CRC20-33-pr(V-2-b-1)

Proposal No. 60

By Commissioner Langley

A proposal to revise

ARTICLE V, s. 2, Fla. Const.; providing for the

cross-assignment of judges.

It is proposed by the Florida Constitution Revision Commission

that:

Section 1. Section 2 of Article V of the Florida

Constitution is revised by amending that section to read:

ARTICLE V

JUDICIARY

SECTION 2. Administration; practice and procedure.--

(a) The supreme court shall adopt rules for the

practice and procedure in all courts including the time for

seeking appellate review, the administrative supervision of

all courts, the transfer to the court having jurisdiction of

any proceeding when the jurisdiction of another court has been

improvidently invoked, and a requirement that no cause shall

be dismissed because an improper remedy has been sought.

These rules may be repealed by general law enacted by

two-thirds vote of the membership of each house of the

legislature.

(b) The chief justice of the supreme court shall be

chosen by a majority of the members of the court. The chief

justice shall be the chief administrative officer of the

judicial system and shall have the power to assign

justices or judges, including consenting retired justices or

judges, to temporary duty in any court for which the judge is

qualified and to delegate to the chief judge of the judicial

circuits the power to assign judges for duty

in their respective circuits.

CODING: Words stricken are deletions; words underlined are additions.
(c) A chief judge for each district court of appeal shall be chosen by a majority of the judges thereof or, if there is no majority, by the chief justice. The chief judge shall be responsible for the administrative supervision of the court.

(d) A chief judge in each circuit shall be chosen from among the circuit judges as provided by supreme court rule. The chief judge shall be responsible for the administrative supervision of the circuit courts and county courts in his circuit.