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JUL 23 10 47 AM '85

NOTICE NOTED
BOB INZER
CLERK OF CIRCUIT COURT

IN THE COUNTY COURT OF THE
SECOND JUDICIAL CIRCUIT IN
AND FOR LEON COUNTY, FLORIDA

ADMINISTRATIVE ORDER NO. 85-3

WHEREAS, the power to admit to bail is judicial, and

WHEREAS, standing judicial orders establishing bond amounts for specific criminal offenses are permitted, and sheriffs may administer such orders in a ministerial way under color of judicial authority, and

WHEREAS, it is the intent of this Court to permit the use of a standing judicial bail order only under criteria that will protect the citizens of Leon County, and,

WHEREAS, the Supreme Court of Florida has, by its Criminal Rules, provided for the first appearance detention hearing which ensures that no one will remain detained in this state for longer than twenty-four (24) hours without being brought before a judicial officer for the purpose of addressing the question of release in an individualized manner. It is therefore

ORDERED AND ADJUDGED that all existing bond schedules in effect in Leon County, Florida, including the one established by Administrative Order Number 79-5, and the one effective February 22, 1982, origin unknown, are hereby revoked.

It is further

ORDERED AND ADJUDGED that release from adult detention shall be based on either:

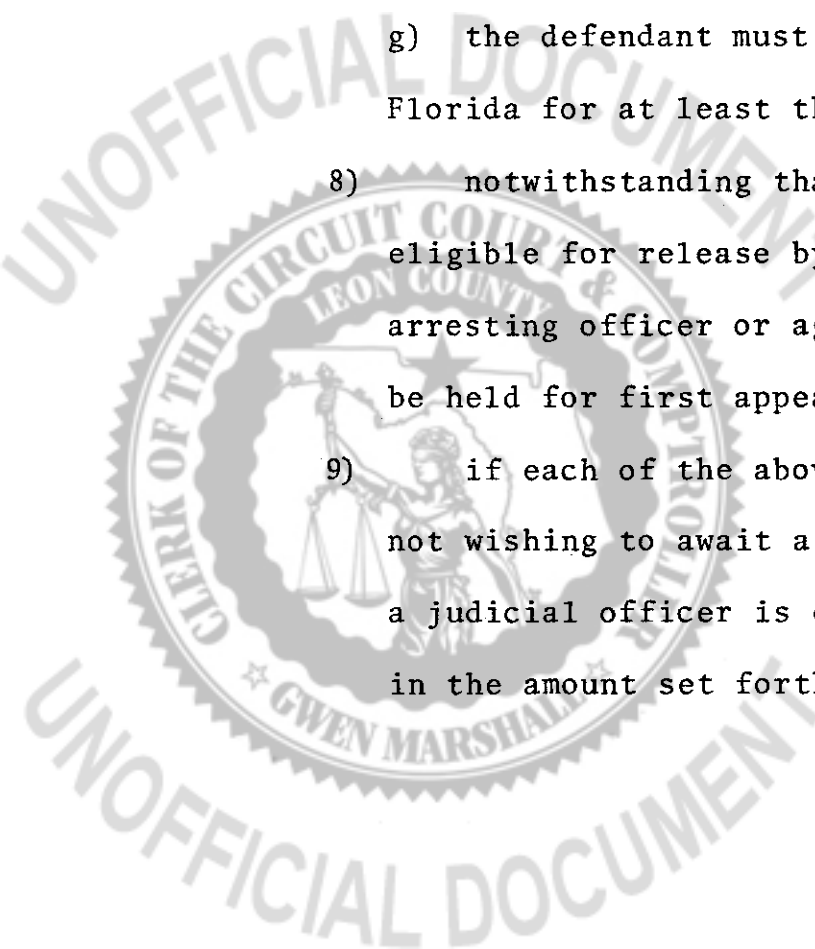
- 1) a notice to appear issued by the arresting officer as provided by law, or
- 2) by pre-set bail when the amount of bail or other condition of release is endorsed on a warrant or capias issued by a Judge of the County or Circuit Court, or
- 3) after written motion and order signed before this Court or the Circuit Court, or
- 4) after first appearance detention hearing, or
- 5) after hearing for the purpose of setting the conditions

of release from detention, or

6) by writ of habeas corpus or any other manner provided by law, or

7) by a pre-established bail schedule under the following conditions:

- a) the information on the defendant required by Administrative Order 85-2 must be available;
- b) If the present offense be a felony of any degree, the defendant must have no prior history of being found guilty of any felony, including withholding of adjudication;
- c) the offense charged must not carry a mandatory jail or prison sentence upon conviction (firearm, second DUI, etc.)
- d) if the present offense is a felony or a misdemeanor, the defendant shall have no past record of escape or failure to appear at any criminal proceeding;
- e) if the offense is a felony or misdemeanor, there must have been no firearm used, or other weapon as defined in Section 790.001, Florida Statutes;
- f) if the offense is a felony or misdemeanor, it must not involve a crime of violence against the person;
- g) the defendant must have resided continuously in Florida for at least the last past year;
- 8) notwithstanding that the defendant may otherwise be eligible for release by the posting of money bail, the arresting officer or agency may require that he or she be held for first appearance;
- 9) if each of the above conditions are met, a defendant not wishing to await a first appearance hearing before a judicial officer is eligible to be admitted to bail in the amount set forth in the following schedule:



LEON COUNTY BOND SCHEDULE

CAUTION: If bond is not posted, subject must be brought before the Judge within twenty-four (24) hours of being taken into custody.

A. TRAFFIC

1)	No driver's license-----	\$	50.00
2)	Displaying another's driver's license-----		150.00
3)	Possession of revoked license-----		200.00
4)	Driving with suspended license:		
	1st offense-----		250.00
	2nd offense-----		500.00
5)	Driving with suspended license - Financial Responsibility Division Suspension:		
	1st offense-----		250.00
	2nd offense-----		500.00
6)	Driving while under influence (1st offense)--		500.00
7)	Driving vehicle without owner's consent-----		100.00
8)	Reckless driving-----		200.00
9)	Passing school bus-----		150.00
10)	Leaving scene of accident:		
	Property damage or personal injury to driver only-----		200.00
	Property damage only to other person-----		200.00
	Person injury to others-----		500.00
11)	Persons refusing to sign traffic citation---		100.00
12)	False accident report-----		250.00
13)	Fleeing or eluding officer-----		250.00
14)	Obstructing officer without violence-----		500.00

B. CRIMINAL

1)	Resisting arrest or obstructing officer without violence-----		500.00
2)	Selling beer after hours-----		200.00
3)	Selling beer to minors-----		500.00
4)	Whiskey violations:		
	1st offense-----		1,000.00
	2nd offense-----		1,500.00
5)	Gambling-----		50.00
6)	Bolita-----		300.00
7)	Operating dance hall on Sunday:		
	1st offense-----		100.00
	2nd offense-----		200.00
8)	Contributing to delinquency of minors-----		500.00
9)	Prostitution-----		250.00
10)	Narcotics:		
	Marijuana less than 20 grams-----		250.00
	Possession of paraphernalia**-----		250.00
	**see possession charge under felonies where it is in connection with felony charge		
11)	Petty theft (including shoplifting):		
	1st offense-----		100.00
	2nd offense-----		1,000.00
12)	Passing worthless bank checks (per check)----		50.00

13)	Removing property under lien-----	200.00
14)	Disorderly conduct or disorderly intoxication--	75.00
15)	Indecent exposure-----	1,000.00
16)	Indecent exposure (urinating in public)-----	100.00
17)	Trespassing-----	100.00
18)	Trespass after warning-----	500.00
19)	Obscene phone calls-----	2,500.00
20)	Harassing phone calls-----	300.00
21)	Withholding support from minor child-----	250.00
22)	Cruelty to an animal (not serious)-----	250.00
23)	Cruelty to an animal (serious)-----	1,000.00
24)	Criminal mischief-----	250.00
25)	Public Assistance fraud-----	150.00
26)	Camping in other than a designated campsite---	100.00
27)	Loitering and prowling-----	250.00
28)	Littering-----	100.00
29)	Failure to compel school attendance-----	100.00
30)	Obtaining lodging with intent to defraud-----	150.00
31)	Culpable negligence with personal injury-----	1,000.00
32)	Interference with custody-----	1,000.00
33)	Public nuisance-----	500.00
34)	False report to law enforcement officer-----	250.00

C. VIOLATION OF CITY OR COUNTY ORDINANCES

Minor-----	50.00
Major-----	250.00

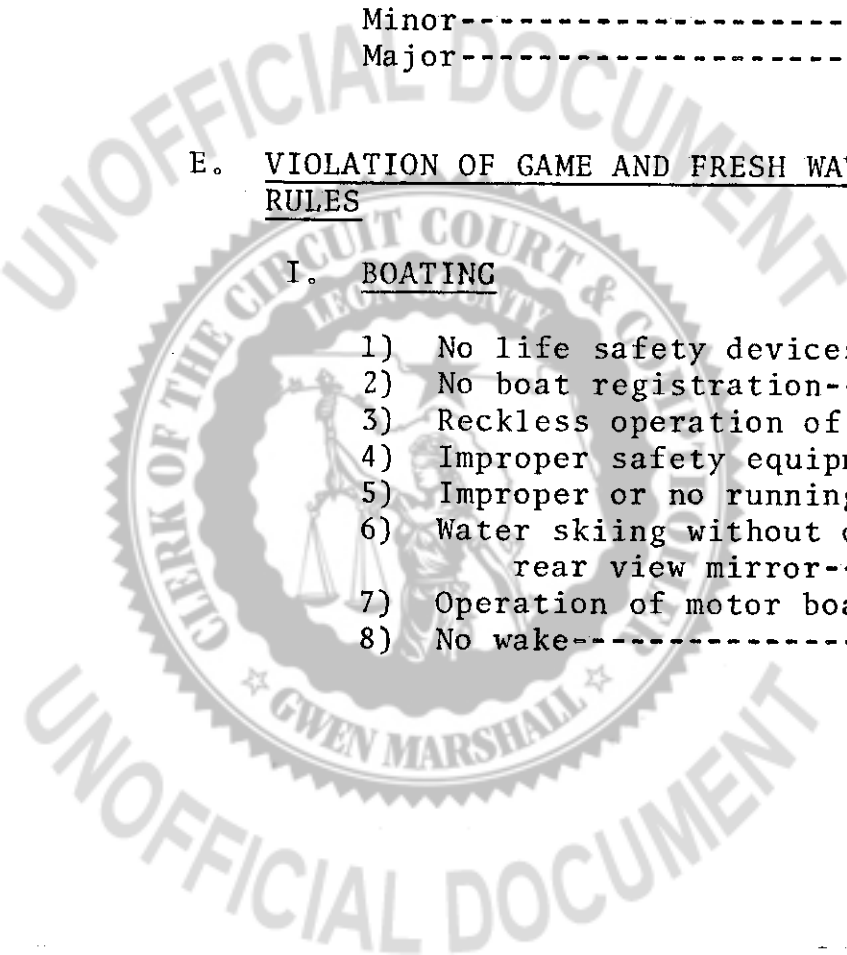
D. VIOLATION OF PUBLIC UTILITY COMMISSION RULES AND REGULATIONS

Minor-----	50.00
Major-----	250.00

E. VIOLATION OF GAME AND FRESH WATER FISH COMMISSION RULES

I. BOATING

1)	No life safety devices-----	50.00
2)	No boat registration-----	50.00
3)	Reckless operation of boat-----	200.00
4)	Improper safety equipment-----	50.00
5)	Improper or no running lights-----	50.00
6)	Water skiing without observer or wide-angle rear view mirror-----	50.00
7)	Operation of motor boat while intoxicated--	500.00
8)	No wake-----	25.00



II. FISHING

1) No fishing license-----	\$ 50.00
2) Fishing in closed area-----	50.00
3) Failure to exhibit license upon request-----	50.00
4) Illegal fishing devices-----	250.00
5) Over bag limit of fish-----	50.00*
*plus \$5.00 per fish	
6) Unlawful trotline-----	100.00
7) Net fishing in fresh water-----	150.00

III. HUNTING

1. No hunting license -----	\$ 75.00
2. Unlicensed or unidentified hunting vehicle -----	25.00
3. No management area permit -----	75.00
4. Hunting in closed area -----	75.00
5. Hunting while intoxicated -----	500.00
6. Unplugged gun -----	75.00
7. Shooting ducks after legal hours -----	100.00
8. Shooting doves after legal hours -----	100.00
9. Failure to exhibit license upon request -	50.00
10. Fleeing or attempting to elude officer --	250.00
11. Possession of gun in management area without area permit or during closed season -----	50.00
12. Possession of steel traps -----	500.00
13. Possession of loaded gun in closed area -	75.00
14. Possession of shells of improper size ---	75.00
15. Possession of loaded guns, dogs or trapping devices in management area during closed season -----	100.00
16. Possession of loaded gun in management area after legal hours w/o permit -----	75.00
17. Possession of dogs in still-hunt area ---	150.00
18. Taking or attempting to take short-horned buck -----	500.00
19. Taking or attempting to take doe -----	500.00
20. Taking ducks without duck stamp, per- mit or license (plus \$15.00 duck) -----	50.00
21. Illegal taking or possession of deer or wild turkey -----	500.00
22. Taking or attempting to take game in management area w/o permit -----	50.00
23. Taking game on or over bait -----	250.00
24. Taking squirrel in closed season -----	25.00/squirrel
25. Taking or attempting to take migratory birds over bait -----	250.00
26. Taking bear in closed season -----	500.00
27. Over bag limit (plus \$10.00/bird or small game) -----	50.00
28. Running wildlife with dogs during Spring Gobbler season -----	250.00
29. Free running dogs molesting deer in closed season -----	250.00
30. Unlawful killing of fox -----	250.00
31. Commercial taking of turtle -----	250.00
32. Illegal hunting with gun and light/ wildlife -----	500.00
deer -----	500.00
33. Running or ralling ducks -----	50.00
34. Illegal entry or exit from management area -----	50.00
35. No Quota Permit -----	25.00

IV. OTHER

1. Unlawful sale, possession or trans- portation of alligators or alligator skins (plus \$100.00 per skin) -----	500.00
2. Poaching Alligator -----	750.00
3. Advertising crocodilia as alligator ----	150.00
4. Florida litter law (under 5 pounds-Civil) (over 5 pounds-M-2)---	25.00
5. Unlawful burning -----	150.00
	25.00

FELONY BOND SCHEDULE

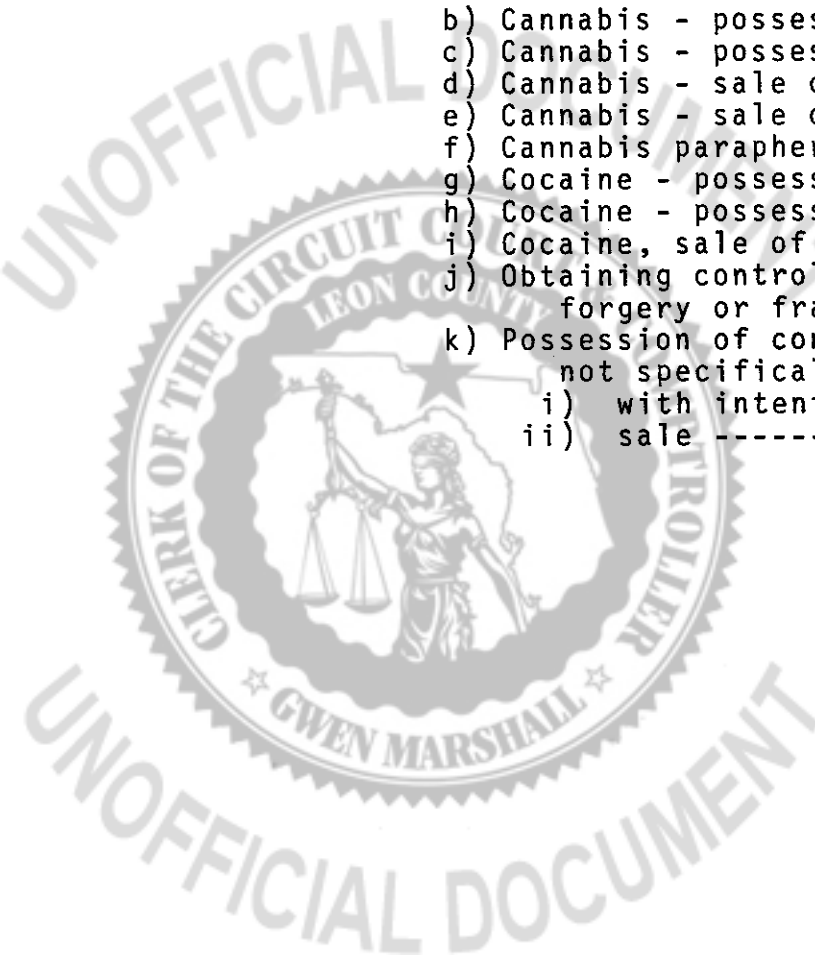
I. NO BOND OFFENSES AND MANDATORY FIRST APPEARANCE

NO BOND is to be allowed except by Circuit Court order on the following charges as these offenses are not bondable as of right unless after an adversary detailed evidentiary hearing the Circuit Court finds the proof of guilt is not evident nor is the presumption of guilt great:

- A. Burglary if a firearm is possessed or stolen by the defendant or if any person is assaulted or injured by the defendant (LIFE)
- B. Escape from a prison or jail facility
- C. Kidnapping (LIFE)
- D. Murder (1st degree - capital or 2nd degree - LIFE)
- E. Armed Robbery (LIFE)
- F. Sexual Battery
 - a) victim under 11 years (CAPITAL)
 - b) deadly weapon used or threatened (LIFE)

II. FELONY

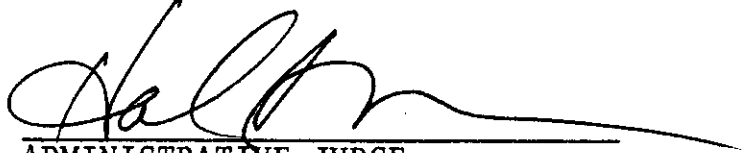
1) Arson (less than 1st degree) -----	\$ 3,500
2) Criminal Mischief (over \$1,000 malicious destruction of property) -----	1,000
3) Heroin (possession or sale) -----	50,000
4) L.S.D. (Possession or sale) -----	50,000
5) Burglary (no firearm or assault)	
a) of a dwelling house or apartment -----	2,500
b) of a commercial building while business is closed or other structure -----	2,500
c) of a motor vehicle or other conveyance -----	1,000
6) Credit Card (fraudulent use over \$100) -----	1,000
7) Other Controlled Substances (893, Florida Statutes)	
a) Cannabis - possession of over 20 grams but less than 10 lbs. -----	1,500
b) Cannabis - possession of 10 lbs to 50 lbs ---	10,000
c) Cannabis - possession of 50 lbs or more -----	50,000
d) Cannabis - sale of less than 50 lbs -----	10,000
e) Cannabis - sale of more than 50 lbs -----	50,000
f) Cannabis paraphernalia -----	1,000
g) Cocaine - possession -----	5,000
h) Cocaine - possession with intent to sell ----	20,000
i) Cocaine, sale of -----	35,000
j) Obtaining controlled substance by forgery or fraud -----	1,500
k) Possession of controlled substances not specifically enumerated -----	5,000
i) with intent to sell -----	20,000
ii) sale -----	35,000

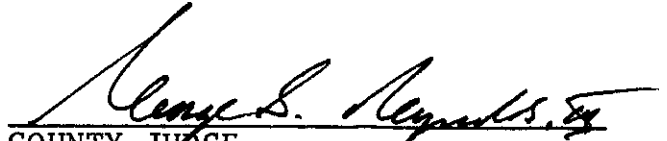



8)	Forgery and/or uttering		
	a) Forgery -----	\$	500
	b) Uttering -----		1,000
9)	Grand Theft -----		2,500
10)	PWBC felony -----		500
11)	Receiving, possession stolen property -----		1,500
12)	Public Assistance Fraud -----		500




DONE AND ORDERED in Chambers, Tallahassee, Leon County,
Florida, this 27 day of July, 1985.


ADMINISTRATIVE JUDGE


COUNTY JUDGE


COUNTY JUDGE

Approved by:


CHIEF JUDGE

Copies furnished to:

- Leon County Sheriff's Department
- Tallahassee Police Department
- Florida Highway Patrol
- Leon County Jail
- State Attorney's Office
- Public Defender's Office
- Florida State University Security
- Florida A & M Security
- Game and Fresh Water Fish Commission
- Tallahassee Bar
- Circuit Judges
- County Judges
- Court Administrator
- Clerk of the Court

