

**APPELLATE COURT RULES COMMITTEE
PROPOSED 2006 AMENDMENTS**

The Appellate Court Rules Committee invites comment on proposed amendments to the Florida Rules of Appellate Procedure shown below. The full text of the proposals can be found on The Florida Bar's website at www.FloridaBar.org. Interested persons have until December 1, 2005, to submit comments to Jack Roy Reiter, Chair, 2525 Ponce De Leon Blvd., Ste. 400, Miami, Florida. 33134-6012.

RULE/FORM	VOTE	EXPLANATION
9.120(d)	45-2	Deletes language so to permit jurisdictional briefs in certified question and conflict cases.
9.130(a)(3)(C)(ii)	39-0	Allows appeals from nonfinal orders granting, modifying, dissolving, or refusing to grant, modify, or dissolve writs of replevin, garnishment or attachment.
9.130(a)(3)(C)(iii)	32-14	Authorizes appeals in dependency and termination of parental rights cases of a nonfinal order determining the right to child custody.
9.130(a)(5)	48-0	Clarifies 9.130(a)(5) by referencing the right to immediate review of any authorized motion for relief from judgment rather than specifically identifying a particular rule.
9.146(b)	46-0	Clarifies who may take an appeal in matters covered by rule 9.146, and confirms that the rule does not provide a basis for independent jurisdiction beyond those orders specified in rule 9.130.
9.180(e)	44-0	Allows the OJCC to intervene in a limited number of cases when the usual adversary process does not fully protect the rights and duties covered by statute.
9.180(f)(5)(A); (g)(3)(A) and (D)	42-0	Redaction from the rule's subdivisions references to a Workers' Compensation Procedure rule that has been repealed.
9.180(f)(5)(D) and (E)	44-0	Housekeeping changes.
9.200(a)(2)	41-0	Provides that orders and judgments remain with the trial court, with copies to the appellate court as part of the record, in dependency and termination of parental rights cases, as well as cases involving families and children in need of services. This is consistent with the treatment of these orders in family law cases.
9.200(b)(2)	44-0	Requires court reporters to include an electronic version of each transcript with each transcript designated for inclusion in the record on appeal.
9.210(a)(5)	36-8	Limits the page number of briefs when cross-appeals are filed to maintain equilibrium between the page limitations applicable to both appellants/cross-appellees and appellees/cross-appellants. .
9.300(d)(10)	49-0	Eliminates the requirement that a litigant seeking an extension of time in the Supreme Court also file a separate request to toll time.
9.370(c)	47-1	Clarifies that amicus briefs are permitted in extraordinary writ

		proceedings. Provides internal consistency and explains that service of amicus briefs does not alter or extend the briefing deadlines of the parties.
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