

1 A bill to be entitled
 2 An act relating to judicial nominating commissions;
 3 amending s. 43.291, F.S.; revising the procedures for
 4 appointing members to judicial nominating commissions;
 5 providing an effective date.

6
 7 Be It Enacted by the Legislature of the State of Florida:

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 9 Section 1. Paragraph (a) of subsection (1) and subsection
 10 (3) of section 43.291, Florida Statutes, are amended to read:

11 43.291 Judicial nominating commissions.—

12 (1) Each judicial nominating commission shall be composed
 13 of the following members:

14 (a) Four members of The Florida Bar, ~~appointed by the~~
 15 ~~Governor, who are engaged in the practice of law,~~ each of whom
 16 is a resident of the territorial jurisdiction served by the
 17 commission to which the member is appointed. The President of
 18 the Senate and the Speaker of the House of Representatives ~~The~~
 19 ~~Board of Governors of The Florida Bar~~ shall each appoint two
 20 members to fill positions as they expire or are vacated, that
 21 previously were held by members nominated by the Board of
 22 Governors of the Florida Bar, as follows:

23 1. For selections to the Supreme Court Judicial Nominating
 24 Commission, the President of the Senate shall appoint the
 25 members for the first and third positions that become vacant and

26 | the Speaker of the House of Representatives shall appoint the
27 | members for the second and fourth positions.

28 | 2. For selections to the other judicial nominating
29 | commissions:

30 | a. For each even-numbered district court or circuit court,
31 | the President of the Senate shall appoint the members for the
32 | first and third positions that become vacant and the Speaker of
33 | the House of Representatives shall appoint the members for the
34 | second and fourth positions.

35 | b. For each odd-numbered district court or circuit court,
36 | the Speaker of the House of Representatives shall appoint the
37 | members for the first and third positions that become vacant and
38 | the President of the Senate shall appoint the members for the
39 | second and fourth positions ~~submit to the Governor three~~
40 | ~~recommended nominees for each position. The Governor shall~~
41 | ~~select the appointee from the list of nominees recommended for~~
42 | ~~that position, but the Governor may reject all of the nominees~~
43 | ~~recommended for a position and request that the Board of~~
44 | ~~Governors submit a new list of three different recommended~~
45 | ~~nominees for that position who have not been previously~~
46 | ~~recommended by the Board of Governors.~~

47 | (3) Notwithstanding any other provision of this section,
48 | each current member of a judicial nominating commission
49 | ~~appointed directly by the Board of Governors of The Florida Bar~~
50 | shall serve the remainder of his or her term, unless removed for

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51 | ~~cause. The terms of all other members of a judicial nominating~~
52 | ~~commission are hereby terminated, and the Governor shall appoint~~
53 | ~~new members to each judicial nominating commission in the~~
54 | ~~following manner:~~

55 | ~~(a) Two appointments for terms ending July 1, 2002, one of~~
56 | ~~which shall be an appointment selected from nominations~~
57 | ~~submitted by the Board of Governors of The Florida Bar pursuant~~
58 | ~~to paragraph (1) (a);~~

59 | ~~(b) Two appointments for terms ending July 1, 2003; and~~

60 | ~~(c) Two appointments for terms ending July 1, 2004.~~

61 |

62 | Every ~~subsequent~~ appointment, except an appointment to fill a
63 | vacant, unexpired term, shall be for 4 years. Each expired term
64 | or vacancy shall be filled by appointment in the same manner as
65 | the member whose position is being filled.

66 | Section 2. This act shall take effect July 1, 2018.