

IN THE CIRCUIT COURT OF THE
EIGHTEENTH JUDICIAL CIRCUIT
IN AND FOR SEMINOLE COUNTY,
FLORIDA

ADMINISTRATIVE ORDER NO.:
00-17-S

IN RE: JUVENILE TOBACCO PRODUCTS VIOLATIONS BY MINORS

Pursuant to chapters 569 and 386, Florida Statutes, 1999, cases alleging civil violations against minors for illegal possession or use of tobacco products are to be charged by the citing authority or officer by the use of citation. Accordingly, the Court hereby adopts, effective July 1, 2000, the attached Tobacco Violation Citation as the only charging document to be used in Seminole County for prosecution of such cases.

The attached Citation shall be the one and only charging document to be used by all authorities authorized by law to enforce the provision of chapters 569 and 386, Florida Statutes. Those authorities include the Seminole County Sheriff's Office, the State of Florida Alcohol and Tobacco Division, the Altamonte Springs Police Department, the Casselberry Police Department, the Lake Mary Police Department, the Longwood Police Department, the Oviedo Police Department, the Sanford Police Department, the Winter Springs Police Department, employees of the Seminole County School Board and all other persons so authorized.

Effective July 1, 2000, the Clerk of the Court shall accept no other charging document in such cases from any enforcement authority or agency. Any charging document not in compliance with this Order which is submitted to the Clerk shall be returned by the Clerk to the submitting authority together with a copy of this Order.

DONE AND ORDERED this 29th day of JUNE, 2000.

J. PRESTON SILVERNAIL
J. PRESTON SILVERNAIL
CHIEF JUDGE

Distribution to:

All Circuit and County Judges (Seminole County)
Court Administration (Seminole & Brevard Counties)
Clerk of Court (Seminole County)
State Attorney (Seminole County)
Public Defender (Seminole County)
Sheriff (Seminole County)
Bar Association (Seminole County)
Law Library (Seminole County)
Seminole County Sheriff's Office
State of Florida Alcohol and Tobacco Division
Altamonte Springs Police Department
Casselberry Police Department
Lake Mary Police Department
Longwood Police Department
Oviedo Police Department
Sanford Police Department
Winter Springs Police Department
Seminole County School Board

TOBACCO VIOLATION CITATION

COUNTY OF		TV 000001			
CITY OF (IF APPLICABLE)					
DAY OF WEEK	MONTH	DAY	YEAR	<input type="checkbox"/> AM <input type="checkbox"/> PM	
OFFENSE DATE AND TIME					
NAME (PRINT) FIRST		MIDDLE	LAST		
STREET					
CITY			STATE	ZIP CODE	
TELEPHONE NUMBER	DATE OF BIRTH	MO	DAY	YR	RACE SEX POST
DRIVER LICENSE OR ID NUMBER	STATE	CLASS	YR LICENSE EXP		
EXACT LOCATION OF OFFENSE					Circle One On or Near
SCHOOL NAME, if Applicable					
FACTS PERTAINING TO OFFENSE					
PARENT NAME (if applicable)					
ADDRESS		CITY	STATE	ZIP CODE	

CHECK ONE OFFENSE FOR EACH CITATION

- Violation of F.S. 569.11(1), Making It Unlawful For Any Person Under Age 18 to Knowingly Possess Any Tobacco Product.
- Violation of F.S. 569.11(2), Making It Unlawful For Any Person Under Age 18 to Misrepresent Age or Military Service In Order to Acquire Any Tobacco Product.
- Violation of F.S. 386.212, Prohibiting Any Person Under 18 From Smoking On, In, or Near School Property.

IMPORTANT INSTRUCTIONS TO INDIVIDUAL CHARGED WITH A NON-CRIMINAL VIOLATION NOT REQUIRING A COURT APPEARANCE: You are charged with a NONCRIMINAL VIOLATION which requires that you select one of the following options with the Clerk of the Circuit Court in Seminole County WITHIN THIRTY (30) CALENDAR DAYS. If you fail to select an option within 30 days, the Court shall impose an appropriate penalty which may include directing the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend your drivers license or driving privilege, as provided in s. 322.056, F.S. and/or a monetary judgment against you.

OPTIONS:

1. If charged with violating F.S. 569.11(1), or 569.11(2), you may:
 - A. Contest the citation by appearing in person at one of the Clerk's Offices listed on the reverse side of this citation and request a hearing;
 - B. Pay a civil penalty in the amount of \$30.00 by mail or in person to the Clerk of Court and complete a school-approved anti-tobacco program; or
 - C. Complete 16 hours of community service and complete a school-approved anti-tobacco program by reporting to the Clerk's Office for instructions. The Clerk must receive payment of the civil penalty and proof of completion of the anti-tobacco program or proof of completion of the community service hours and the anti-tobacco program within 60 days from the date of your election of these programs. If you request a hearing and the Court determines you committed the offense, the court shall impose an appropriate penalty not to exceed \$30.00 and require completion of an anti-tobacco course or require 16 hours of community service and completion of an anti-tobacco course.

2. If charged with violating F.S. 386.212, you may:
 - A. Contest the citation by appearing in person at one of the Clerk's Offices listed on the reverse side of this citation and request a hearing;
 - B. Pay a civil penalty in the amount of \$30.00 by mail or in person to the Clerk of Court;
 - C. Complete 50 hours of community service program by reporting to the Clerk's Office for instructions; or
 - D. Complete a school-approved anti-tobacco program. The Clerk must receive payment of the civil penalty or proof of completion of the anti-tobacco program, or proof of completion of the community service hours within 60 days from the date of your election of these programs. If you request a hearing and the Court determines you committed the offense, the Court shall impose an appropriate penalty not to exceed \$30.00 or require completion of an anti-tobacco course or require 50 hours of community service.

I AGREE AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTION SPECIFIED IN THIS CITATION. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS.

X

SIGNATURE OF PERSON CITED

OFFICER

ID NUMBER

SIGNATURE OF OFFICER

AGENCY