

THE EIGHTH JUDICIAL CIRCUIT OF FLORIDA
ADMINISTRATIVE ORDER NO. 8.10

RESCINDING AO 8.07, AFFIDAVIT OF DEFENSE BOND

WHEREAS, Rule 6.340(a), Florida Rules of Traffic Court, provides that a defendant who has elected a trial or hearing to determine whether a traffic infraction was committed may, in lieu of a personal appearance, file an affidavit of defense or admission; and

WHEREAS, Rule 6.340(b), Florida Rules of Traffic Court, provides that the trial court may require a bond to be posted before the court will accept an affidavit in lieu of appearance; and


WHEREAS, Eighth Circuit Administrative Order 8.07, provides that a defendant in a civil traffic infraction case who elects to file an affidavit in lieu of appearance, must post a bond in the amount of the civil penalty for the infraction charged; and

WHEREAS, the Court has determined that the bond requirement imposed by AO 8.07 has resulted in few defendants taking advantage of the opportunity afforded by Rule 6.340(a), and that rescinding the bond requirement will encourage defendants whose circumstances are appropriate to exercise their option to file an affidavit in lieu of appearance;

IT IS THEREFORE ORDERED:

1. Administrative Order 8.07 is rescinded effective immediately.

ORDERED ON this 9th day of July, 2021.



Mark W. Moseley, Chief Judge