

1 A bill to be entitled
 2 An act relating to judicial opinions; providing a short
 3 title; creating s. 25.079, F.S.; providing legislative
 4 intent; requiring that an opinion of the Supreme Court or
 5 a district court of appeal that has any of certain
 6 specified holdings be provided to specified offices in the
 7 other branches of government; requiring offices receiving
 8 such an opinion to acknowledge receipt within a specified
 9 period; allowing the acknowledgment to include a statement
 10 of any action to be taken in response; providing an
 11 effective date.

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

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 15 Section 1. This act may be cited as the "Judicial Opinion
 16 Communications Act."

17 Section 2. Section 25.079, Florida Statutes, is created to
 18 read:

19 25.079 Opinions with certain holdings; communication to
 20 other branches.—

21 (1) This section is specifically intended to create a
 22 communication process between the three branches of government
 23 with regard to judicial opinions and may not be construed to
 24 provide the legislative or executive branches with any powers
 25 regarding the Supreme Court or appellate courts that are not
 26 granted under the State Constitution.

27 (2) A court opinion rendered by the Florida Supreme Court
 28 or any of the district courts of appeal which:

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

29 (a) Declares a Florida statute, regulation, or government
 30 practice unconstitutional;

31 (b) Recommends any statutory or regulatory changes to the
 32 current law; or

33 (c) Identifies drafting issues

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 35 shall be submitted by the court rendering the opinion to the
 36 Governor, the President of the Senate, and the Speaker of the
 37 House of Representatives within 30 days after being published by
 38 the court.

39 (3) The Office of the Governor, the Office of the
 40 President of the Senate, and the Office of the Speaker of the
 41 House of Representatives shall serve an acknowledgment of
 42 receipt upon the chief judge or chief justice of the court
 43 rendering an opinion submitted to that office under subsection
 44 (2) within 30 days after the receipt of the opinion and may
 45 state in the acknowledgment any and all action to be taken in
 46 response to the opinion.

47 Section 3. This act shall take effect July 1, 2011.