

IN THE CIRCUIT COURT OF THE  
EIGHTEENTH JUDICIAL CIRCUIT  
IN AND FOR SEMINOLE COUNTY,  
FLORIDA

**ADMINISTRATIVE ORDER NO.**

**18-06-S**  
**SUPERSEDES 01-19-S**

**IN RE: DRUG COURT – FELONY SUBSTANCE ABUSE PRE-TRIAL INTERVENTION**

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WHEREAS, the Florida Legislature has enacted Section 948.08(6)(a), Florida Statutes (1993), enabling the Chief Judge of the Eighteenth Judicial Circuit of Florida to approve a Pre-Trial Substance Abuse Education and Intervention Program; and

WHEREAS the proper implementation of a Pre-trial Substance Abuse Education and Intervention Program as authorized by Section 948.08(6)(a), Florida Statutes, would provide a valuable alternative to prosecution in appropriate drug cases; and

WHEREAS, a defendant's successful completion of a treatment program will result in the case being dismissed.

WHEREAS, when criminal charges are dismissed upon a defendant's successful completion of the Drug Court Program, court costs should not be imposed against the defendant.

WHEREAS, court costs should therefore be suspended while defendants are participating in the Drug Court Program during any period of probation and, upon successful completion of the program, such costs should be waived completely.

WHEREAS the Circuit Court of the Eighteenth Judicial Circuit In and For Seminole County wishes to establish a Drug Court Docket within the criminal division and designate a separate docket for cases assigned to "Drug Court":

NOW, THEREFORE, It is hereby ordered and adjudged:

1. That there is hereby established a Pre-Trial Substance Abuse Education and Intervention Program pursuant to Section 948.08(6)(a), Florida Statutes, supervised by the Seminole County Drug Court Team which will be known as "Drug Court";
2. That there shall be created a separate circuit criminal docket which shall be known as "Drug Court".

3. That the State Attorney shall notify the court in writing if it is requesting a preadmission hearing;
4. That the Department of Corrections shall notify the court, the State Attorney and defense counsel of any violation of the court order placing the defendant in the Program. This notification shall contain a recommendation whether the court should remove the defendant from the Program.
5. That any defendant that enters the Drug court Program pursuant to 948.08(6)(a), Florida Statutes, shall be transferred from the division s/he was originally assigned and placed on the "Drug Court" Docket.
6. That any defendant referred to the Track One "Tier One" of Seminole County Drug Court who elects not to participate or who is rejected by the Program or who is otherwise removed from the Program prior to entry of a plea of guilty or nolo contendere shall be transferred to the originally assigned criminal division for further proceedings.
7. That a Defendant referred to Track Two of Seminole County Drug Court, who elects not to participate or who is rejected by the Program or who is otherwise removed from the Program subsequent to his/her previously entered plea, shall be sentenced by the Adult Drug Court Judge upon termination from the program. However, should the Defendant be entitled to withdraw his plea, the Defendant shall be transferred to the originally assigned criminal division for further proceedings.
8. That should the Defendant be sentenced to a term of probation by the Adult Drug Court Judge and subsequently violate said probation, his/her violation shall be transferred to the originally assigned criminal division of the originating charge for further proceedings.
9. That any Seminole County Drug Court Team Member or the Department of Corrections shall immediately advise the court if, for any reason, either entity becomes unable to provide the services contemplated by this administrative order.
10. That any person admitted into the Pre-Trial Substance Abuse Education and Intervention Program may be admitted, as an outpatient or an inpatient client to approved Drug Court Program treatment providers:

DONE AND ORDERED this 8th day of February, 2018.

JOHN M. HARRIS  
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CHIEF JUDGE

Distribution:

All Circuit and County Judges (Seminole County)  
Court Administration (Seminole & Brevard Counties)  
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