

By Senator Dean

3-00981-09

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1 A bill to be entitled
2 An act relating to retired justices and judges;
3 amending s. 25.073, F.S.; providing that a former
4 justice or judge may be qualified to serve as a
5 retired justice or judge under certain conditions;
6 providing circumstances under which such justice or
7 judge may not serve as a retired justice or judge;
8 providing an effective date.

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

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12 Section 1. Present subsections (2) and (3) of section
13 25.073, Florida Statutes, are renumbered as subsections (3) and
14 (4), respectively, and a new subsection (2) is added to that
15 section, to read:

16 25.073 Retired justices or judges assigned to temporary
17 duty; additional compensation; appropriation.—

18 (2) Notwithstanding subsection (1), a former justice or
19 judge who has failed to win reelection or be retained after more
20 than 12 years of service as a justice or judge may be qualified
21 to serve as a retired justice or judge unless:

22 (a) The former justice or judge has been reprimanded,
23 fined, suspended, or disciplined by the Florida Supreme Court
24 for violations of the Florida Code of Judicial Conduct or the
25 rules regulating The Florida Bar;

26 (b) The Judicial Qualifications Commission has brought
27 charges against the former justice or judge which were not
28 dismissed, or the former justice or judge was not exonerated of
29 all such charges; or

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30 (c) Any party objects to the assignment of the former
31 justice or judge when the former justice or judge is to preside
32 over a civil case, including any appeal of a civil case.

33 Section 2. This act shall take effect July 1, 2009.