

Supreme Court of Florida

WEDNESDAY, MAY 23, 2018

CORRECTED ORDER¹
CASE NO.: SC18-174

IN RE: AMENDMENTS TO THE FLORIDA RULES OF JUVENILE PROCEDURE - 2018 REGULAR-CYCLE REPORT

On April 20, 2018, the above case was submitted to the Court without oral argument. Upon further examination, the Court has now determined that oral argument is necessary to address the proposed amendments to Florida Rules of Juvenile Procedure 8.080(c)(10) (to be titled “Immigration Consequences”), and 8.090(m) (Remedy for Failure to Try Respondent Within the Specified Time), and proposed new rule 8.255(e) (Taking Testimony), as well as any other proposals on which the Court may seek further input. The Juvenile Court Rules Committee (Committee) should be prepared to address the following issues.

- (1) All the issues concerning the proposed amendments to rule 8.080(c)(10) raised in the August 14, 2017, comment submitted to the Committee by Blaise Trettis, Public Defender, Eighteenth Judicial Circuit, and the Court’s decision in *In re Amendments to Florida Rules of Criminal Procedure*, 188 So. 3d 764, 766 (Fla. 2015) (rejecting similar amendments to Florida Rule of Criminal Procedure 3.172(c)(8)).
- (2) Why the Court should amend rule 8.090(m)(3) to create a single 15-day speedy trial recapture window when the Criminal Procedure Rules Committee has not proposed a similar amendment to Florida Rule of Criminal Procedure 3.191(p)(3).
- (3) Whether proposed new rule 8.255(e) (Taking Testimony) is consistent with existing Florida Rule of Judicial Administration 2.530 (Communication Equipment), and whether that proposal should be coordinated with the proposed

¹ Corrected on June 7, 2018, to reflect oral argument date of Tuesday, August 28, 2018.

amendments to rule 2.530 and the Florida Rules of Civil Procedure currently being developed by the Civil Procedure Rules Committee and the Rules of Judicial Administration Committee.

(4) Any other issues concerning these or any other proposals on which the Court may seek further explanation.

The above case is hereby scheduled for oral argument at 9:00 a.m., Tuesday, August 28, 2018. Thirty minutes is allocated for oral argument. Parties are expected to use only as much time as is actually needed.

The proponent of any change and any party filing a comment with the Committee prior to the filing of the report or with this Court are invited to participate in oral argument, provided a proper request for oral argument is filed with this Court on or before June 12, 2018.

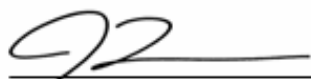
The allocation of time must be agreed upon by the parties and shared by any interested parties who have requested oral argument. The parties must notify the Clerk of Court no later than July 2, 2018, how the time is to be divided.

In accordance with Florida Rule of Judicial Administration 2.140(b)(5), the proposed amendments have been posted to the court's website at <http://www.floridasupremecourt.org/clerk/comments/index.shtml>.

NO CONTINUANCES WILL BE GRANTED EXCEPT UPON A SHOWING OF EXTREME HARDSHIP.

A True Copy

Test:



John A. Tomasino
Clerk, Supreme Court



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Served:

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LINDA MCGRADY BERMAN, VICE CHAIR, JUVENILE COURT

RULES COMMITTEE

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HON. BLAISE TRETTIS, PUBLIC DEFENDER

GLEN P. GIFFORD, INTERESTED PARTY

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