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RS970063836

IN THE SECOND JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA

CHAMBERS OF THE CHIEF JUDGE

ADMINISTRATIVE ORDER NO.: 97-11

R970063836
RECORDED IN
PUBLIC RECORDS LEON CNTY FL
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AUG 27 1997 12:01 PM
DAVE LANG CLERK OF COURTS

IN RE: PUBLIC DEFENDER FEES, COSTS AND LIENS AND
VACATION AND TERMINATION OF ADMINISTRATIVE
ORDER NO. 95-08 RELATING TO PUBLIC DEFENDER LIENS

WHEREAS, Administrative Order No 95-08 entitled **Imposition of Lien for Services Provided by Appointed Lawyers** mandates the imposition of a public defender's lien in every criminal case in which the defendant was represented by the public defender or a special assistant public defender, and,

WHEREAS, the attorney fees and costs of the public defender are not statutorily mandated but, rather, are discretionary and require notice of intent to impose, an opportunity to object and a hearing upon objection before assessment, and

WHEREAS, said Administrative Order directs that the sentencing judge shall impose a lien and order a judgment to be entered at the conclusion of every criminal case and further directs that each trial judge shall impose the lien in accordance with a schedule, to-wit

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|--|---|------------|
| Capital Felony - (Trial Level or Appeal) | - | \$2,000 00 |
| Life Felony - Trial Level | - | 1,000 00 |
| Non-Capital, Non-Life Trial Level | - | 500 00 |
| Juvenile, Misdemeanor or Baker Act | - | 300 00 |
| Violation of Probation Proceedings | - | 200 00 |
| 3 850 Proceedings (Felony) | - | 300 00 |
| 3 850 Proceedings (Misdemeanor) | - | 200 00 |

It is

ORDERED AND ADJUDGED that

- 1 Administrative Order No 95-08 entered June 1995 shall be, and it hereby is, vacated and terminated
- 2 In all cases in which the trial judge assesses attorney's fees and costs in connection



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with public defender representation and imposes a lien therefor, the clerk shall prepare a costs judgment for public defender fees and expenses for entry by the court and the clerk shall record a certified copy of such judgment in the official records, with the original being transmitted to the Leon County Attorney

DONE AND ORDERED in Chambers this 25 day of August, 1997


N SANDERS SAULS
CHIEF JUDGE

Copies furnished to

All Circuit and County Judges, Second Judicial Circuit
All Clerks of the Circuit Court, Second Judicial Circuit
Court Administrator
County Attorney
Public Defender
State Attorney

