

IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT, IN AND FOR
THE COUNTIES OF MARTIN, ST. LUCIE, INDIAN RIVER AND OKEECHOBEE
STATE OF FLORIDA

ADMINISTRATIVE ORDER 2020-03

IN RE: CORONAVIRUS PANDEMIC (COVID-19) –
MONITORED HOUSE ARREST OR NO BOND UNTIL FIRST APPEARANCE FOR
QUARANTINE/ISOLATION VIOLATIONS

WHEREAS, the State Surgeon General and State Health Officer have declared a public health emergency and the Governor has declared a state of emergency; and

WHEREAS, both Florida law and the Florida Rules of Court authorize a chief judge to remove a condition of bail or reduce the amount of bond set for a pretrial detainee. See section 903.02(2)(b), Florida Statutes, and Fla. R. Crim. P. 3.131(d).

NOW THEREFORE, in order to facilitate the efficient administration of justice and pursuant to the authority of the Chief Judge under Florida Rule of Judicial Administration 2.215, I do hereby order the following, effective immediately:

1. While the State of Florida remains under a declared public health emergency for COVID-19, any person who violates any rule adopted under section 381.00315, Fla. Stat., any isolation or quarantine, or any requirement adopted by the Department of Health in accordance with a declared public health emergency, commits a misdemeanor of the second degree.
2. Due to the danger to the public health for such a violation, the bond conditions of said arrestees shall be as follows: The arrested defendant shall be placed on house arrest, monitored by either an electronic device, such as GPS, or directly by the Sheriff's deputies. The order of quarantine shall dictate the conditions under which the defendant is allowed to leave the premises pending resolution of the case. The quarantine restriction is incorporated as a condition of bond.
3. If the monitored house arrest condition cannot be implemented in a particular case or county, the conditions of bond shall be "no bond" until first appearance. See *Varholy v. Sweat*, 15 So. 2d 267 (Fla. 1943).
4. This provision does not preclude the judge presiding at first appearance hearings from modifying "no bond" status if appropriate.
5. This provision also does not preclude any circuit judge or county judge with jurisdiction to otherwise address or modify bond conditions of defendants

arrested for these violations if called upon by law enforcement prior to the defendant being booked. Should a request be made to such a judge, this Order shall serve as authority to act hereunder.

DONE AND ORDERED at Stuart, Florida this 7th day of April, 2020.

A handwritten signature in blue ink that reads "Lawrence Mirman". The signature is written in a cursive style with a large initial "L".

LAWRENCE MIRMAN, CHIEF JUDGE