

By Commissioner Langley

1 A proposal to revise
2 ARTICLE V, s. 2, Fla. Const.; providing for the
3 cross-assignment of judges.

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5 It is proposed by the Florida Constitution Revision Commission
6 that:

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8 Section 1. Section 2 of Article V of the Florida
9 Constitution is revised by amending that section to read:

10 ARTICLE V

11 JUDICIARY

12 SECTION 2. Administration; practice and procedure.--

13 (a) The supreme court shall adopt rules for the
14 practice and procedure in all courts including the time for
15 seeking appellate review, the administrative supervision of
16 all courts, the transfer to the court having jurisdiction of
17 any proceeding when the jurisdiction of another court has been
18 improvidently invoked, and a requirement that no cause shall
19 be dismissed because an improper remedy has been sought.
20 These rules may be repealed by general law enacted by
21 two-thirds vote of the membership of each house of the
22 legislature.

23 (b) The chief justice of the supreme court shall be
24 chosen by a majority of the members of the court. The chief
25 justice ~~He~~ shall be the chief administrative officer of the
26 judicial system and. ~~He~~ shall have the power to assign
27 justices or judges, including consenting retired justices or
28 judges, to ~~temporary~~ duty in any court ~~for which the judge is~~
29 ~~qualified~~ and to delegate to the ~~a~~ chief judges ~~judge~~ of the ~~a~~
30 judicial circuits ~~circuit~~ the power to assign judges for duty
31 in their ~~his~~ respective circuits ~~circuit~~.

1 (c) A chief judge for each district court of appeal
2 shall be chosen by a majority of the judges thereof or, if
3 there is no majority, by the chief justice. The chief judge
4 shall be responsible for the administrative supervision of the
5 court.

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

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