

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

ADMINISTRATIVE ORDER NO. 4.912

IN RE: CREATION OF DIVISION “BUI”

Pursuant to section 327.35215, Florida Statutes, a person arrested for Boating Under the Influence (“BUI”), who refuses to submit to a blood test, breath test, or urine test and is advised of the penalties for refusal, may request a hearing before a county court judge. In the interest of judicial economy and to increase efficiency, a division for handling these administrative actions is created and will be titled Division BUI.

NOW, THEREFORE, pursuant to the authority conferred by Florida Rule of Judicial Administration 2.215, **effective November 1, 2025**, it is **ORDERED AND ADJUDGED** as follows:

A. PROCEDURES

1. When a BUI charge under any subsection of 327.35, Florida Statutes, is filed in county or circuit court, if the case involves a refusal, the Clerk shall open a case in Division “BUI” using 327.35215(1), Florida Statutes. The Clerk shall transfer any citation citing 327.35215(1), Florida Statutes to the BUI Division, and the Clerk shall link the misdemeanor case and the administrative BUI refusal in Showcase. The Clerk shall label these actions with an “IN” court type and “BUI refusal” case type.
2. A person who has been advised by law enforcement of the penalties for failing to submit to a blood test, breath test, or urine test pursuant to section 327.352, Florida Statutes, may, within thirty (30) days of being advised, request a hearing before the county court judge in Division BUI and the Clerk shall utilize docket code “RHBR” when docketing the citation. The Court Analyst will generate a weekly report to identify outstanding cases for Division BUI.
3. A request for hearing tolls the period for payment of the \$500 civil penalty. If the county court judge presiding over the hearing sustains the civil penalty, the civil penalty must be paid within thirty (30) days after final disposition.
4. If a hearing is not requested the Clerk shall, upon the expiration of the thirty (30) day period, automatically notify the Department of Highway Safety and Motor Vehicles (“DHSMV”) of the refusal.

5. The Clerk shall notify the DHSMV of the final disposition of all actions filed under section 327.35215(3) in which payment of the penalty is required.

DONE and SIGNED in Chambers at West Palm Beach, Palm Beach County, Florida, this 22nd day of October, 2025.



Glenn D. Kelley
Chief Judge