

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

ADMINISTRATIVE ORDER NO. 4.202-5/2021\*

IN RE: SCHEDULE OF BONDS AND PROCEDURES  
RELATING TO PRE-FIRST APPEARANCE RELEASE

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The Fifteenth Judicial Circuit has established a system for the release of persons accused of crimes on bond prior to the first appearance hearing. It is necessary to establish a uniform schedule to designate those offenses eligible for bond release prior to first appearance and the amount of such bond,

**NOW, THEREFORE**, pursuant to the authority conferred by Florida Rule of Judicial Administration 2.215, it is **ORDERED** as follows:

**I. CRIMES NOT ELIGIBLE FOR BOND PRIOR TO FIRST APPEARANCE**

The following offenses are crimes of violence and persons charged with these offenses shall not be eligible for release on bond prior to a first appearance hearing, unless otherwise specified on an active warrant. In the event the specific statutory subsection governing the charged offense is not identified in the Statute column, below, all subsections within the identified statute apply.

<b><u>STATUTE</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>DEGREE</u></b>
806.01(1)	Arson, 1st Degree	F1
806.031(2)	Arson/Great Bodily Harm	F2
784.021	Assault/Aggravated	F3
784.021	Assault/Aggravated Law Enforcement Officer	F2
784.08(2)(c)	Assault/Aggravated/on Person 65 or Older	F2
784.021(1)(a)	Assault/Aggravated/With Deadly Weapon	F3
784.041	Battery/Felony Battery	F3

784.045	Battery/Aggravated	F2
784.045(1)(a)	Battery/Aggravated/Great Bodily Harm	F2
784.045(1)(a)	Battery/Aggravated/Great Bodily Harm/F/Arm	F1
784.045	Battery/Aggravated/Law Enforcement Officer	F1
784.045(1)(b)	Battery/Aggravated/of a Pregnant Victim	F2
784.045(1)(a)	Battery/Aggravated/With a Firearm	F2
784.08(2)(c)	Battery on a Person 65 or Older	F3
790.161(3)	Bomb, Destructive Device/Cause Bodily Harm	F1
790.161(4)	Bomb, Destructive Device/Causing Death	FC
810.02(2)(b)	Burglary/Armed	F1- PBL
810.02(3)	Burglary/Occupied	F2
810.02(3)(b)	Burglary/Occupied Structure, Conveyance With Mask	F1
<b>810.02(4)(b)</b>	<b>Burglary During a Riot or Aggravated Riot</b>	<b>F2</b>
810.02(3)	Burglary/Unoccupied Dwelling	F2
810.02(2)(a)	Burglary/With Assault or Battery	F1-PBL
810.02(2)(a)	Burglary/With Assault or Battery/Armed	F1-PBL
827.03(2)(a)	Child Abuse/Aggravated	F1
847.0135	Computer Pornography/Prohibited Comp Use /Travel to Meet Minor	F3-F2
784.046(13)	Dating Violence <sup>1</sup>	Varies

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<sup>1</sup> “‘Dating Violence’ means violence between individuals who have or have had a continuing and significant relationship of a romantic or intimate nature. The existence of such a relationship shall be determined based on the consideration of the following factors: (1) A dating relationship must have existed within the past 6 months; (2) the nature of the relationship must have been characterized by the expectation of affection or sexual involvement between

790.19	Deadly Missile/Shoot, Throw	F2
741.28(1)	Domestic Violence**2	Varies
741.31	Domestic Violence, Violation of Injunction	M1
893.135	Drug Trafficking, in general	F1
316.193(3)(c)(3)	DUI Manslaughter	F2
316.193(3)(c)(2)	DUI Serious Bodily Injury	F3
825.102(1)	Elderly, Disabled Adult/Abuse/ Great Bodily Harm	F3
825.102(2)	Elderly, Disabled Adult/Aggravated Abuse/ Great Bodily Harm	F1
944.40	Escape	F2
787.02(3)	False Imprisonment of Child Under Age 13	F1-PBL
790.15(2)	Firearm/Discharge From a Vehicle	F2
790.23	Firearm/Possession by Felon	F2
790.115(2)(c)	Firearm/School Property/Possession	F3
790.115(2)(d)	Firearm/School Property/Discharge	F2
790.07(2)	Firearm/Use, Display While Committing a Felony	F2

the parties; and (3) the frequency and type of interaction between the persons involved in the relationship must have included that the persons have been involved over time and on a continuous basis during the course of the relationship. The term does not include violence in a casual acquaintanceship or violence between individuals who only have engaged in ordinary fraternization in a business or social context.” § 784.046(1)(d), Fla. Stat. (2018).

2 \*\*741.28 Domestic violence; definitions [in part].

- (1) "Domestic Violence" means any assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, or any criminal offense resulting in physical injury or death of one family or household member by another who is or was residing in the same single dwelling unit.
- (2) "Family or household member" means spouses, former spouses, persons related by blood or marriage, persons who are presently residing together as if a family or who have resided together in the past as if a family, and persons who have a child in common regardless of whether they have been married or have resided together at any time.

787.01(2)	Kidnapping	F1-PBL
782.09	Killing of Unborn Child by Injury to Mother	F3-FC
782.11	Killing/Unnecessary, to Prevent Unlawful Act	F2
316.027(2)(b)	Leave Scene of Accident/Death	F2
800.04	Lewd and Lascivious Assault on Child	F2
322.34(6)	License Cancel/Sus/Revoked/No Driver's License Causing Death or Serious Bodily Injury	F3
870.03	Looting	F3
782.07	Manslaughter	F2
782.07	Manslaughter/With a Deadly Weapon	F1
<b>784.0495(1)</b>	<b>Mob Intimidation</b>	<b>M1</b>
782.04(1)	Murder, 1st Degree	FC
782.04(1)	Murder, 1st Degree/Attempt	F1
782.04(1)	Murder, 1st Degree/Conspire	F1
782.04(1)	Murder, 1st Degree/Law Enforcement Officer	FC
782.04(2)	Murder, 2nd Degree	F1-PBL
782.04(2)	Murder, 2nd Degree/Attempt	F2
782.04(3)	Murder, 2nd Degree/Felony	F1-PBL
782.04(2)	Murder, 2nd Degree/Law Enforcement Officer	LIFE
782.04(2)	Murder, 2nd Degree/With a Deadly Weapon/Att	F1
782.04(4)	Murder, 3rd Degree	F2
782.04(4)	Murder, 3rd Degree/Attempt	F3

782.04(4)	Murder, 3rd Degree/Law Enforcement Officer	LIFE
782.04(4)	Murder, 3rd Degree/With a Firearm	F1
847.011	Prohibition of Acts in Connection w/ Obscene/Lewd etc. materials when depicting minor or repeat offender	F3
914.23	Retaliate Against Witness/Bodily Injury	F2
<b>870.01(2)</b>	<b>Riot</b>	<b>F3</b>
<b>870.01(3)</b>	<b>Riot/Aggravated</b>	<b>F2</b>
<b>870.01(4)</b>	<b>Riot/Inciting</b>	<b>F3</b>
<b>870.01(5)</b>	<b>Riot/Inciting/Aggravated</b>	<b>F2</b>
812.13(2)(b)	Robbery/Armed	F1
812.13(2)(b)	Robbery/Armed/Attempt	F2
812.13(2)(b)	Robbery/Armed/Conspiracy	F2
812.13(2)(b)	Robbery/Armed/Principal	F1
812.133(2)(b)	Robbery/Carjacking	F1
812.133(2)(a)	Robbery/Carjacking/Armed	F1-PBL
812.133(2)(b)	Robbery/Carjacking/Attempt	F2
812.13(2)(a)	Robbery/Deadly Weapon, Firearm/Attempt	F2
812.135	Robbery/Home Invasion	F1
812.13(2)(a)	Robbery/Deadly Weapon, Firearm	F1-PBL
812.13(2)(c)	Robbery/Strong-arm/Masked	F1
812.13(2)(c)	Robbery/Strong-arm	F2
812.13(2)(c)	Robbery/Strong-arm/Attempt	F3

794.011(5)	Sexual Battery/By Physical Force	F2
794.011(5)	Sexual Battery/By Physical Force/Attempt	F3
794.011(5)	Sexual Battery/By Physical Force/Gang	F1
794.011(4)	Sexual Battery/By Threats	F1
794.023	Sexual Battery/Multiple Perpetrators Fel 2 Deg/Fel 1 Deg	F1-LIFE
794.011(2)	Sexual Battery/On a Minor/Attempt	F1
794.011(3)	Sexual Battery/With a Deadly Weapon/Attempt	F2
794.011(3)	Sexual Battery/With a Deadly Weapon/Force	LIFE
943.0435	Sexual Offender/Failure to Register/Notify	F3-F2
827.071	Sexual Performance by a Child	F3-F2
775.21(6)(j)	Sexual Predators Act/Fail to Notify/Residence	F2
790.221	Short-Barrel Shotgun, Rifle, Machine Gun/Possession	F2
784.048(2)	Stalking	M1
784.048(3)	Aggravated Stalking	F3
784.048(4)	Aggravated Stalking/Court Order	F3
914.22	Tampering with a Witness, Victim, or Informant	F3-LIFE
<b>812.014(2)(b)</b>	<b>Theft During a Riot or Aggravated Riot</b>	<b>F1</b>
<b>812.014(2)(c)</b>	<b>Theft During a Riot or Aggravated Riot</b>	<b>F2</b>
836.05	Threats/Extortion	F2
847.0138	Transmission of Material Harmful to Minors /Electronic Device/Equipment	F3

<b>870.02(1)</b>	<b>Unlawful Assembly</b>	<b>M2</b>
322.34(6)(b)	Vehicular Homicide/Driving While License Canceled, Suspended or Revoked Causing Death or Serious Bodily Injury	F3
782.071(1)(b)	Vehicular Homicide/Failure to Stop	F1
782.071(1)(a)	Vehicular Homicide/Operate in Reckless Manner	F2
782.072(2)	Vessel Homicide/Failure to Stop	F1
782.072(1)	Vessel Homicide/Operate in Reckless Manner	F2
741.29(6)	Violation of a condition of Pre-trial Release- Domestic Violence	M1
784.046(15)	Violation of a Condition of Pre-trial Release- Dating Violence	M1
790.07(1)	Weapon/Use, Display While Committing a Felony	F3
790.115(2)(d)	Weapon, Firearm/School Property/Discharge	F2
790.115(1)	Weapon, Firearm/School Property/Exhibit	F3
836.10(1)	Written Threats to Kill, Do Bodily Injury, or Conduct a Mass Shooting or an Act of Terrorism	F2

**II. BOND SCHEDULE FOR CRIMES NOT LISTED ABOVE**

Persons arrested for crimes other than those listed above shall be eligible for bond release prior to first appearance according to the following schedule and provisions:

**A. FELONIES:**

1. OFFENSES AND BOND AMOUNT:

**OFFENSE**

**BOND**

**FIRST-DEGREE FELONIES**

Palm Beach County Resident	\$15,000.00
Florida Resident, Not Palm Beach County	\$20,000.00
Out-of-State Resident	\$25,000.00

SECOND-DEGREE FELONIES

Palm Beach County Resident	\$ 5,000.00
Florida Resident, Not Palm Beach County	\$ 7,500.00
Out-of-State Resident	\$10,000.00

THIRD-DEGREE FELONIES

Palm Beach County Resident	\$ 3,000.00
Florida Resident, Not Palm Beach County	\$ 4,500.00
Out-of-State Resident	\$ 5,000.00

2. PROVISIONS RELATING TO FELONY BONDS

- a. The amount of bond is increased by \$10,000.00 in each category when the individual is arrested outside the State of Florida.
- b. If a person is currently on bond or on personal recognizance release for a felony, a first-degree misdemeanor or the crime of driving while impaired, the arrestee shall not be eligible for a bond under this schedule. Rather, the arrestee shall be held and brought before a judge at the next first appearance hearing. If a person is currently on bond for a second-degree misdemeanor, the bond specified in this order or in administrative order 10.001-1/95 shall be doubled. In the event the person is on a personal recognizance release, the bond shall be set at \$250.00 per charge.
- c. Effective October 1, 2006 a separate and specific bond shall be set for each charge or offense.
- d. A separate and specific bond shall be set for each charge or offense.

**B. MISDEMEANORS/TRAFFIC CRIMES/VIOLATIONS OF MUNICIPAL AND COUNTY ORDINANCES:**

1. OFFENSES AND BOND AMOUNT

LOITERING IN RELATION TO PROSTITUTION,  
PROSTITUTION, ATTEMPTING TO HIRE OR HIRING A  
PROSTITUTE OR ANY OTHER VIOLATION OF  
§796.07 FLA. STAT.



Palm Beach County Permanent Resident	\$ 250.00
Adjoining County Permanent Resident (Broward, Okeechobee, Hendry or Martin Counties)	\$ 250.00
Florida Resident, Not Palm Beach County or Adjoining County	\$ 500.00
Out-of-State Resident	\$ 500.00

REFUSAL TO SIGN NOTICE TO APPEAR, TRAFFIC CITATION

Palm Beach County Permanent Resident	O.R.
Adjoining County Permanent Resident (Broward, Okeechobee, Hendry or Martin Counties)	O.R.
Florida Resident, Not Palm Beach County or Adjoining County	O.R.
Out-of-State Resident	O.R.

HAS AN OUTSTANDING FTA ON A CRIMINAL CHARGE

Palm Beach County Permanent Resident	\$250.00
Adjoining County Permanent Resident (Broward, Okeechobee, Hendry or Martin Counties)	\$250.00
Florida Resident, Not Palm Beach County or Adjoining County	\$500.00
Out-of-State Resident	\$500.00

FIRST DEGREE MISDEMEANORS OTHER THAN THOSE LISTED ABOVE  
(OR EQUIVALENT ORDINANCE VIOLATION); DUI, UBA, OR OFFENSE  
CARRYING A MINIMUM MANDATORY JAIL SENTENCE

Palm Beach County Permanent Resident	O.R.
Adjoining County Permanent Resident (Broward, Okeechobee, Hendry or Martin Counties)	O.R.
Florida Resident, Not Palm Beach County or Adjoining County	O.R.
Out-of-State Resident	O.R.

SECOND DEGREE MISDEMEANORS OTHER THAN THOSE LISTED ABOVE  
(OR EQUIVALENT ORDINANCE VIOLATION); RECKLESS DRIVING

Palm Beach County Permanent Resident	O.R.
Adjoining County Permanent Resident (Broward, Okeechobee, Hendry or Martin Counties)	O.R.
Florida Resident, Not Palm Beach County or Adjoining County	O.R.
Out-of-State Resident	O.R.

TRAFFIC CRIME OF NO REGISTRATION

Palm Beach County Permanent Resident	O.R.
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Adjoining County Permanent Resident (Broward, Okeechobee, Hendry or Martin Counties)	O.R.
Florida Resident, Not Palm Beach County or Adjoining County	O.R.
Out-of-State Resident	O.R.

2. PROVISIONS RELATING TO BONDS FOR MISDEMEANORS, TRAFFIC CRIMES AND VIOLATIONS OF MUNICIPAL AND COUNTY ORDINANCES:

- a. The above bond schedule shall be utilized by the booking desk of the Palm Beach County Jail.
- b. A permanent resident of Palm Beach, Broward, Okeechobee, Hendry or Martin County is defined as a person who can provide proof of a current permanent address in one of these counties. A post office box alone will not suffice.
- c. In all cases where a defendant is arrested for misdemeanor assault or battery upon a spouse, ex-spouse, boyfriend, girlfriend, ex-boyfriend or ex-girlfriend, no bond shall be available prior to the first appearance hearing.
- d. Defendants with Existing Bonds: If a person is currently on bond or is on personal recognizance release for a felony, a first-degree misdemeanor, second-degree misdemeanor or the crime of driving while impaired, the arrestee shall not be eligible for a bond under this schedule. Rather, the arrestee shall be held and brought before a judge at the next first-appearance hearing as set forth above.
- e. Pursuant to Section 903.046 (d), Florida Statutes (2007), any defendant who failed to appear on the day of any required court proceeding in the case at issue and who was later arrested shall not be eligible for a recognizance bond or for any form of bond which does not require a monetary undertaking or commitment equal to or greater than \$2,000.00 or twice the value of the monetary commitment or undertaking of the original bond, whichever is greater. Notwithstanding anything in this paragraph, the court has discretion in determining conditions of release if the defendant proves circumstances beyond his or her control for the failure to appear.
- f. Effective October 1, 2006 a separate and specific bond shall be set for each charge or offense.

**III. FIRST APPEARANCE**

When an accused is brought to a first appearance hearing, all proceedings are governed by Crim. Rule 3.131 and the bonds for pre-first appearance release under this administrative order shall cease to be effective.

**DONE** and **SIGNED** in Chambers at West Palm Beach, Palm Beach County, Florida, this 1 day of May, 2021.

A handwritten signature in cursive script that reads "Krista Marx". The signature is written in black ink on a light-colored background. To the left of the signature is a faint circular seal, and to the right is a faint rectangular stamp. Below the signature is a horizontal line.

Krista Marx, Chief Judge

\*supersedes admin. order no. 4.202-3/20