTS, ASSESSMENTS, SURCHARGES, AND FINES

In *McNeil v. State*, 215 So. 3d 55 (Fla. 2017), the Florida Supreme Court held that the mandatory costs assessed under §§ 938.08, 938.085, and 938.10, Florida Statutes, are assessed on a per count rather than per case basis. As a result, the attachments to Administrative Orders 2012-023, 2013-033, and 2015-048 must be updated to indicate that these costs must be assessed per count rather than per case. In addition, these three Administrative Orders are being consolidated into one order.

In accordance with Article V, § 2, Florida Constitution, Rule of Judicial Administration 2.215, and § 43.26, Florida Statutes, it is

ORDERED:

1. The Clerks of the Circuit Court are directed to include all statutorily mandated costs, assessments, and surcharges (hereinafter referred to as costs) in all written judgments and sentences submitted to a judge by the Clerk, except as otherwise provided by law as found by the presiding judge. Statutorily mandated costs must be assessed whether or not they are orally announced. See *Reyes v. State*, 655 So. 2d 111, 116 (Fla. 2d DCA 1995).

2. The Clerks are directed to include all statutorily mandated fines in the written judgments and sentences submitted to a judge, regardless of whether the mandatory fine was orally announced by the presiding judge at sentencing. If there is a range in the amount of a mandatory fine to be imposed, the Clerk is directed to include the statutory minimum mandatory amount of the fine in the written judgments and sentences submitted to a judge unless the trial judge imposes a higher fine or, if statutorily authorized, the trial judge reduces or suspends a defendant's fine on the state attorney's motion. See *Angel v. State*, 769 So. 2d 494 (Fla. 4th DCA 2000).

3. Judges of the Sixth Judicial Circuit are encouraged to assess at least the recommended standard assessment, including the discretionary fine as reflected in Attachments A-E. If a defendant does not waive itemization of any discretionary cost or fine, the Court must orally announce those discretionary amounts. See *Reyes v. State*, 655 So. 2d 111, 116 (Fla. 2d DCA 1995). If the Court imposes more than the statutory minimum attorney's fees (currently \$100 for a felony, \$50.00 for a misdemeanor) and a defendant does not waive his or her right to a hearing on attorneys fees assessed pursuant to § 938.29, Florida Statutes, the Court must allow an opportunity to contest the amount of the attorney's fee. *McMillan v. State*, 8 So.3d 1237 (Fla. 2d DCA 2009).

4. Deputy clerks are to make available to the presiding judge, the recommended standard assessment as reflected in Attachments A-E.

5. If a judge imposes the standard assessment and does not direct to the contrary, the Clerk is to allocate the standard assessment as reflected in Attachments A–E. The amount assessed shall first be allocated to all mandatory costs and fines applicable in a case. Any amount remaining after assessing mandatory costs and fines shall be allocated as a discretionary fine pursuant to § 775.083(1), Florida Statutes.

6. The Clerks shall prepare an order making the costs and fines imposed in the judgment a lien in favor of the Clerk on behalf of the State of Florida. The judgment lien shall be recorded in the Official Records after it is signed by the Court in accordance with law. The requirement to record a judgment lien does not apply to judgments in delinquency cases where an adjudication of guilt is withheld. The judgment lien is a lien against all property owned by the defendant or property acquired in the future and will accrue interest at the statutory rate. The imposition of a lien shall not replace other collection efforts.

7. For defendants who are placed on probation, the probation agency shall ensure that costs and fines are paid and shall notify the Court of failure to pay in accordance with established practices. If the Court terminates probation and costs and fines are still owing, the Clerks may enter into a payment plan with the defendant and are directed to make every effort to collect all costs, assessments, surcharges, and fines assessed by the Court in accordance with § 28.246, Florida Statutes, including referral to a collections agent.

For defendants who are sentenced to the Department of Corrections or to county jail time, or who receive time served, the Clerks, upon the defendant's release from custody may enter into a payment plan with the defendant and are directed to make every effort to collect all costs, assessments, surcharges, and fines assessed by the Court in accordance with § 28.246, Florida Statutes, including referral to a collections agent.

8. If the Clerks identify systemic obstacles to collection of court costs or fines, the Clerks shall notify the Chief Judge.

9. The Clerks shall provide a collections report to the Chief Judge, Trial Courts Administrator, State Attorney, Public Defender, and Regional Counsel on a monthly basis. The report shall include all Court related collections that are included in the Distribution Schedule of Court Related Filing Fees, Service Charges, Costs, and Fines prepared by the Florida Association of Court Clerks, Inc., identify the authority for the collection of those funds, the amounts collected per month, and the distribution of the amounts collected. The Report shall be in substantially the same format as Attachment F.

10. The attachments to this Administrative Order may be amended without further amendment to this Administrative Order. A copy of any amended attachments will be provided to the Clerks. Deputy clerks shall reference the most recent version of the relevant attachment when making the standard assessment available to a judge.

Administrative Orders 2012-023 PA/PI-CIR, 2013-033 PA/PI-CIR, and 2015-048 PA/PI-CIR are hereby rescinded.

DONE AND ORDERED in Chambers at Clearwater, Pinellas County, Florida this
_____ day of August, 2017.

ORIGINAL SIGNED ON AUGUST 22, 2017
BY ANTHONY RONDOLINO, CHIEF JUDGE

Attachments:

- (A) Pinellas Minimum Mandatory Costs for Misdemeanor Cases
- (B) Pasco Minimum Mandatory Costs for Misdemeanor Cases
- (C) Minimum Mandatory Costs for Felony Cases
- (D) Minimum Mandatory DUI Costs and Fines
- (E) Delinquency Costs – Misdemeanor and Felony Cases
- (F) Revenue Report Template for Court Ordered Fines, Costs, and Fees

cc: All Judges
The Honorable Bernie McCabe, State Attorney
The Honorable Bob Dillinger, Public Defender
The Honorable Paula O’Neil, Clerk of the Circuit Court, Pasco County
The Honorable Ken Burke, Clerk of the Circuit Court, Pinellas County
The Honorable Chris Nocco, Pasco County Sheriff
The Honorable Bob Gualtieri, Pinellas County Sheriff
Gay L. Inskip, Trial Courts Administrator
Ita M. Neymotin, Regional Counsel, Second District
Ngozi Acholonu, Assistant Regional Counsel
Nichole Alvarez-Sowles, Chief Operations Officer, Pasco County Clerk’s Office
Kimberly Thompson, Director of Criminal Courts, Pasco County Clerk’s Office
Lillian Simon, Director of Administrative Services, Pasco County
Florida Department of Corrections
Salvation Army
Misdemeanor Probation
Law Libraries, Pasco and Pinellas Counties

PINELLAS MINIMUM MANDATORY COSTS FOR MISDEMEANOR CASES (Per Case Unless Otherwise Noted)

M/D	Statute	Description	Withholds	Adjudicated	ASSAULT OR BATTERY	
					Withholds	Adjudicated
M	775.083(2)	Crime Prevention	\$ 20.00	\$ 20.00	\$ 20.00	\$ 20.00
M	938.01	Addtl Court Cost (doesn't apply to w/holds except w/hold for ss. 318.14(9) or (10))		\$ 3.00		\$ 3.00
M	938.03	Crimes Compensation Fund	\$ 50.00	\$ 50.00	\$ 50.00	\$ 50.00
M	938.05	Fine & Forfeiture Fund	\$ 60.00	\$ 60.00	\$ 60.00	\$ 60.00
M	938.06	Crime Stoppers	\$ 20.00	\$ 20.00	\$ 20.00	\$ 20.00
M	938.15	Criminal Justice - (Pinellas Code 46-27(a))	N/A	\$ 2.00	N/A	\$ 2.00
M	938.19	Teen Court (Pinellas Code 46-31)	\$ 3.00	\$ 3.00	\$ 3.00	\$ 3.00
M	938.27	State Attorney Costs of Prosecution **	\$ 50.00**	\$ 50.00**	\$ 50.00**	\$ 50.00**
M	939.185	Court Costs (Pinellas Code 46-32)	\$ 65.00	\$ 65.00	\$ 65.00	\$ 65.00
MINIMUM MANDATORY COSTS :			\$268.00	\$273.00	\$268.00	\$273.00
Additional Costs			Amount			
M	27.52	PD Application Fee (per defendant to be paid to Clerk as condition of probation)	\$50.00	\$ 50.00	\$ 50.00	\$ 50.00
M	938.055	County Crime lab (if used)	\$100.00			
M	938.27	Investigative costs (includes w/hold) (requires proof of costs)	Varies			
M	938.29	Attorney Fees (applies to PD, RC, Registry & indigent for costs)(includes w/hold)**	\$50.00**	\$ 50.00**	\$ 50.00**	\$ 50.00**
M	943.325*	DNA Testing - IF REQUIRED (includes w/hold)	\$ 7.00*			
Offense Specific Costs (includes w/holds)						
M	316.061(1)	EMS TF (only applies to leaving the scene)	\$ 5.00			
M	316.192(4)	EMS TF (only applies to reckless driving)	\$ 5.00			
M	318.18(11)(b)	Police Standards Council (all traffic cases)	\$ 2.00			
M	318.18(13)	Court Facilities TF (only applies to certain traffic offenses)	\$ 30.00			
M	318.18(17)	Radio System TF (only applies to certain traffic offenses)	\$ 3.00			
M	318.18(20)	EMS TF (only applies to racing and reckless driving)	\$ 65.00			
M	796.07(6)	Violations of 796.07(2)(f) only (excludes acquittals or dismissals)	\$5,000.00			
M	938.08	DV Surcharge (<i>per count</i>)	\$201.00/count			\$ 201.00/ct
M	938.085	Sex Violence Surcharge (<i>per count</i>)	\$151.00/count			\$ 151.00/ct
M	938.10	Minor Surcharge (<i>per count</i>)	\$151.00/count			
M	938.13	Sub Abuse (Pinellas Code 46-26) (only applies to drug/alcohol)	\$ 15.00			
D	938.21*	Alcohol & drug abuse	up to fine*			
Fines - Per Count***						
D	775.083(1)(d)	Misdemeanor 1st Degree	DISCRETIONARY	up to \$ 1,000.00		
D	775.083(1)(e)	Misdemeanor 2nd Degree	DISCRETIONARY	up to \$ 500.00	\$ 125.72	\$ 120.95
						\$ 147.62
D	775.0835*	Crimes Comp. TF (injury or death to another)	DISCRETIONARY	up to \$10,000.00*		
M	938.04	Crimes Comp. TF		5% of fine	\$ 6.28	\$ 6.05
					\$ 7.38	\$ 7.14
RECOMMENDED STANDARD ASSESSMENT:			\$500.00	\$500.00	\$875.00	\$875.00

M = Mandatory - must be assessed and cannot be waived except as provided by law

D = Discretionary - Defendant must waive itemizing or must be orally announced

*** Requires ability to pay**

**** Or higher w/proof**

*****Offense Specific Fines are not listed in this chart and may be mandatory**

PASCO MINIMUM MANDATORY COSTS FOR MISDEMEANOR CASES (Per Case Unless Otherwise Noted)

M/D	Statute	Description	Withholds	Adjudicated	ASSAULT OR BATTERY	
					Withholds	Adjudicated
M	775.083(2)	Crime Prevention	\$ 20.00	\$ 20.00	\$ 20.00	\$ 20.00
M	938.01	Addtl Court Cost (doesn't apply to w/holds except w/hold for ss. 318.14(9) or (10))		\$ 3.00		\$ 3.00
M	938.03	Crimes Compensation Fund	\$ 50.00	\$ 50.00	\$ 50.00	\$ 50.00
M	938.05	Fine & Forfeiture Fund	\$ 60.00	\$ 60.00	\$ 60.00	\$ 60.00
M	938.06	Crime Stoppers	\$ 20.00	\$ 20.00	\$ 20.00	\$ 20.00
M	938.15	Criminal Justice - (Pasco Code 34-4)	N/A	\$ 2.00	N/A	\$ 2.00
M	938.19	Teen Court (Pasco Code 34-8)	\$ 3.00	\$ 3.00	\$ 3.00	\$ 3.00
M	938.27	State Attorney Costs of Prosecution **	\$ 50.00**	\$ 50.00**	\$ 50.00**	\$ 50.00**
M	939.185	Court Costs (Pasco Code 34-9)	\$ 65.00	\$ 65.00	\$ 65.00	\$ 65.00
MINIMUM MANDATORY COSTS :			\$268.00	\$273.00	\$268.00	\$273.00
Additional Costs			Amount			
M	27.52	PD Application Fee (per defendant to be paid to Clerk as condition of probation)	\$50.00	\$ 50.00	\$ 50.00	\$ 50.00
M	938.055	County Crime lab (if used)	\$100.00			
M	938.27	Investigative costs (includes w/hold) (requires proof of costs)	Varies			
M	938.29**	Attorney Fees (applies to PD, RC, Registry & indigent for costs)(includes w/hold)	\$50.00**	\$ 50.00**	\$ 50.00**	\$ 50.00**
M	943.325*	DNA Testing - IF REQUIRED (includes w/hold)	\$ 7.00*			
Offense Specific Costs (includes w/holds)						
M	316.061(1)	EMS TF (only applies to leaving the scene)	\$ 5.00			
M	316.192(4)	EMS TF (only applies to reckless driving)	\$ 5.00			
M	318.18(13)	Court Facilities TF (only applies to certain traffic offenses)	\$ 30.00			
M	318.18(17)	Radio System TF (only applies to certain traffic offenses)	\$ 3.00			
M	318.18(20)	EMS TF (only applies to racing and reckless driving)	\$ 65.00			
M	796.07(6)	Violations of 796.07(2)(f) only (excludes acquittals or dismissals)	\$5,000.00			
M	938.08	DV Surcharge (<i>per count</i>)	\$201.00/count		\$ 201.00/ct	\$ 201.00/ct
M	938.085	Sex Violence Surcharge (<i>per count</i>)	\$151.00/count		\$ 151.00/ct	\$ 151.00/ct
M	938.10	Minor Surcharge (<i>per count</i>)	\$151.00/count			
M	938.13	Sub Abuse (Pasco Code 34-6) (only applies to drug/alcohol)	\$ 15.00			
D	938.21*	Alcohol & drug abuse	up to fine*			
Fines - Per Count***						
D	775.083(1)(d)	Misdemeanor 1st Degree	DISCRETIONARY	up to \$ 1,000.00		
D	775.083(1)(e)	Misdemeanor 2nd Degree	DISCRETIONARY	up to \$ 500.00		
D	775.0835*	Crimes Comp. TF (injury or death to another)	DISCRETIONARY	up to \$10,000.00*		
M	938.04	Crimes Comp. TF		5% of fine		

M = Mandatory - must be assessed and cannot be waived except as provided by law

D = Discretionary - Defendant must waive itemizing or must be orally announced

*** Requires ability to pay**

**** Or higher w/proof**

*****Offense Specific Fines are not listed in this chart and may be mandatory**

Sixth Circuit Administrative Order 2017-039 - Attachment B

Updated August 2017

MINIMUM MANDATORY COSTS FOR FELONY CASES (Per Case Unless Otherwise Noted)

M/D	Statute	Description	Withhold	Adjudicated
M	775.083(2)	Crime Prevention	\$ 50.00	\$ 50.00
M	938.01	Additional Court Cost	N/A	\$ 3.00
M	938.03	Crimes Compensation Fund	\$ 50.00	\$ 50.00
M	938.05	Fine & Forfeiture Fund	\$ 225.00	\$ 225.00
M	938.06	Crime Stoppers	\$ 20.00	\$ 20.00
M	938.15	Criminal Justice - (Pinellas Code 46-27(a)) (Pasco Code 34-4)	N/A	\$ 2.00
M	938.19	Teen Court (Pinellas Code 46-31) (Pasco Code 34-8)	\$ 3.00	\$ 3.00
M	939.185	Court Costs (Pinellas Code 46-32) (Pasco Code 34-9)	\$ 65.00	\$ 65.00
MINIMUM MANDATORY COSTS:			\$ 413.00	\$ 418.00
Fines - Per Count***			Amount	
D	775.083(1)(c)	3rd Degree (DISCRETIONARY)	up to \$5,000.00	
D	775.083(1)(b)	1st or 2nd Degree (DISCRETIONARY)	up to \$10,000.00	\$ 130.48
D	775.083(1)(a)	Life (DISCRETIONARY)	up to \$15,000.00	\$ 125.72
M	938.04	Crimes Comp. TF (MANDATORY IF FINE IMPOSED)	5% of fine	\$ 6.52
RECOMMENDED STANDARD ASSESSMENT:			\$ 550.00	\$ 550.00

OTHER COSTS

M	27.52	PD Application Fee (per defendant as a condition of probation)	\$ 50.00
M	938.055	County Crime lab (if used)	\$ 100.00
M	938.27	Investigative costs (requires proof of costs)	varies
M	938.27	State Attorney Costs of Prosecution**	\$ 100.00**
M	938.29	Attorneys Fees (applies to PD, RC, Registry & indigent for costs)**	\$ 100.00**
M	943.325	DNA Testing*	\$ 7.00*
D	948.039(2)	First Step (probation only)	\$ 1.00/mo.

MISDEMEANORS

IF ALL FELONIES IN ONE CASE NUMBER ARE REDUCED TO A MISDEMEANOR:

\$500 (This amount includes all mandatory fines and costs with any excess applied to discretionary fine)

MANDATORY COSTS FOR SPECIFIC CASE TYPES/SPECIFIC OFFENSES

M	938.08	DV Surcharge (<i>per count</i>) (see attached list)	\$ 201.00/count
M	938.085	Rape Crisis Surcharge (<i>per count</i>) (see attached list)	\$ 151.00/count
M	938.10	Minor Surcharge (<i>per count</i>) (see attached list)	\$ 151.00/count
M	817.568	Criminal Use of Personal ID Surcharge	\$1,001.00

CIVIL TRAFFIC INFRACTIONS

ASSESS \$200 - no more than \$500 penalty

EXCEPT: minimum required for speeding over the limit:

15-19m.p.h.	\$256.00
20-29m.p.h.	\$281.00
30-49m.p.h.	\$356.00
50m.p.h. +	\$1,106.00

EXCEPT: minimum required for speeding over the limit in a school, construction, or toll zone:

10-14m.p.h.	\$306.00
15-19m.p.h.	\$406.00
20-29m.p.h.	\$456.00
30m.p.h. +	\$606.00

EXCEPT: Speeding in school or construction zone: up to \$1000

EXCEPT: Motorcycle wheels not on the ground - 1st violation minimum mandatory: \$1,166.00

EXCEPT: Red Light Violations: \$264.00

EXCEPT: Failure to stop for a school bus: \$271.00

M = Mandatory - must be assessed and cannot be waived except as provided by law

D = Discretionary - Defendant must waive itemizing or must be orally announced

*** Requires ability to pay**

**** Or higher w/proof**

*****Offense Specific Fines are not listed in this chart and may be mandatory**

Offense	Domestic Violence Surcharge \$201 938.08	Rape Crisis Surcharge \$151 938.085	Minor Victim Surcharge \$151 938.10
741.28 – Domestic violence	X		
775.21(6), (10)(a), (b), and (g) – Sexual predator registration		X	X
775.21 – Florida Sexual Predators Act – All 775.21 offenses except 775.21(6), (10)(a), (b), and (g) See above			X
784.011 – Assault	X	X	
784.021 – Aggravated assault	X	X	
784.03 – Battery; felony battery	X	X	
784.041 – Felony battery; domestic battery by strangulation	X	X	
784.045 – Aggravated battery	X	X	
784.048 – Stalking	X	X	
784.07 – Assault or battery of law enforcement officers, firefighters, emergency medical care providers, public transit employees or agents, or other specified officers	X	X	
784.08 – Assault or battery on persons 65 years of age or older	X	X	
784.081 – Assault or battery on specified officials or employees	X	X	
784.082 – Assault or battery by a person who is being detained in a prison, jail, or other detention facility upon visitor or other detainee	X	X	
784.083 – Assault or battery on code inspectors	X	X	
784.085 – Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials	X	X	X
787.01(3)–Kidnapping, committing certain offenses in the course of kidnapping		X	X
787.02(3)– False imprisonment, committing certain offenses in the course of false imprisonment		X	X
787.025 – Luring or enticing a child		X	X
787.06 – Human trafficking		X	X
787.07 – Human smuggling		X	X
Ch. 787 – Kidnapping; False Imprisonment; Luring or Enticing a Child; Custody Offenses; Etc. – All 787 offenses except 787.01(3), 787.02(3), 787.025, 787.06, 787.07 See above			X
794.011 – Sexual battery	X	X	X
794.05 – Unlawful sexual activity with certain minors		X	X
794.08 – Female genital mutilation		X	X
Ch. 794 – Sexual battery - All 794 offenses except 794.011, 794.05, and 794.08. See above			X
796.03 – Procuring person under age of 18 for prostitution (repealed 10/2014)		X	X
796.035 – Selling or buying of minors into sex trafficking or prostitution (repealed 10/2014)		X	X
796.04 – Forcing, compelling, or coercing another to become a prostitute		X	
796.045 – Sex trafficking (offense moved to 787.06 as of 7/1/12)		X	
796.05 – Deriving support from the proceeds of prostitution		X	
796.06 – Renting space to be used for lewdness, assignation, or prostitution		X	
796.07(2)(a) – (d) and (i) – Prohibiting prostitution		X	

Sixth Circuit Administrative Order 2017-039 - Attachment C

Updated June 2018

Offense	Domestic Violence Surcharge \$201 938.08	Rape Crisis Surcharge \$151 938.085	Minor Victim Surcharge \$151 938.10
800.03 – Exposure of sexual organs		X	
800.04 – Lewd or lascivious offenses committed upon or in the presence of persons less than 16 years of age		X	X
810.14 – Voyeurism prohibited		X	
810.145 – Video voyeurism		X	
812.135 – Home invasion robbery		X	
817.025 – Home or private business invasion by false personation		X	
823.07 – Iceboxes, refrigerators, deep-freeze lockers, clothes washers, clothes dryers, or airtight units; abandonment, discard			X
825.102 – Abuse, aggravated abuse, and neglect of an elderly person or disabled adult		X	
825.1025 – Lewd or lascivious offenses committed upon or in the presence of an elderly person or disabled person		X	
827.071 – Sexual performance by a child		X	X
Ch. 827 – Abuse of Children – All 827 offenses except 827.071			X
836.10 – Written threats to kill or do bodily injury or conduct a mass shooting or an act of terrorism		X	
847.012 – Harmful materials; sale or distribution to minors or using minors in production prohibited			X
847.0125 – Retail display of materials harmful to minors prohibited			X
847.0133 – Protection of minors; prohibition of certain acts in connection with obscenity		X	X
847.0134 – Prohibition of adult entertainment establishment that displays, sells, or distributed material harmful to minors within 2,500 feet of a school			X
847.0135(2) – Computer Pornography		X	
847.0135(5) – Certain computer transmissions prohibited			X
847.0137– Transmission of pornography by electronic device or equipment prohibited		X	
847.0138– Transmission of material harmful to minors to a minor by electronic device or equipment prohibited			X
847.0145– Selling or buying of minors		X	X
893.147(3)– Delivery of drug paraphernalia to a minor			X
943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c) – Sexual offenders required to register with the department; place of residence		X	X
943.0435– All offenses except 943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c)			X
985.701(1)– Sexual misconduct prohibited - Juvenile Justice Department; reporting required		X	X
985.701 – Sexual Misconduct - All offenses except 985.701(1)			X

MINIMUM MANDATORY DUI COSTS AND FINES - Pasco & Pinellas Counties

M/D	Statute		Minimum Required		3rd Offense
			1st Offense	2nd Offense	not w/in 10yrs (not felony)
<u>MANDATORY COSTS APPLICABLE IN DUI</u>					
M	318.18(13)	Court Facilities-only traffic offenses in 318.17 including violations of Ch. 316 offenses(Pinellas Code 46-33)(Pasco Code 34-10)	\$ 30.00	\$ 30.00	\$ 30.00
M	318.18(17)	Radio System T.F.-applies only to traffic offenses under 318.17, including Ch. 316 offenses	\$ 3.00	\$ 3.00	\$ 3.00
M	318.18(11)	Pinellas Police Std Council(Pin Code 74-34) (Pinellas Only)	\$ 2.00	\$ 2.00	\$ 2.00
M	775.083(2)	Crime Prevention	\$ 20.00	\$ 20.00	\$ 20.00
M	938.01	Additional Court Costs	\$ 3.00	\$ 3.00	\$ 3.00
M	938.03	Crimes Compensation Fund	\$ 50.00	\$ 50.00	\$ 50.00
M	938.05	Fine & Forfeiture Fund	\$ 60.00	\$ 60.00	\$ 60.00
M	938.06	Crime Stoppers	\$ 20.00	\$ 20.00	\$ 20.00
M	938.07	DUI Court Costs	\$135.00	\$135.00	\$135.00
M	938.13	Substance Abuse (Pinellas Code 46-26) (Pasco Code 34-6) - applies only to drug/alcohol misdemeanors	\$ 15.00	\$ 15.00	\$ 15.00
M	938.15	Criminal Justice (Pinellas Code 46-27(a)) (Pasco Code 34-4)	\$ 2.00	\$ 2.00	\$ 2.00
M	938.19	Teen Court (Pinellas Code 46-31) (Pasco Code 34-8)	\$ 3.00	\$ 3.00	\$ 3.00
M	938.27	State Attorney Costs of Prosecution**	\$ 50.00**	\$ 50.00**	\$ 50.00**
M	939.185	Court Costs (Pinellas Code 46-32) (Pasco Code 34-9)	\$ 65.00	\$ 65.00	\$ 65.00

Fines Statute

MINIMUM MANDATORY DUI FINES

M	316.193	DUI Fines	\$500.00	\$1,000.00	\$2,000.00
M	938.04	Crimes Comp. TF - 5% surcharge on fine imposed	\$ 25.00	\$ 50.00	\$100.00

TOTAL MINIMUM MANDATORY TO BE ASSESSED	PINELLAS	\$983.00	\$1,508.00	\$2,558.00
	PASCO	\$981.00	\$1,506.00	\$2,556.00

OTHER COSTS - MANDATORY IN APPROPRIATE CASES

M	27.52	PD Application Fee	\$ 50.00
M	938.055	County Crime lab (if used)	\$100.00
M	938.27	Investigative costs	varies
M	938.29	Attorney Fees (applies to PD, RC, Registry & indigent for costs)**	\$50.00**

OTHER COSTS AND FINES - DISCRETIONARY

D	775.083(1)(e)	2nd degree misdemeanor or noncriminal violation	Up to \$500.00
D	775.083(1)(d)	1st degree misdemeanor	Up to \$1,000.00
D	775.0835*	Crimes Comp. TF - where injury or death to another person	Up to \$10,000.00*
D	938.21*	Alcohol & drug abuse	Up to fine amount*

M = Mandatory - must be assessed and cannot be waived except as provided by law

D = Discretionary - Defendant must waive itemizing or must be orally announced

*** Requires ability to pay**

**** Or higher w/proof**

DELINQUENCY COSTS - Pasco & Pinellas Counties (Per Case Unless Otherwise Noted)

Statute	MISDEMEANOR	Withhold Adjudicated	
M 775.083(2) Crime Prevention - applies if adjudicated delinquent if it would be a misdemeanor		\$0.00	\$20.00
M 938.03 Crime Compensation TF (includes w/holds)		\$50.00	\$50.00
M 938.19 County Ordinance Court Costs - Teen Court - applies if adjudicated delinquent (does not apply to withholds in delinquency) - Pinellas Code 46-34 - Pasco Code 34-8		\$0.00	\$3.00
M 938.27 Costs of Prosecution-applies whether or not adjudication is withheld (Ch. 2013-112, Laws of Fla.)		\$50.00	\$50.00
M 938.29 Attorney Fees (applies to PD, RC, Registry & indigent for costs)(includes w/hold)**		\$50.00	\$50.00
M 939.185 Court Costs to fund court programs applies if adjudicated delinquent (does not apply to withholds in delinquency) - Pinellas Code 46-32 - Pasco Code 34-9			<hr/> \$65.00
MANDATORY COSTS		\$150.00	\$238.00

Statute	FELONY	Withhold Adjudicated	
M 775.083(2) Crime Prevention - applies if adjudicated delinquent if it would be a felony		\$0.00	\$50.00
M 938.03 Crime Compensation TF (includes w/holds)		\$50.00	\$50.00
M 938.19 County Ordinance Court Costs - Teen Court - applies if adjudicated delinquent (does not apply to withholds in delinquency) - Pinellas Code 46-34 - Pasco Code 34-8		\$0.00	\$3.00
M 938.27 Costs of Prosecution-applies whether or not adjudication is withheld (Ch. 2013-112, Laws of Fla.)		\$100.00	\$100.00
M 938.29 Attorneys Fees (applies to PD, RC, Registry & indigent for costs)**		\$100.00	\$100.00
M 939.185 Court Costs to fund court programs - applies if adjudicated delinquent (does not apply to withholds in delinquency) - Pinellas Code 46-32 - Pasco Code 34-9			<hr/> \$65.00
MANDATORY COSTS		\$250.00	\$368.00

NOTE: \$201 DV surcharge (§ 938.08), \$151 sexual violence surcharge (§ 938.085) and \$151 minor victim surcharge (§ 938.10) do not apply to juvenile delinquency cases. See *V.K.E. v. State*, 934 So. 2d 1276 (Fla. 2006).

PLUS	OTHER COSTS	
M 27.52	PD Application Fee	\$ 50.00*
M 938.27	Investigative Costs (includes withholds)	varies requires proof

* Per defendant to be paid to Clerk as condition of probation

** Or higher w/proof

REVENUE REPORT TEMPLATE FOR COURT ORDERED FINES, COSTS AND FEES

County
Date Range
Revenue Collections

Ledger or Assessment Name	Amount	Authority	Recipient	YTD Collected
Civil Traffic Admin Fee	\$12.50	318.18(18)	CCOC	\$1,500.00
Court Assessed Costs - Traffic Infractions	\$3/\$1	318.14(10)(b)	CCOC	\$99.00
Additional Court Costs - County Court	\$10.00	938.05(1)(b)	CCOC	\$2,310.00
Cost of PD - County Criminal	\$50.00	938.29(1)(a)	Legal Assist - Def	\$5,000.00
Teen Court - County Criminal	\$3.00	938.19(2)	Pinellas BCC	\$500.00
Teen Court - Circuit Criminal	\$3.00	938.19(2)	Pinellas BCC	\$300.00
Teen Court - Traffic	\$3.00	938.19(2)	Pinellas BCC	\$23,000
Teen Court - Criminal Traffic	\$3.00	938.19(2)	Pinellas BCC	\$1,000
Teen Court - Juvenile	\$3.00	938.19(2)	Pinellas BCC	\$2.85
Discretionary Fine	\$	SB12A	State Courts System Trust Fund	\$10,000
Driver Improvement Discount	18% of infraction	SB12A	State Courts System Trust Fund	\$5,000
Total Amount Collected:				\$48,711.85