

**IN THE SECOND JUDICIAL
CIRCUIT OF FLORIDA**

OFFICE OF THE CHIEF JUDGE

ADMINISTRATIVE ORDER 2017-12

IN RE: ADMINISTRATIVE CHILD SUPPORT CASES

WHEREAS, Section 409.2563(8), Florida Statutes, requires the Department of Revenue (“DOR”) to file with the Clerk of the Court a certified copy of an administrative support order rendered by the Division of Administrative Hearings pursuant to Section 409.2563, Florida Statutes.

WHEREAS, the statute further gives the Clerk of Court the authority to initiate a judgment upon delinquency by the obligor. Section 409.2563(10), Florida Statutes, sets forth the authority of the circuit court to review, enforce, or enter an order superseding an administrative support order entered by an administrative law judge of the Division of Administrative Hearings. Section 409.2563(10)(a), Florida Statutes, provides that an obligor or DOR has the right to seek judicial review of an administrative support order or a final order denying an administrative support order.

WHEREAS, uniform practices are necessary for the administration of the alternate procedures set forth under Section 409.2563, Florida Statutes, which are filed in the Second Judicial Circuit.

WHEREAS, there is currently not an established form or procedure for the circuit court to supersede an administrative support order entered by an administrative law judge of the Division of Administrative Hearings.

NOW, THEREFORE, pursuant to the authority conferred by Rule 2.215, Florida Rules of Judicial Administration, it is **ORDERED** as follows:

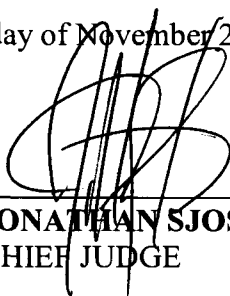
1. Administrative support orders filed with the Clerk of Court by DOR pursuant to Section 409.2563(8), Florida Statutes, on or after December 1, 2017, shall be designated by the Clerk of Court as an “AS or ADSU” court type, hereinafter referred to as “AS” court type.
2. Any notice of delinquency, notice of intent to suspend a driver’s license or motor vehicle registration in accordance with Section 61.13016, Florida Statutes, or a notice of intent to suspend a professional license or certification in accordance with Section, 61.13015, Florida Statutes, may be filed and docketed in the “AS” case. Therefore, no filing fee is assessed as this is not a circuit court action and does not require action by the circuit court.



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3. Any and all pleadings filed in an existing "DR" administrative support case (created prior to December 1, 2017) will be progressed in the existing "DR" case type as a circuit court case and will not be designated as an "AS" case. If there are multiple "DR" cases, the latter case will be consolidated into the earliest case, so long as that case was not previously dismissed.
4. On or after December 1, 2017, the Clerk of Court is directed to accept and/or create a new "DR" case number when a petition or pleading has been filed in an administrative child support case seeking affirmative relief from the circuit court to supersede or modify the administrative support order.
5. When a new "DR" case type is created, the Clerk of Court is directed to docket the Final Administrative Child Support Order from the administrative child support case into the new "DR" circuit court case as the initial docket entry.
6. A filing fee will be assessed when affirmative relief is sought from the circuit court.

DONE AND ORDERED this 15th day of November 2017.



JONATHAN SJOSTROM
CHIEF JUDGE

Copies furnished to:
All Circuit and County Judges, Second Judicial Circuit
All Clerks of the Courts, Second Judicial Circuit
Court Administration

