



ORDINANCE 91 - 12

AN ORDINANCE RELATING TO FILING FEES RECEIVED BY THE CLERK OF THE CIRCUIT AND COUNTY COURTS IN NASSAU COUNTY, FLORIDA; PROVIDING FOR AN ADDITIONAL FILING FEE; SAID AMOUNT SHALL BE PAID TO THE LAW LIBRARY FUND OF NASSAU COUNTY, FLORIDA; PROVIDING FOR THE PURCHASING OF BOOKS AND EQUIPMENT AND THE MAINTENANCE OF A LAW LIBRARY, INCLUDING THE SERVICES OF A LIBRARIAN; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the existing Nassau County Law Library does not contain adequate research and reference materials, and

WHEREAS, it is in the best interest of Nassau County and the citizens of Nassau County to have an up-to-date research and reference Law Library, and

WHEREAS, by special act of the Legislature adopted in 1963, there is presently a \$2.50 surcharge on all Circuit Court Civil filings that is utilized for law library materials, and

WHEREAS, the existing amount is not adequate to provide for the existing materials and the acquisition of such materials as Federal Law Reporter, Federal Law Weekly, Florida Administrative Code, United States Code Annotated, and other such materials, and

WHEREAS, pursuant to Section 28.241, Florida Statutes, the Board of County Commissioners by Ordinance may impose an additional surcharge for all County and Circuit Civil filings in an amount to be determined by the Board of County Commissioner.

NOW, THEREFORE, BE IT ORDAINED this 13th day of May, 1991, by the Board of County Commissioners, that Ordinance 91-

12 shall be adopted as follows:

SECTION 1 - DEFINITIONS

1. The terms "suit, action, or proceeding", as used herein, shall be construed to apply only to civil actions, including guardianship and probate proceedings, and shall not be construed to include criminal actions, actions for estreatment of bail bonds, habeas corpus proceedings, and appellant proceedings from any inferior court.

SECTION 2 - AMOUNT OF SAID FEES AND SEPARATE FUND

1. The Clerk shall charge, as and for a filing fee for each suit, action, or proceeding received by the Clerk of the Circuit Court of Nassau County, Florida, or County Court of Nassau County, Florida, immediately upon institution of such suit, action, or proceeding instituted in said County (Circuit Court, County Court, and Small Claims Court), the sum of six dollars (\$6.00) for each such suit, action, or proceeding instituted in such Court and shall deposit forthwith the said sum of six dollars (\$6.00), collected from the filing fees of such said suit, action, or proceeding as aforesaid, into a special fund which shall thereafter be turned over by such Clerk to the Board of County Commissioners of said County to be kept separate and apart by such Board of County Commissioner of such County in a special fund, separate from any other funds of such County, to be known as the "Law Library Fund".

SECTION 3 - EXPENDITURE OF FUNDS FROM THE LAW LIBRARY FUND

1. The Law Library Fund shall be expended only for the

purpose of furnishing, conditioning, equipping, maintaining, and providing for the use of the Law Library in the County Courthouse of Nassau County, Florida, and securing the services of a librarian, if necessary.

SECTION 4 - USE OF LAW LIBRARY

1. The Law Library shall be available for use by the members of the Bench and the Bar as well as members of the general public.

SECTION 5 - LAW LIBRARY ADVISORY COMMITTEE

1. A committee shall be established by the Board of County Commissioners which shall make recommendations as to the furnishing, conditioning, equipping, and maintenance of the Law Library. Said committee shall have the authority to make recommendations as to the expenditure of monies. The committee may be composed of the Circuit Judge for Nassau County, the County Judge for Nassau County, President of the Nassau County Bar Association, the Clerk of the Circuit and County Courts or designee, and two (2) citizens of Nassau County. The appointment and specific make-up of said committee shall be by separate resolution by the Board of County Commissioners. The Chairman of said committee may be the Circuit Judge for Nassau County, and any meetings of said committee shall be properly advertised. The frequency of the meetings shall be as set by the members of the Law Library Advisory Committee.

SECTION 6 - FEES, PURSUANT TO CHAPTER 63-1668, FLORIDA STATUTES


1. The six dollar (\$6.00) fee collected, pursuant to this

Ordinance, shall be in addition to the two dollar and fifty cent (\$2.50) fee presently collected, pursuant to Chapter 63-1668, Florida Statutes.

SECTION 7 - EFFECTIVE DATE

1. This Ordinance shall become effective upon its filing with the Office of the Secretary of State.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA



JIM B. HIGGINBOTHAM
Its: Chairman

ATTEST:



T. J. CREESON
Its: Ex-Officio Clerk

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