



668414

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/21/2020	.	
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The Committee on Judiciary (Simmons) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Section 25.025, Florida Statutes, is amended to  
read:

25.025 Headquarters.—

(1) (a) A Supreme Court justice who permanently resides  
outside Leon County is eligible for the designation of ~~shall, if~~  
~~he or she so requests,~~ have a district court of appeal  
courthouse, a county courthouse, or another appropriate facility



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12 in his or her district of residence ~~designated~~ as his or her  
13 official headquarters for purposes of ~~pursuant to~~ s. 112.061.  
14 This official headquarters may serve only as the justice's  
15 private chambers.

16 (b)1. A justice for whom an official headquarters is  
17 designated in his or her district of residence under this  
18 subsection is eligible for subsistence at a rate to be  
19 established by the Chief Justice for each day or partial day  
20 that the justice is at the headquarters of the Supreme Court to  
21 ~~Building for the~~ conduct court of the business, as authorized by  
22 the Chief Justice of the court. The Chief Justice may authorize  
23 a justice to choose between subsistence based on lodging at a  
24 single-occupancy rate and meal reimbursement as provided in s.  
25 112.061 and subsistence at a fixed rate prescribed by the Chief  
26 Justice.

27 2. In addition to ~~the~~ subsistence allowance, a justice is  
28 eligible for reimbursement for travel ~~transportation~~ expenses as  
29 provided in s. 112.061(7) and (8) for travel between the  
30 justice's official headquarters and the headquarters of the  
31 Supreme Court to ~~Building for the~~ conduct court of the business  
32 ~~of the court.~~

33 (c) Payment of subsistence and reimbursement for travel  
34 ~~transportation~~ expenses ~~relating to travel~~ between a justice's  
35 official headquarters and the headquarters of the Supreme Court  
36 shall ~~Building must~~ be made to the extent that appropriated  
37 funds are available, as determined by the Chief Justice.

38 (2) The Chief Justice shall coordinate with each affected  
39 justice and other state and local officials as necessary to  
40 implement subsection (1) ~~paragraph (1)(a).~~



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41 (3) (a) This section does not require a county to provide  
42 space in a county courthouse for a justice. A county may enter  
43 into an agreement with the Supreme Court governing the use of  
44 space in a county courthouse.

45 (b) The Supreme Court may not use state funds to lease  
46 space in a district court of appeal courthouse, county  
47 courthouse, or other facility to allow a justice to establish an  
48 official headquarters pursuant to subsection (1).

49 (4) The Chief Justice may establish parameters governing  
50 the authority provided in this section, including, but not  
51 limited to, specifying minimum operational requirements for the  
52 designated headquarters, limiting the number of days for which  
53 subsistence and travel reimbursement may be provided, and  
54 prescribing activities that qualify as the conduct of court  
55 business.

56 (5) If any term of this section conflicts with s. 112.061,  
57 this section shall control to the extent of the conflict.

58 Section 2. Section 35.051, Florida Statutes, is created to  
59 read:

60 35.051 Subsistence and travel reimbursement for judges with  
61 alternate headquarters.—

62 (1) (a) A district court of appeal judge is eligible for the  
63 designation of a county courthouse or another appropriate  
64 facility in his or her county of residence as his or her  
65 official headquarters for purposes of s. 112.061 if the judge  
66 permanently resides more than 50 miles from:

67 1. The appellate district's headquarters as prescribed  
68 under s. 35.05(1), if the judge is assigned to such  
69 headquarters; or



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70       2. The appellate district's branch headquarters established  
71 under s. 35.05(2), if the judge is assigned to such branch  
72 headquarters.

73  
74 The official headquarters may serve only as the judge's private  
75 chambers.

76       (b)1. A district court of appeal judge for whom an official  
77 headquarters is designated in his or her county of residence  
78 under this subsection is eligible for subsistence at a rate to  
79 be established by the Chief Justice for each day or partial day  
80 that the judge is at the headquarters or branch headquarters of  
81 his or her appellate district to conduct court business, as  
82 authorized by the chief judge of that district court of appeal.  
83 The Chief Justice may authorize a judge to choose between  
84 subsistence based on lodging at a single-occupancy rate and meal  
85 reimbursement as provided in s. 112.061 and subsistence at a  
86 fixed rate prescribed by the Chief Justice.

87       2. In addition to subsistence, a district court of appeal  
88 judge is eligible for reimbursement for travel expenses as  
89 provided in s. 112.061(7) and (8) for travel between the judge's  
90 official headquarters and the headquarters or branch  
91 headquarters of the appellate district to conduct court  
92 business.

93       (c) Payment of subsistence and reimbursement for travel  
94 expenses between the judge's official headquarters or branch  
95 headquarters and the headquarters of his or her appellate  
96 district shall be made to the extent that appropriated funds are  
97 available, as determined by the Chief Justice.

98       (2) The Chief Justice shall coordinate with each affected



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99 district court of appeal judge and other state and local  
100 officials as necessary to implement subsection (1).

101 (3) (a) This section does not require a county to provide  
102 space in a county courthouse for a district court of appeal  
103 judge. A county may enter into an agreement with a district  
104 court of appeal governing the use of space in a county  
105 courthouse.

106 (b) A district court of appeal may not use state funds to  
107 lease space in a county courthouse or other facility to allow a  
108 district court of appeal judge to establish an official  
109 headquarters pursuant to subsection (1).

110 (4) The Chief Justice may establish parameters governing  
111 the authority provided in this section, including, but not  
112 limited to, specifying minimum operational requirements for the  
113 designated headquarters, limiting the number of days for which  
114 subsistence and travel reimbursement may be provided, and  
115 prescribing activities that qualify as the conduct of court  
116 business.

117 (5) If any term of this section conflicts with s. 112.061,  
118 this section shall control to the extent of the conflict.

119 Section 3. This act shall take effect July 1, 2020.

120

121 ===== T I T L E A M E N D M E N T =====

122 And the title is amended as follows:

123 Delete everything before the enacting clause  
124 and insert:

125 A bill to be entitled  
126 An act relating to official headquarters of judicial  
127 officers; amending s. 25.025, F.S.; revising



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128 provisions governing the payment of subsistence and  
129 travel reimbursement for Supreme Court justices who  
130 designate an official headquarters other than the  
131 headquarters of the Supreme Court; authorizing the  
132 Chief Justice of the Supreme Court to establish  
133 certain parameters in administering the act; providing  
134 for construction; creating s. 35.051, F.S.;

135 authorizing district court of appeal judges who meet  
136 certain criteria to have an appropriate facility in  
137 their county of residence designated as their official  
138 headquarters; providing restrictions; specifying  
139 eligibility for subsistence and travel reimbursement,  
140 subject to the availability of funds; requiring the  
141 Chief Justice to coordinate with certain officials in  
142 implementing the act; providing that a county is not  
143 required to provide space for a judge in a county  
144 courthouse; authorizing counties to enter into  
145 agreements with a district court of appeal for use of  
146 county courthouse space; prohibiting a district court  
147 of appeal from using state funds to lease space to  
148 establish a judge's official headquarters; authorizing  
149 the Chief Justice to establish certain parameters in  
150 administering the act; providing for construction;  
151 providing an effective date.