



HB 0961

2003

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

A bill to be entitled  
 An act relating to juvenile drug courts; amending s.  
 938.19, F.S.; providing for the creation of county  
 juvenile drug courts; providing for assessments for court  
 costs by circuit and county courts to be used for the  
 operation, administration, and programming of teen and  
 juvenile drug courts and providing for distribution of  
 such assessments; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 938.19, Florida Statutes, is amended  
 to read:

938.19 Teen courts; juvenile drug courts; operation, ~~and~~  
 administration, and programming.--A teen court or a juvenile  
drug court, or both, may be created at the discretion of the  
county. Teen courts and juvenile drug courts created pursuant  
to this section are court diversion programs for the purpose of  
ss. 943.0582 and 985.21. Notwithstanding s. 318.121, in each  
 county in which a teen court or a juvenile drug court has been  
 created, a county may adopt a mandatory cost to be assessed in  
 specific cases as provided for in subsection(1) by  
 incorporating by reference the provisions of this section in a  
 county ordinance. Assessments collected by the clerk of the  
 circuit court pursuant to this section shall be deposited into  
 an account specifically for the operation, ~~and~~ administration,  
and programming of the teen court or juvenile drug court:

(1) A sum of \$3, which shall be assessed as a court cost  
 by both the circuit court and the county court in the county



HB 0961

2003

30 against every person who pleads guilty or nolo contendere to,  
31 or is convicted of, regardless of adjudication, a violation of  
32 a state criminal statute or a municipal ordinance or county  
33 ordinance or who pays a fine or civil penalty for any violation  
34 of chapter 316. Any person whose adjudication is withheld  
35 pursuant to the provisions of s. 318.14(9) or (10) shall also  
36 be assessed such cost. The \$3 assessment for court costs shall  
37 be assessed in addition to any fine, civil penalty, or other  
38 court cost and shall not be deducted from the proceeds of that  
39 portion of any fine or civil penalty which is received by a  
40 municipality in the county or by the county in accordance with  
41 ss. 316.660 and 318.21. The \$3 assessment shall specifically be  
42 added to any civil penalty paid for a violation of chapter 316,  
43 whether such penalty is paid by mail, paid in person without  
44 request for a hearing, or paid after hearing and determination  
45 by the court. However, the \$3 assessment shall not be made  
46 against a person for a violation of any state statutes, county  
47 ordinance, or municipal ordinance relating to the parking of  
48 vehicles, with the exception of a violation of the handicapped  
49 parking laws. The clerk of the circuit court shall collect the  
50 respective \$3 assessments for court costs established in this  
51 subsection and shall remit the same to the teen court or  
52 juvenile drug court monthly, less 5 percent, which is to be  
53 retained as fee income of the office of the clerk of the  
54 circuit court. If the county operates both a teen court and a  
55 juvenile drug court, the chief judge of the circuit shall  
56 specify to the clerk of the circuit court the amount to be  
57 remitted to each program.



HB 0961

2003

58           (2) Such other moneys as become available for  
59           establishing and operating teen courts or juvenile drug courts  
60           under the provisions of Florida law.

61           Section 2. This act shall take effect October 1, 2003.