

1 A bill to be entitled
 2 An act relating to communications among the branches of
 3 state government; providing a short title; creating ss.
 4 25.079 and 35.079, F.S.; requiring the clerks of the State
 5 Supreme Court and district courts of appeal to transmit
 6 certain judicial opinions to the Governor, the President
 7 of the Senate, and the Speaker of the House of
 8 Representatives within a specified time; providing an
 9 effective date.

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

12
 13 Section 1. This act may be cited as the "Communication of
 14 Judicial Opinions Act."

15 Section 2. Section 25.079, Florida Statutes, is created to
 16 read:

17 25.079 Opinions having certain holdings; communication to
 18 Governor and Legislature.—

19 (1) This section is specifically intended to facilitate
 20 communication among the three branches of government relating to
 21 the interpretation or constitutionality of Florida law. This
 22 section is not intended to provide to the legislative or
 23 executive branches any powers not granted by the State
 24 Constitution.

25 (2) An opinion rendered by the Supreme Court which:

26 (a) Declares a Florida statute, regulation, or
 27 governmental practice unconstitutional;

28 (b) Recommends any statutory or regulatory change; or

29 (c) Finds that the meaning of a statute is unclear,
 30
 31 shall be transmitted by the clerk of the Supreme Court to the
 32 Governor, the President of the Senate, and the Speaker of the
 33 House of Representatives within 30 days after the opinion is
 34 published by the court.

35 Section 3. Section 35.079, Florida Statutes, is created to
 36 read:

37 35.079 Opinions having certain holdings; communication to
 38 Governor and Legislature.—

39 (1) This section is specifically intended to facilitate
 40 communication among the three branches of government relating to
 41 the interpretation or constitutionality of Florida law. This
 42 section is not intended to provide to the legislative or
 43 executive branches any powers not granted by the State
 44 Constitution.

45 (2) An opinion rendered by a district court of appeal
 46 which:

47 (a) Declares a Florida statute, regulation, or
 48 governmental practice unconstitutional;

49 (b) Recommends any statutory or regulatory change; or

50 (c) Finds that the meaning of a statute is unclear,

51
 52 shall be transmitted by the clerk of the district court to the
 53 Governor, the President of the Senate, and the Speaker of the
 54 House of Representatives within 30 days after the opinion is
 55 published by the court.

56 Section 4. This act shall take effect July 1, 2011.