

IN THE CIRCUIT COURT OF THE
SEVENTEENTH JUDICIAL CIRCUIT IN
AND FOR BROWARD COUNTY, FLORIDA

ADMINISTRATIVE ORDER NO. II-95-I-1

IN RE:

AFFIDAVITS OF VIOLATION OF
DOMESTIC VIOLENCE INJUNCTIONS

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WHEREAS, Chapter 741.31 has been amended to include Sections (1), (2), and (3), and it being incumbent upon the Chief Judge of this Circuit to set out procedures by which the aforementioned provisions of Florida Statutes 741.31 shall be carried out; and

WHEREAS, the safety and protection of the citizens of the State of Florida is of paramount concern to this Court; and

WHEREAS, The Family Court Services Domestic Violence Intake Unit of the 17th Judicial Circuit (hereinafter Domestic Violence Intake Unit) has been designated by the Chief Judge of this Circuit as the Office of the Court responsible for assisting petitioners for Domestic Violence Injunctions and in accordance with the Amendments to Chapters 741.31 Florida Statute, the Domestic Violence Intake Unit is the appropriate office of the Court to assist Domestic Violence Injunction Petitioners with Affidavits of Violation of the Injunction; and

WHEREAS, the Clerk of Court 17th Judicial Circuit (hereinafter "Clerk") receives the Petitions for Domestic Violence Injunctions and creates and maintains an official file, maintains a case tracking information system, is responsible for forwarding injunctions to Broward Sheriff's Office and local law enforcement agencies is the proper entity in accordance with Section 741.31 (1) and (2), Florida Statutes to be responsible for the distribution of Affidavits of Violation to the local law enforcement agency when there is a crime alleged. The Clerk shall be responsible for forwarding copies of each Affidavit of Violation to the State Attorney and presiding Judge;

IT IS THEREUPON ORDERED AND ADJUDGED that:

1. The Domestic Violence Intake Unit shall develop procedures and forms necessary to implement Section 741.31 (1) Florida Statutes as amended, and shall provide any and all assistance necessary to Domestic Violence Injunction Petitioners in completing Affidavits of Violation of the Injunction.

2. The Clerk of Court shall develop procedures and forms necessary to implement Section 741.31 (2) Florida Statutes as amended, and shall comply with the requirements of Section 741.31 (2) Florida Statutes as amended within twenty-four (24) hours of receipt of the Affidavit of Violation. The Clerk of Court shall file a certification indicating the time and date of receipt of the Affidavit of Violation and the date that the Affidavit of Violation was distributed in accordance with Section 741.31 (2). The Clerk of Court shall distribute a copy of the affidavit of Violation to the local law enforcement agency where the Petitioner resides, when a crime is alleged. All Affidavits of Violations shall be sent to the States Attorney Office, and the Judge presiding.

DONE AND ORDERED in Chambers at Fort Lauderdale, Broward County on this the 6th day of July, 1995.

/s/DALE ROSS
DALE ROSS, Chief Judge