

Supreme Court of Florida

No. AOSC01-11

IN RE: COMMITTEE FOR REVIEW AND NOTIFICATION OF
CRIMINAL AND JUVENILE LEGISLATION

ADMINISTRATIVE ORDER

Following every legislative session, standing committees created by this Court, the several judicial conferences, The Florida Bar, and voluntary bar associations attempt to review the new legislation to find all of the statutory changes requiring changes in procedural rules, forms, jury instructions, and other legal documents. Occasionally, this process has failed to discover and fully implement a legislative change. Moreover, implementation has not always been timely or consistent throughout the state. Although any failure to implement new law is undesirable, this Court is especially concerned that criminal and juvenile delinquency laws be fully, consistently, and timely implemented on a statewide basis.

This Court has determined that the work of the various committees that address criminal and juvenile delinquency law would be facilitated if a separate committee existed with the primary responsibility to review all new legislative enactments. This

separate committee would meet, immediately following the close of each legislative session, to identify matters that may require changes in procedural rules, forms, jury instructions, and other legal documents used by the judiciary. This committee would help coordinate the work of the other committees to assure that all necessary revisions are made in time to implement the new laws when they become effective. Accordingly, the Committee for Review and Notification of Criminal and Juvenile Legislation is hereby established.

This Committee can better fulfill its assigned tasks if it works in cooperation with the other two branches of government. The Court directs the Committee to seek out and invite the full participation of the Legislative and Executive branches of government, and specifically instructs the Committee to invite attendees from the other branches of government whose expertise and knowledge will help the judiciary better implement the law.

We expect the Committee to meet as soon as feasible after the close of the legislative session. The Committee shall:

1. Identify, to the best of its ability, all new legislation affecting criminal or juvenile law that may require changes in judicial forms, rules of procedure, and jury instructions.
2. Determine whether a standing jury instruction or rules committee should

be notified of a probable need to revise forms, rules, or jury instructions typically revised by that standing committee. When a matter is referred by the Committee to a standing committee, the Committee shall monitor the progress of the standing committee in an effort to assure that any necessary changes are implemented in a timely fashion.

3. Prepare proposed revisions to forms, rules of procedure, and jury instructions to implement new legislation, but only if other standing committees are not empowered or are otherwise unable to perform this task on a timely basis.
4. Recommend topics for continuing judicial education programs to the appropriate judicial education committees to facilitate the implementation of new legislation.

The Committee shall submit an initial report on the status of its work no later than June 30, 2001. If it is necessary for the Committee to submit emergency petitions to amend forms, rules, or jury instructions, any petition should be submitted within a time frame that will permit the Court an opportunity to adopt the needed proposals.

The Committee shall be composed of the following members:

The Honorable Chris W. Altenbernd, Chair
Second District Court of Appeal
801 East Twiggs Street, Suite 600
Tampa, Florida 33602-3547

The Honorable Phillip J. Padovano
First District Court of Appeal
301 Martin Luther King Blvd.
Tallahassee, Florida 32399-1850

The Honorable Perry Little
Thirteenth Judicial Circuit
437 Tower
801 E. Twiggs Street
Tampa, Florida 33602-3554

The Honorable O.H. "Bill" Eaton
Eighteenth Judicial Circuit
Seminole County Courthouse
301 North Park Avenue
Sanford, Florida 32771-1292

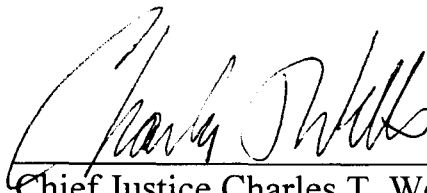
The Honorable Judith Hawkins
Leon County Courthouse, Room 265-H
301 South Monroe Street
Tallahassee, Florida 32301

The Honorable John Alexander
St. Johns County Courthouse
Post Office Box 300
Saint Augustine, Florida 32085-0300

The Honorable Ilona Holmes
Seventeenth Judicial Circuit
Broward County Courthouse
201 S.E. Sixth Street
Ft. Lauderdale, Florida 33301

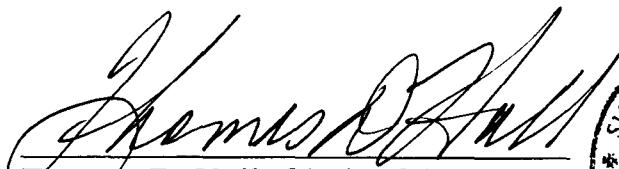
The Honorable Barbara J. Pariente will serve as the Supreme Court's liaison to this committee.

DONE AND ORDERED at Tallahassee, Florida, this 5th day of March, 2001.



Chief Justice Charles T. Wells

ATTEST:


Thomas D. Hall, Clerk of Court