

Supreme Court of Florida

No. AOSC01-12

IN RE: CRIMINAL APPEALS REFORM
ACT COMMITTEE

ADMINISTRATIVE ORDER

The Criminal Appeals Reform Act Committee has previously assisted this Court with the revision of Florida Rule of Criminal Procedure 3.800(b). See Amendments to Florida Rules of Criminal Procedure 3.111(e) & 3.800, 761 So. 2d 1015 (Fla. 1999). This Court concludes that the Committee should consider two additional issues at this time.

1. The Criminal Appeals Reform Act has heightened the need for standardized sentencing forms that comply with existing law. Although this Court has approved certain forms as part of the Florida Rules of Criminal Procedure, the Court is aware that many modifications to these forms have occurred within the circuit courts. It is possible that fewer sentencing errors would occur, and that the sentencing process could be more efficient, if this Court used another method to create standardized forms. Accordingly, the Committee is directed to consider the current

method by which such forms are created and to advise the Court whether it believes another approach would better achieve the goals of the Criminal Appeals Reform Act. The Committee shall file an initial report with the Court on this subject no later than September 1, 2001.

2. The Criminal Appeals Reform Act and the amendments to Florida Rule of Criminal Procedure 3.800(b) have affected the role of rules 3.850 and 3.800(a). This Court is aware that some members of the Bar advocate the need for more specific rules to address particular issues that are now addressed by the broader language of the existing rules. The Court is uncertain whether such modifications would be an improvement. Modifications could impact both trial and appellate postconviction procedure. This Court concludes that this Committee should study this subject, with input from the other rules committees, and file an initial report with this Court no later than November 1, 2001.

The Committee was created to provide this Court with recommendations on procedural matters that will better fulfill the policies announced in the Criminal Appeals Reform Act. Accordingly, it is authorized to consider additional issues related to the Act. It may request authority from this Court to study additional issues, but shall not file reports or recommendations on such issues without the prior express authority of this Court.

The Committee is currently composed of the following members:

The Honorable Chris W. Altenbernd, Chair
Appellate Judge
Second District Court of Appeal
801 East Twiggs Street
Tampa, Florida 33602

The Honorable Michael Allen
Appellate Judge
First District Court of Appeal
300 Martin Luther King Jr. Blvd
Tallahassee, Florida 32399-1850

The Honorable Michael Chavies
Circuit Judge
Eleventh Judicial Circuit
Dade County Courthouse, Room 525
73 West Flagler Street
Miami, Florida 33130

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

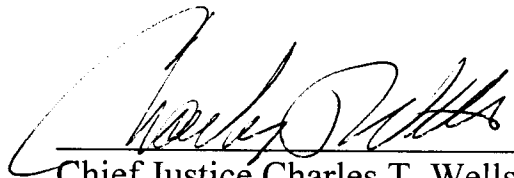
The Honorable Michael A. Genden
Circuit Judge
Eleventh Judicial Circuit
817 Dade County Courthouse
73 West Flagler Street
Miami, Florida 33130

The Honorable Nelly Khouzam
Circuit Judge
Sixth Judicial Circuit
Criminal Justice Center
14250 49TH Street North
Clearwater, Florida 33762

The Honorable Stan Morris
Circuit Judge
Eighth Judicial Circuit
Alachua County Courthouse, Room 302
201 East University Avenue
Gainesville, Florida 32601

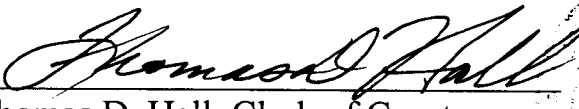
The Honorable Barbara J. Pariente will continue to serve as the Supreme Court's liaison to this committee.

DONE AND ORDERED at Tallahassee, Florida, this 8 day of March, 2001.



Chief Justice Charles T. Wells

ATTEST:



Thomas D. Hall, Clerk of Court

