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

Administrative Order 2021-76-CO

REQUIRING THE FILING OF EVIDENCE IN CIVIL TRAFFIC FATALITY INFRACTIONS AND CERTAIN CIVIL TRAFFIC INFRACTION PROCEEDINGS

(a) 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.

(b) The following guidelines requiring evidence in certain civil traffic infraction proceedings to be filed and submitted to the court prior to trial are necessary to avoid delays in proceedings, and to help facilitate the swift disposition of such cases.

(c) In accordance with the authority vested in the Chief Judge by Article V, section 2(d) of the Florida Constitution, section 43.26, Florida Statutes, and Florida Rule of General Practice and Judicial Administration 2.215, it is hereby **ORDERED:**

(1) At the time of filing with the Clerk of Court any civil traffic citation that is unrelated to a red light camera infraction, including a civil traffic infraction which results in a fatality, the filing party shall also file all evidence supporting such citation.

(2) With regard to civil traffic infraction cases which result in a fatality, at the time of filing with the Clerk of Court, the law enforcement officer and/or agency who issues a citation shall provide a witness list (including the medical examiner and the next of kin) to the Clerk of Court. If the case does not resolve at arraignment or before the final hearing, the Clerk of Court shall issue subpoenas to all witnesses and next of kin for the final hearing.

(3) If an interpreter is needed by any party or witness, it shall be the respective party's responsibility to bring to court an interpreter who is certified, language skilled, provisionally approved, or who is registered with the Office of the State Courts Administrator, as required by Florida Rule of General Practice

and Judicial Administration 2.565. Persons unable to obtain an interpreter who meet the above criteria must comply with the requirements of Rule 2.565 prior to retaining an interpreter who is not certified, language skilled, provisionally approved, or otherwise registered with the Office of the State Courts Administrator.

(4) Failure to comply with this Administrative Order may result in a dismissal of the citation. Determinations relating to non-compliance are vested with the discretion of the presiding judge or hearing officer.

This Administrative Order vacates and supersedes Administrative Order 2020-76-CO.

DONE AND ORDERED in Chambers, Fort Lauderdale, Florida, this 28th day of December, 2021.

/s/ Jack Tuter
Jack Tuter, Chief Judge