

Bill No. CS for SB 1212, 1st Eng.

Amendment No.

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Jones moved the following amendment:		
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13	Senate Amendment (with title amendment)		
14	On page 27, between lines 13 and 14,		
15			
16	insert:		
17	Section 23. Section 35.01, Florida Statutes, is		
18	amended to read:		
19	35.01 District courts of appeal; districts.--Five		
20	district courts of appeal are created, and the state is		
21	divided into five appellate districts of contiguous circuits.		
22	<u>Each district court of appeal shall consist of at least one</u>		
23	<u>judge from each judicial circuit within the district.</u>		
24	Section 24. <u>(1) This act shall not affect the term of</u>		
25	<u>any district court of appeal judge who is serving at the time</u>		
26	<u>of the effective date of this act or any district court of</u>		
27	<u>appeal judgeship which is vacant and awaiting filling by</u>		
28	<u>appointment by the Governor at the time of the effective date</u>		
29	<u>of this act. Any such judge may be reelected to as many</u>		
30	<u>successive terms of office for which the judge may qualify.</u>		
31	<u>(2)(a) Upon the retirement, death, removal, or</u>		

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1 expiration of term of office without reelection of a judge of
2 a district court of appeal, or upon the creation of an
3 additional judgeship on a district court of appeal, for an
4 appellate district for which there is a judicial circuit from
5 which there is no judge then serving, such vacancy shall be
6 filled only by a qualified resident from the geographical area
7 of such unrepresented judicial circuit.

8 (b) If at the time of any vacancy on a district court
9 of appeal there is more than one judicial circuit which is
10 unrepresented by a judge on such district court of appeal,
11 such vacancy shall be filled by a qualified resident of the
12 judicial circuit having the lowest judicial circuit
13 designation number.

14 Section 25. In order to fully implement the provisions
15 of this act, and in recognition of the rulemaking authority
16 conferred on the district courts of appeal judicial nominating
17 commissions by Section 11 of Article V of the Florida
18 Constitution, the Legislature requests that these judicial
19 nominating commissions adopt uniform rules of procedure
20 effectuating the provisions of this act.

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23 ===== T I T L E A M E N D M E N T =====

24 And the title is amended as follows:

25 On page 2, line 11, after the semicolon

26

27 insert:

28 amending s. 35.01, F.S.; specifying minimum
29 membership of district courts of appeal;
30 providing construction and application;
31 providing criteria for selecting judges to fill

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1 vacancies; requesting district courts of appeal
2 judicial nominating commissions to adopt
3 uniform rules of procedure;
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