

**IN THE COURTS OF THE FIRST JUDICIAL CIRCUIT
STATE OF FLORIDA**

ADMINISTRATIVE ORDER 2021-24

IN RE: CIRCUIT ONE FIRST STEP, INC.

WHEREAS, pursuant to Article V, section 2(d) of the Florida Constitution, and section 43.26, Florida Statutes, the chief judge of each judicial circuit is charged with the authority and the power to do everything necessary to promote the prompt and efficient administration of justice; and

WHEREAS, pursuant to the chief judge's constitutional and statutory responsibility to create and maintain an organization capable of effecting the efficient, prompt, and proper administration of justice for the citizens of this State, the chief judge is required to exercise discretion, *see* Fla. R. Jud. Admin. 2.215(b)(2), (b)(3); and

WHEREAS, Circuit One First Step, Inc., a non-profit corporation, has been created and established in the First Judicial Circuit to assist in the rehabilitation of persons placed on supervised probation and community control within the jurisdiction of the First Judicial Circuit; and

WHEREAS, Circuit One First Step, Inc., will provide services to offenders serving a period of probation or community control in the jurisdiction of the First Judicial Circuit and may provide such services to offenders recently released from the custody of the Department of Corrections who are not on probation; and

WHEREAS, section 948.039, Florida Statutes, mandates that trial courts impose special conditions of supervision by oral pronouncement and written order, and section 948.039(2), Florida Statutes, provides that the court may impose a special condition of probation or community control directing that an offender or probationer “[p]ay not more than \$1 per month during the term of probation or community control to a nonprofit organization established for the sole purpose of supplementing the rehabilitative efforts of the Department of Corrections;”

NOW, THEREFORE, pursuant to the authority conferred by Article V, section 2(d) of the Florida Constitution and section 43.26, Florida Statutes, it is **ORDERED** as follows:

1. Effective September 1, 2021, each defendant within the First Judicial Circuit sentenced to a term of probation or community control under the supervision of the Department of Corrections shall be ordered by the presiding judge to pay a related cost of \$1.00 for each month of the term of supervision, unless the presiding judge makes a written finding of fact as to why such a condition of supervision would not be in the best interest of justice. The presiding judge shall announce the imposition of this cost at sentencing and include the term in the written sentencing order.
2. The initial amount due (the first \$36.00 (or less, as applicable)) shall be paid within the first one-hundred eighty (180) days after the beginning of the probationary sentence. Further payments, if any, shall be paid in accordance with a schedule to be established by the probation officer. Failure to pay the amount due shall not result in a violation of probation.
3. Payments collected under this order shall be used by Circuit One First Step, Inc. for the benefit of offenders under the supervision of the Department of Corrections or those offenders who

have recently been released from the custody of the Department of Corrections who are not on probation, in accordance with the by-laws of Circuit One First Step, Inc.

4. No payments collected pursuant to this Order may be applied to costs of supervision, court costs, fines, or any other court-ordered payments.

DONE AND ORDERED this 16th day of August, 2021.

/s/ JOHN L. MILLER
JOHN L. MILLER
CHIEF JUDGE

Copies furnished to:

All Judges, First Judicial Circuit

All Clerks, First Judicial Circuit

Ginger Bowden Madden, State Attorney, First Judicial Circuit

Bruce Miller, Public Defender, First Judicial Circuit

Robin Wright, Trial Court Administrator

Julie Gaither, Circuit Administrator, Probation & Parole, FDOC

Justice Administrative Commission

Candice Brower, Office of Criminal Conflict Counsel

Kasey Watson, Public Information Officer, First Judicial Circuit

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