



669174

LEGISLATIVE ACTION

Senate

.
. .
. .
. .
. .

House

Appropriations Subcommittee on Criminal and Civil Justice
(Brandes) recommended the following:

1 **Senate Substitute for Amendment (533428) (with title**
2 **amendment)**

3
4 Between lines 64 and 65
5 insert:

6 Section 2. Subsection (4) of section 27.51, Florida
7 Statutes, is amended to read:

8 27.51 Duties of public defender.—

9 (4) The public defender for the judicial circuit specified
10 in this subsection shall, after the record on appeal is



669174

11 transmitted to the appellate court by the office of the public
12 defender which handled the trial and if requested by any public
13 defender within the indicated appellate district, handle all
14 circuit court and county court appeals within the state courts
15 system and any authorized appeals to the federal courts required
16 of the official making such request:

17 (a) Public defender of the second judicial circuit, on
18 behalf of any public defender within the district comprising the
19 First District Court of Appeal.

20 (b) Public defender of the tenth judicial circuit, on
21 behalf of any public defender within the district comprising the
22 Second District Court of Appeal.

23 (c) Public defender of the eleventh judicial circuit, on
24 behalf of any public defender within the district comprising the
25 Third District Court of Appeal.

26 (d) Public defender of the fifteenth judicial circuit, on
27 behalf of any public defender within the district comprising the
28 Fourth District Court of Appeal.

29 (e) Public defender of the seventh judicial circuit, on
30 behalf of any public defender within the district comprising the
31 Fifth District Court of Appeal.

32 Section 3. Subsection (8) of section 27.511, Florida
33 Statutes, is amended to read:

34 27.511 Offices of criminal conflict and civil regional
35 counsel; legislative intent; qualifications; appointment;
36 duties.—

37 (8) The public defender for the judicial circuit specified
38 in s. 27.51(4) shall, after the record on appeal is transmitted
39 to the appellate court by the office of criminal conflict and



669174

40 civil regional counsel which handled the trial and if requested
41 by the regional counsel for the indicated appellate district,
42 handle all circuit court and county court appeals authorized
43 pursuant to paragraph (5) (f) within the state courts system and
44 any authorized appeals to the federal courts required of the
45 official making the request. If the public defender certifies to
46 the court that the public defender has a conflict consistent
47 with the criteria prescribed in s. 27.5303 and moves to
48 withdraw, the regional counsel shall handle the appeal, unless
49 the regional counsel has a conflict, in which case the court
50 shall appoint private counsel pursuant to s. 27.40.

51

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

53 And the title is amended as follows:

54 Delete line 7

55 and insert:

56 provided by law; amending ss. 27.51 and 27.511, F.S.;

57 revising the duties of the public defender and office

58 of criminal conflict and civil regional counsel,

59 respectively, regarding the handling of appeals to

60 conform to changes made by the act; amending s.

61 34.017, F.S.; authorizing