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## Senate Joint Resolution

A joint resolution proposing an amendment to Section 8 of Article V and the creation of a new section to Article XII of the State Constitution to increase the age after which a justice or judge may no longer serve in a judicial office, to provide for the amendment to apply to justices and judges appointed on or after a specified date, and to provide an effective date.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 8 of Article V and the creation of a new section in Article XII of the State Constitution are agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

## ARTICLE V

## JUDICIARY

SECTION 8. Eligibility. ~~A No~~ person is not ~~shall be~~ eligible for the office of justice or judge of any court unless the person is an elector of the state and resides in the territorial jurisdiction of the court. ~~A No~~ justice or judge may not shall serve after attaining the age of seventy-five ~~seventy~~ years except upon temporary assignment or to complete a term, one-half of which has been served. ~~A No~~ person is not eligible for the office of justice of the supreme court or judge of a district court of appeal unless the person is, and has been for the preceding ten years, a member of the bar of Florida. ~~A No~~

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30 person is not eligible for the office of circuit judge unless  
31 the person is, and has been for the preceding five years, a  
32 member of the bar of Florida. Unless otherwise provided by  
33 general law, a ~~no~~ person is not eligible for the office of  
34 county court judge unless the person is, and has been for the  
35 preceding five years, a member of the bar of Florida. Unless  
36 otherwise provided by general law, a person is ~~shall be~~ eligible  
37 for election or appointment to the office of county court judge  
38 in a county having a population of 40,000 or fewer ~~less~~ if the  
39 person is a member in good standing of the bar of Florida.

## ARTICLE XII

## SCHEDULE

42 Eligibility of justices and judges.—The amendment to  
43 Section 8 of Article V changing the age after which a justice or  
44 judge is no longer eligible for the office of justice or judge  
45 of any court except upon temporary assignment or to complete a  
46 term and this section shall take effect January 1, 2013, and  
47 apply to justices and judges elected or appointed on or after  
48 that date.

## CONSTITUTIONAL AMENDMENT

## ARTICLE V, SECTION 8

51 REVISING AGE LIMITS FOR JUSTICES AND JUDGES.—The State  
52 Constitution currently prohibits a justice or judge from serving  
53 in a judicial office after attaining the age of 70 years except  
54 upon temporary assignment or to complete a judicial term if one-  
55 half of the term has been served. This proposed amendment  
56 increases the age after which a justice or judge may no longer  
57 serve to 75 years of age. However, a justice or judge who has  
58 attained the age of 75 years may continue to serve upon

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59 temporary assignment or to complete a judicial term. The  
60 proposed amendment takes effect January 1, 2013, and applies to  
61 justices or judges elected or appointed on or after that date.