

1 A proposal to revise
2 ARTICLE V, s. 14, Fla. Const.; providing for
3 salaries, costs, and expenses of the judiciary,
4 state attorneys, public defenders, and clerks
5 of the circuit court, and their respective
6 staffs, to be funded from state revenues
7 appropriated by general law; providing for
8 counties to fund the cost of construction,
9 maintenance, utilities, and security of
10 facilities for the judiciary, public defenders,
11 state attorneys, and clerks of the circuit
12 court, and their respective staffs.

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14 It is proposed by the Florida Constitution Revision Commission
15 that:

16
17 Section 1. Section 14 of Article V of the Florida
18 Constitution is revised by amending that section to read:

19 ARTICLE V

20 JUDICIARY

21 SECTION 14. ~~Funding Judicial salaries.--~~

22 (a) All justices and judges shall be compensated only
23 by state salaries fixed by general law. Funding for the state
24 courts system, state attorneys' offices, public defenders'
25 offices, and court-appointed counsel, except as otherwise
26 provided in subsection (c), shall be provided from state
27 revenues appropriated by general law.

28 (b) All funding for the offices of the clerks of the
29 circuit and county courts performing court-related functions,
30 except as otherwise provided in this subsection and subsection
31 (c), shall be provided by adequate and appropriate filing fees

1 for judicial proceedings and service charges and costs for
2 performing court-related functions as required by general law.
3 Selected salaries, costs, and expenses of the state courts
4 system may be funded from appropriate filing fees for judicial
5 proceedings and service charges and costs for performing
6 court-related functions, as provided by general law. Where the
7 requirements of either the United States Constitution or the
8 Constitution of the State of Florida preclude the imposition
9 of filing fees for judicial proceedings and service charges
10 and costs for performing court-related functions sufficient to
11 fund the court-related functions of the offices of the clerks
12 of the circuit and county courts, the state shall provide, as
13 determined by the legislature, adequate and appropriate
14 supplemental funding from state revenues appropriated by
15 general law.

16 (c) No county or municipality, except as provided in
17 this subsection, shall be required to provide any funding for
18 the state courts system, state attorneys' offices, public
19 defenders' offices, court-appointed counsel or the offices of
20 the clerks of the circuit and county courts for performing
21 court-related functions. Counties shall be required to fund
22 the cost of communications services, existing radio systems,
23 existing multi-agency criminal justice information systems,
24 and the cost of construction or lease, maintenance, utilities,
25 and security of facilities for the trial courts, public
26 defenders' offices, state attorneys' offices, and the offices
27 of the clerks of the circuit and county courts performing
28 court-related functions. Counties shall also pay reasonable
29 and necessary salaries and costs and expenses of the state
30 courts system to meet local requirements as determined by
31 general law.

1 (d) The judiciary shall have no power to fix
2 appropriations.

3 Section 2. Section 22 is added to Article XII of the
4 Florida Constitution to read:

5 ARTICLE XII

6 SCHEDULE

7 SECTION 22. Schedule to Article V Amendment.--

8 (a) Commencing with fiscal year 2000-2001, the
9 legislature shall appropriate funds to pay for the salaries,
10 costs, and expenses set forth in the amendment to Section 14
11 of Article V pursuant to a phase-in schedule established by
12 general law.

13 (b) Unless otherwise provided herein, the amendment to
14 Section 14 shall be fully effectuated by July 1, 2004.