

ADMINISTRATIVE ORDER
NO. 2013-19-01

IN THE CIRCUIT COURT OF THE
NINTH JUDICIAL CIRCUIT, IN AND
FOR ORANGE AND OSCEOLA
COUNTIES, FLORIDA

**AMENDED ADMINISTRATIVE ORDER GOVERNING SECURITY CAMERAS IN
ALL COURTHOUSES WITHIN THE NINTH JUDICIAL CIRCUIT**

WHEREAS, the health, safety and welfare of the citizens of Orange County and Osceola County are of primary concern to the Boards of County Commissioners and this Court; and

WHEREAS, the tragic incident which occurred on January 10, 1984, in the Orange County Courthouse, resulting in serious injury and loss of life, illustrates that court proceedings may be fraught with extreme emotionalism and danger; and

WHEREAS, the Boards of County Commissioners have appropriated funding for the purpose of improving the safety and security of those who conduct business within each courthouse of the Circuit, including employees and citizens; and

WHEREAS, each courthouse within the Circuit is equipped with elaborate and complicated multi-faceted security systems to protect the many employees who work in and utilize the courthouses, including judges, judicial assistants, clerks and court deputies, and jurors, and all other citizens who use the facilities; and

WHEREAS, security cameras are an integral part of the security system; and

WHEREAS, in an effort to ensure the safety and security of all persons within the courthouses of the Circuit, it is necessary to restrict all records and information pertaining to the security system, including any image captured and/or recorded by the security cameras and swipe card terminals as confidential and exempt from public disclosure;

NOW, THEREFORE, I, Belvin Perry, Jr., pursuant to the authority vested in me as Chief Judge of the Ninth Judicial Circuit, under Florida Rule of Judicial Administration 2.215,

do hereby order as follows, **effective immediately**:

1. Each courthouse within the Ninth Judicial Circuit is designated as a secure facility.

2. The security systems operation and function, including all individual components and data/image capture and recording do contain information that would jeopardize the safety of individuals and significantly impair the prompt and efficient administration of justice and the security program if said information was not deemed confidential and exempt from public disclosure.

3. Pursuant to section 281.301, Florida Statutes, section 119.071(3), Florida Statutes, and rule 2.420(c)(7), Florida Rules of Judicial Administration, all records and information pertaining to the security system are confidential and exempt from section 119.07(1), Florida Statutes, and s. 24(a) Art. I of the State Constitution.

4. The security cameras and swipe card terminals are an integral part of all courthouses within the Circuit and as such, any and all information in connection with such system or any individual component, including data/image capture and recording at any time is confidential and exempt from public disclosure pursuant to section 281.301, Florida Statutes.

5. Any data/image capture and recording by any security camera or individual component of the security systems, including swipe card terminals, within each courthouse of the Circuit shall be retained for no longer than thirty (30) days absent a court order.

6. Any person or entity, including law enforcement and the State Attorney's Office, except as set forth below, who seeks to obtain any data/image capture or recording by any security camera or individual component of the security systems, including swipe card terminals must make a written formal request for said information to the Chief Judge, or designee. The

request must be specific as to date, time and location and must be received within twenty-five (25) days of the date and time of the material sought so that a court order may be entered to preserve the material past the retention schedule if necessary.

The Orange County Sheriff's Criminal and Internal Investigations Office and the Osceola County Sheriff's Criminal and Internal Investigations Office may obtain any data/image capture or recording by any security camera or individual component of the security systems, including swipe card terminals, without a written formal request. Pursuant to section 281.301, Florida Statutes, and section 119.071(3), Florida Statutes, all records and information pertaining to the security system remain confidential and exempt from section 119.07(1), Florida Statutes, and s. 24(a) Art. I of the State Constitution. Consequently, any information obtained by either Sheriff's Office is not a public record. Further, no information obtained under this provision by either Sheriff's Office shall be released without the consent of the Chief Judge, or designee.

DONE AND ORDERED at Orlando, Florida this 4th day of October, 2013.

_____/s/_____
Belvin Perry, Jr.
Chief Judge

Copies provided to:

Clerk of Courts, Orange County
Clerk of Courts, Osceola County
General E-Mail Distribution List
<http://www.ninthcircuit.org>