

IN THE COUNTY COURT OF THE TWENTIETH JUDICIAL CIRCUIT IN AND FOR CHARLOTTE COUNTY, FLORIDA
CRIMINAL ACTION

STATE OF FLORIDA
Plaintiff,

vs.

Defendant.

CASE NO: _____

VOP ADMISSION

I HAVE APPEARED ON THE BELOW LISTED DATE BEFORE A JUDGE IN CHARLOTTE COUNTY, FLORIDA, AND HAVE BEEN ADVISED OF AND HEREBY SWEAR UNDER OATH THAT I UNDERSTAND THE FOLLOWING:

1. The nature and elements of the charge(s) in this case.
2. The possible results of entering this admission, including the maximum sentence that may be imposed.
3. a. That I have a right to an attorney and if I cannot afford one, an attorney may be appointed for me. I have intelligently and of my own free will decided to represent myself and give up my right to a lawyer.
OR
b. I am satisfied with my attorney, and enter this admission upon my lawyer's advice because I feel it is in my best interest.
4. If I am not a U.S. citizen, this admission may subject me to deportation

I UNDERSTAND THAT WHEN I ADMIT THIS VIOLATION OF PROBATION THERE WILL BE NO HEARING AND THAT I WAIVE (GIVE UP) THE FOLLOWING RIGHTS:

- ___ My right to remain silent if the violation is for and unresolved new law offense.
- ___ My right to a hearing.
- ___ My right to face witnesses against me and to confront and cross-examine them.
- ___ My right to make witnesses appear on my behalf through court subpoenas.
- ___ My right to require the State to prove me guilty to the conscience of the court.
- ___ My right to testify on my own behalf and to present any defenses I may have; but, I understand that I may still offer a brief explanation of the particular circumstances before being sentenced.

I AM ENTERING THIS ADMISSION OF MY OWN FREE WILL AFTER CAREFUL CONSIDERATION. NO PROMISES OR THREATS OR REPRESENTATIONS (OTHER THAN BY THIS COURT) HAVE BEEN MADE TO ME.

I AM NOT UNDER THE INFLUENCE OF ANY ALCOHOL OR DRUGS AT THIS TIME. I KNOW WHAT I AM DOING AND UNDERSTAND THE COURT'S INSTRUCTIONS. I DO NOT SUFFER FROM A MENTAL ILLNESS.

I UNDERSTAND THAT UPON THE JUDGE ACCEPTING MY ADMISSION THAT I HAVE THE RIGHT TO APPEAL THE JUDGMENT AND SENTENCE OF THIS COURT WITHIN 30 DAYS WITH THE ASSISTANCE OF COUNSEL. IF I CANNOT AFFORD AN ATTORNEY ONE MAY BE APPOINTED ON MY BEHALF. I UNDERSTAND THAT MY FAILURE TO APPEAL WITHIN 30 DAYS WILL CAUSE ME TO LOSE THAT RIGHT, EXCEPT FOR REVIEW BY APPROPRIATE COLLATERAL ATTACK.

HAVING READ AND UNDERSTOOD ALL THE ABOVE, I HEREBY ENTER MY ADMISSION.

ATTORNEY

DEFENDANT

Defendant's Date of Birth

The above named Defendant appeared before me on the _____ day of _____, 20___. I find the Defendant to be alert, competent and to understand all of the above. I also find the facts which the prosecution is prepared to prove are sufficient to sustain the plea.

COUNTY COURT JUDGE

FIRST DEGREE MISDEMEANORS

A first degree misdemeanor is punishable by a definite term of imprisonment not exceeding 1 year and/or a fine not exceeding \$1,000.

Battery Carrying a Concealed Weapon Criminal Mischief (over \$200 damages) Cruelty to Animals Culpable Negligence with Personal Injury Discharging a Firearm in Public Exposure of Sexual Organs False Report of a Crime Improper Exhibition of Weapon Interference with Custody	Possession of Marijuana Possession of Paraphernalia Obstruction by Disguised Person Obtaining Property in Exchange for a Worthless Check Petit Theft – 2 nd Offense Resisting Without Violence Trespass (with Inhabitants) Drive While License Suspended/Revoked: Habitual Offender or Prior Conviction
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SECOND DEGREE MISDEMEANORS

A second degree misdemeanor is punishable by a definite term of imprisonment not exceeding 60 days and/or a fine not exceeding \$500.

Assault Criminal Mischief (under \$200 damages) Culpable Negligence (exposure to injury) Disorderly Intoxication or Conduct Gambling Loitering or Prowling Petit Theft (1 st Offense)	Prostitution Public Nuisance Trespass (without Inhabitants) Unnatural and Lascivious Act Worthless Check (where property is not obtained in exchange therefore)
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CRIMINAL TRAFFIC

1. Driving while impaired or with a .08 or above B.A.C. (Special penalties if .15 or above B.A.C.)

Offense	Minimum Fine	Maximum Fine	Minimum Jail	Maximum Jail	Minimum Suspension	Maximum Suspension	Interlock Device	Vehicle Impound
1 st	\$500	\$1,000	—	6 months	6 months	1 year	(>.15 6 mos)	10 days
2 nd	\$1,000	\$2,000	10 days (w/in 3 yrs)	9 month	5 years	—	1 year (>.15 2yrs)	30 days
3 rd	\$2,000	\$5,000	30 days (w/in 5 yrs)	1 year	10 years	—	2 years	90 days

50 hours community service – minimum on 1st offense. In all cases: Substance Abuse Course and Supervised Probation

1. The following traffic offenses are punishable by a maximum of 60 days in jail and/or \$500 fine:

Failure to Sign Traffic Citation	Unlawful Use of Drivers License
Leaving the Scene with Damage	Tag Offenses
False Accident Report	Driving While License Suspended
No Valid Drivers License	
2. Fleeing or Attempting to Elude: Jail-maximum of 1 year and/or maximum fine of \$1,000.
3. Willful and Wanton Reckless Driving:
 - 1st Conviction – Minimum fine of \$25;
Maximum jail of 90 days and/or fine of \$500.
 - 2nd Conviction – Minimum fine of \$50;
Maximum jail of 6 months and/or maximum fine of \$1,000.
4. Driving While License is Suspended/Revoked:
 - 1st Conviction – Maximum jail of 60 days and/or fine of \$500.
 - 2nd Conviction – Maximum jail of 1 year and/or fine of \$1,000.