

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
IN AND FOR _____ COUNTY, FLORIDA

JUVENILE DIVISION:
CASE NUMBER:

IN THE INTEREST OF:

_____,
Minor Child,

ORDER FINDING A CHILD WITH SPECIAL NEEDS
PURSUANT TO SECTION 39.01305, FLORIDA STATUTES,
PARTIALLY INDIGENT FOR DUE PROCESS COSTS

THIS CAUSE came on for consideration pursuant to _____. Based on the information contained in the motion, and in the child's court file, the court finds as follows:

1. _____ qualifies for appointment of an attorney because the child (choose **all** categories that apply):

_____ (a) resides in a skilled nursing facility or is being considered for placement in a skilled nursing home;

_____ (b) is prescribed psychotropic medication but declines assent to the psychotropic medication;

_____ (c) has a diagnosis of a developmental disability as defined in Florida Statutes section 393.063;

_____ (d) is being placed in a residential treatment center or is being considered for placement in a residential treatment center;

_____ (e) is a victim of human trafficking as defined in section 787.06(2)(d).

2. _____ is willing to represent this child on a pro bono basis and is eligible to request and incur state-funded due process costs to represent the child pursuant to s. 39.01305, Florida Statutes.

THEREFORE, IT IS ORDERED:

1. _____ is authorized to represent this child in this proceeding, as well as in fair hearings and appellate proceedings, to address the child's medical and related needs and the services and supports necessary for the child to live successfully in the community.

2. The child is partially indigent for costs and _____ is authorized to incur due process costs pursuant to the provisions of section 39.01305, Florida Statutes.

3. The attorney is authorized to incur costs to take depositions including court reporter appearance fees. Service of process shall be through the sheriff unless the sheriff is unable to provide service of process. The sheriff must be used to serve in-county law enforcement.

4. Any request for additional due process costs, including transcripts, private investigators, and experts, shall be made by separate motion. The Justice Administrative Commission shall be served with any motion for additional due process costs.

5. Should any due process vendor desire direct payment from the Justice Administrative Commission, the vendor must enter into a contract with the Justice Administrative Commission. The defense and the vendor must comply with all policies and procedures of the Justice Administrative Commission related to the submission of billings for direct payment to a due process vendor.

6. _____ is hereby entitled to receive copies of all documents concerning this child, including educational, medical, and mental health records

DONE AND ORDERED this ____ day of _____, 201__, _____, _____

County, Florida.

CIRCUIT JUDGE

Copies to:

Justice Administrative Commission at:

Pleadings@justiceadmin.org