

Bill No. CS for SB 360

Barcode 971402

CHAMBER ACTION

Senate

House

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The Committee on Justice Appropriations (Crist) recommended  
the following amendment:

**Senate Amendment (with title amendment)**

On page 3, between lines 5 and 6,

insert:

Section 2. Subsection (1) of section 27.701, Florida  
Statutes, is amended to read:

27.701 Capital collateral regional counsels.--

(1) There are created three regional offices of  
capital collateral counsel, which shall be located in a  
northern, middle, and southern region of the state. The  
capital collateral counsels shall be a part of the legislative  
branch of government. The northern region shall consist of the  
First, Second, Third, Fourth, Eighth, and Fourteenth Judicial  
Circuits; the middle region shall consist of the Fifth, Sixth,  
Seventh, Ninth, Tenth, Twelfth, Thirteenth, and Eighteenth  
Judicial Circuits; and the southern region shall consist of  
the Eleventh, Fifteenth, Sixteenth, Seventeenth, Nineteenth,  
and Twentieth Judicial Circuits. Each regional office shall be

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1 administered by a regional counsel. A regional counsel must  
2 be, and must have been for the preceding 5 years, a member in  
3 good standing of The Florida Bar or a similar organization in  
4 another state. Each capital collateral regional counsel shall  
5 be appointed by the President of the Senate and the Speaker of  
6 the House of Representatives ~~Governor~~, and is subject to  
7 confirmation by the Senate. The Supreme Court Judicial  
8 Nominating Commission shall recommend to the President of the  
9 Senate and the Speaker of the House of Representatives  
10 ~~Governor~~ three qualified candidates for each appointment as  
11 regional counsel. The President of the Senate and the Speaker  
12 of the House of Representatives ~~Governor~~ shall appoint a  
13 regional counsel for each region from among the  
14 recommendations, or, if it is in the best interest of the fair  
15 administration of justice in capital cases, they ~~the Governor~~  
16 may reject the nominations and request submission of three new  
17 nominees by the Supreme Court Judicial Nominating Commission.  
18 Each capital collateral regional counsel shall be appointed to  
19 a term of 3 years. Vacancies in the office of capital  
20 collateral regional counsel shall be filled in the same manner  
21 as appointments. A person appointed as a regional counsel may  
22 not run for or accept appointment to any state office for 2  
23 years following vacation of office.

24  
25 (Redesignate subsequent sections.)  
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27  
28 ===== T I T L E A M E N D M E N T =====

29 And the title is amended as follows:

30 On page 1, line 4, following the first semicolon

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1 insert:

2           amending s. 27.701, F.S.; specifying that the  
3           capital collateral regional counsels are a part  
4           of the legislative branch; providing for the  
5           appointment of the capital collateral regional  
6           counsels by the President of the Senate and the  
7           Speaker of the House of Representatives;

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