

By Commissioner Coxe

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1                   A proposal to amend  
2           Section 2 of Article V of the State Constitution to  
3           authorize the Supreme Court to adopt rules regarding  
4           the cross-county assignment of county judges within a  
5           judicial circuit.

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7 Be It Proposed by the Constitution Revision Commission of  
8 Florida:

9  
10           Section 2 of Article V of the State Constitution is amended  
11 to read:

12                                   ARTICLE V

13                                   JUDICIARY

14           SECTION 2. Administration; practice and procedure.—

15           (a) The supreme court shall adopt rules for the practice  
16 and procedure in all courts including the time for seeking  
17 appellate review, the administrative supervision of all courts,  
18 the transfer to the court having jurisdiction of any proceeding  
19 when the jurisdiction of another court has been improvidently  
20 invoked, and a requirement that no cause shall be dismissed  
21 because an improper remedy has been sought. The supreme court  
22 shall adopt rules to allow the court and the district courts of  
23 appeal to submit questions relating to military law to the  
24 federal Court of Appeals for the Armed Forces for an advisory  
25 opinion. Rules of court may be repealed by general law enacted  
26 by two-thirds vote of the membership of each house of the  
27 legislature.

28           (b) The chief justice of the supreme court shall be chosen  
29 by a majority of the members of the court; shall be the chief  
30 administrative officer of the judicial system; and shall have  
31 the power to assign justices or judges, including consenting  
32 retired justices or judges, to temporary duty in any court for

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33 which the judge is qualified and to delegate to a chief judge of  
34 a judicial circuit the power to assign judges for duty in that  
35 circuit. Notwithstanding any other provision herein, the supreme  
36 court may adopt rules to provide for the cross-county assignment  
37 of county judges within each judicial circuit in order to  
38 address workload issues within the state courts system.

39 (c) A chief judge for each district court of appeal shall  
40 be chosen by a majority of the judges thereof or, if there is no  
41 majority, by the chief justice. The chief judge shall be  
42 responsible for the administrative supervision of the court.

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

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