

**IN THE COURTS OF THE FIRST JUDICIAL CIRCUIT
IN AND FOR WALTON COUNTY, FLORIDA**

ADMINISTRATIVE DIRECTIVE WCAD 2006-01

IN RE: PAYMENT PRIORITY FOR RESTITUTION, COSTS, FEES AND FINES; VIOLATIONS SOLELY FOR NON-PAYMENT OF FINANCIAL OBLIGATIONS IN CRIMINAL CASES; AND USE OF TECHNICAL VIOLATION LETTERS

WHEREAS, defendants are ordered in felony criminal cases to pay restitution, court costs, fines and fees, it is desirable that a uniform payment priority be imposed; and when the Court is to be informed of violations of community supervision solely for non-payment of financial obligations; and the use of the Department of Corrections Technical Violation Letter.

NOW, THEREFORE, BE IT RESOLVED that in all circuit criminal felony cases in Walton County, Florida, where the defendant is placed on community supervision, a uniform payment priority is established for outlining the specific order of payment for financial obligations imposed during sentencing. The order of payment shall be as follows: (1) restitution to the victims shall be paid prior to any other obligation in accordance with Florida Statute, (2) any transportation costs incurred by the law enforcement agency from transporting the defendant for appearance before the court, (3) court costs, (4) court imposed fines and fees, and (5) all fees assessed by the Department of Corrections to include: cost of supervision, drug fee, and trust fund fees associated with training and equipment.

FURTHER, when the Department of Corrections submits an Affidavit of Violation of community supervision (VOP and/or VOCC), and it is solely for non-payment of financial obligations, this sole reason for violation shall be noted in **bold and distinct lettering** on the affidavit so that the reviewing judge is aware of the reason for such violation when considering the amount of bond to set.

FURTHER, when said defendant violates his/her community supervision and it is determined by the supervising officer not to be a willful or wanton violation, the Court authorizes the use of the Department of Corrections Technical Violation Letter to notify this court and to seek the desires of said court in remedy of said technical violation.

DONE AND ORDERED in DeFuniak Springs, Walton, Florida, this 28th day of June, 2006.

Signed by: Kelvin Wells, Administrative Judge