

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT
IN AND FOR LAKE COUNTY, FLORIDA

ADMINISTRATIVE ORDER L-2024-18

RE: CONDITIONS OF RELEASE FOR ALL JUVENILES RELEASED WITH PENDING CASES AND THE SCHEDULING OF NECESSARY DATES

WHEREAS, Article V, section 2(d) of the Florida Constitution and section 43.26, Florida Statutes, charges the chief judge with the authority to promote the prompt and efficient administration of justice in the courts over which he or she is chief judge; and,

WHEREAS, the Florida Supreme Court, pursuant to Rule 2.215(5) of the Florida Rules of General Practice and Judicial Administration permits the Chief Judge to designate a judge any court or court division as an administrative judge; and,

WHEREAS, the undersigned, the Honorable James R. Baxley, has been designated as administrative judge for Lake County, pursuant to Florida Rule of General Practice and Judicial Administration 2.215(b)(5); and

WHEREAS, section 985.115, Florida Statutes, provides that a person taking a child into custody shall attempt to release the child as soon as is reasonably possible subject to the requirements of court orders and sections 985.255 and 985.26, Florida Statutes; and,

WHEREAS, section 982.25, Florida Statutes provides that The Florida Department of Juvenile Justice shall determine whether detention care is appropriate, and section 985.14, Florida Statutes, requires the Department of Juvenile Justice to conduct an intake of those children not immediately referred to a diversionary program, referred for community arbitration, or referred to some other program or agency for the purpose of nonofficial or non-judicial handling, that assesses recommendations focused on the needs and/or risks of the child;

WHEREAS, it is deemed necessary to establish a fair and efficient administration of cases involving children who have been released in Lake County, Florida;

IT IS THEREFORE ORDERED as follows.

1. As a condition of release, a child subject to release pursuant to section 985.14, Florida Statutes, must attend an intake appointment with their assigned juvenile probation officer pursuant to section 985.14, Florida Statutes. Law enforcement must provide the date and time for the appointment at the time of release, pursuant to the date provided by the Florida Department of Juvenile Justice. The child is reminded that appearance at the intake appointment is required, but the child has the right to remain silent as it relates to any discussion surrounding the allegations involved in the case or other conduct that may be considered criminal in nature.

2. The child subject to release must be provided an arraignment date pursuant to the arraignment memorandum issued by the assigned judge. The arraignment memorandum can be obtained directly from the assigned judge, the Office

of the State Attorney, or the Department of Juvenile Justice. Arraignments are held in person at the Lake County Judicial Center, 550 W. Main Street, Tavares, Florida 32778. Arraignment is a mandatory in-person court appearance unless addressed by your attorney.

3. The child subject to release must notify the Court of any changes to the address at which the child or the parent(s), guardian(s), or custodian(s) can be contacted with future court dates and documents relating to their proceeding.


4. Failure to comply with the requirements contained within this order, may result in the Court holding the child in contempt of court which can result in consequences such as being held within secure detention until completion of this case.

5. The law enforcement officer who is releasing the child must either (1) complete the attached Notice of Advising Child and Guardian(s) of Release Conditions in Compliance with this administrative order or (2) document the same information on a substantially similar form. The releasing officer, the child, and the parent or guardian must sign the form. If a child, parent, or guardian refuses to sign the form, the child must be scheduled for the Court's next first appearance hearing time, and the child must be informed of the required appearance before the Court. The refusal to sign must then be memorialized on the form with the first appearance hearing time provided.

6. The law enforcement officer must provide a copy of the notice and send the original to Lake County Clerk of Court with the paperwork relating to the detention and release.

7. The Clerk of Court is directed to set the case for the arraignment date provided within the notice.

DONE AND ORDERED in chambers at Tavares, Lake County, Florida, this 8th day of May, 2024.



James R. Baxley
Administrative Judge
Lake County, Florida

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT
IN AND FOR LAKE COUNTY, FLORIDA

IN THE INTEREST OF:

CASE NO.: _____

_____,
A child.
_____ /

NOTICE OF ADVISING CHILD AND GUARDIAN(S) OF RELEASE CONDITIONS IN COMPLIANCE WITH ADMINISTRATIVE ORDER L-2024-18

PURSUANT TO LAKE COUNTY ADMINISTRATIVE ORDER L-2024-18, the undersigned is providing notice to the Court that the undersigned law enforcement officer has informed the above-styled child and the child's parent, guardian, or legal custodian of the following.

1. The Child has been provided an arraignment date of _____ at _____ AM | PM. This date is pursuant to the relevant memorandum of arraignment dates provided by the assigned juvenile delinquency judge. If said memorandum was unavailable, the arraignment date was obtained from the Office of the State Attorney or the Florida Department of Juvenile Justice. This arraignment will be held at the Lake County Judicial Center, 550 W. Main Street, Tavares, Florida 32778. This is a mandatory in-person appearance.

2. The Child has been scheduled for an intake with a juvenile probation officer with the Florida Department of Juvenile Justice as required by section 985.14, Florida Statutes, on _____ at _____ AM | PM.

3. The Child understands failure to comply with the provisions of the administrative order may result in the Court holding the child in contempt of court which can include consequences such as being held within secure detention until completion of this case.

4. If applicable, the child has refused to sign this form; thus, a first appearance was set in the case before the assigned judge on _____ at _____ AM | PM. The appropriate hearing location was provided to the child, parent, and/or guardian.

Signature of Law Enforcement Officer
Printed Name: _____
Date: _____

Signature of Child
Printed Name: _____
Date: _____

Signature of Parent or Guardian
Printed Name: _____
Date: _____