

By the Committee on Judiciary; and Senator Dean

590-06985-08

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1 A bill to be entitled

2 An act relating to retired justices and judges; amending
3 s. 25.073, F.S.; providing exceptions to a prohibition
4 against certain former judges serving as retired justices
5 or retired judges under certain circumstances; providing
6 an effective date.

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8 Be It Enacted by the Legislature of the State of Florida:

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10 Section 1. Subsection (1) of section 25.073, Florida
11 Statutes, is amended to read:

12 25.073 Retired justices or judges assigned to temporary
13 duty; additional compensation; appropriation.--

14 (1) For purposes of this section, the term "retired
15 justice" or "retired judge" means any former justice or judge
16 who:

17 (a) Has not been defeated in seeking reelection to, or has
18 not failed to be retained in seeking retention in, his or her
19 last judicial office or was not defeated when last seeking
20 election to judicial office; and

21 (b) is not engaged in the practice of law.

22
23 However, a former justice or judge who has been defeated in
24 seeking reelection to, or has failed to be retained in seeking
25 retention in, his or her last judicial office, or who was
26 defeated when last seeking election to judicial office, may be
27 considered a retired justice or judge if he or she has not been
28 reprimanded, fined, suspended, or disciplined by the Supreme
29 Court for violations of the Florida Code of Judicial Conduct or

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30 rules regulating The Florida Bar, or charged by the Judicial
31 Qualifications Commission for a violation and not exonerated,
32 and if all parties to the litigation over which he or she is to
33 preside consent to his or her assignment to temporary duty.

34 Section 2. This act shall take effect July 1, 2008.