

SUPREME COURT OF FLORIDA

In re Amendments to Rules Regulating the Florida Bar (Biennial Petition Housekeeping)

164 So. 3d 1217 (Fla. 2015) · No. SC14-2107 · Decided May 21, 2015

SUMMARY

The Supreme Court of Florida adopts proposed housekeeping amendments to the Rules Regulating The Florida Bar. The amendments include editorial updates, revisions to disciplinary procedures and professional conduct rules, repeal of an emeritus specialist status rule, and creation of standards for board certification in juvenile law. The amendments were made effective October 1, 2015, at 12:01 a.m.

CASE DETAILS

COURT	Supreme Court of Florida
WRITING FOR THE COURT	Per Curiam; Labarga, C.J.; Pariente, J.; Lewis, J.; Quince, J.; Canady, J.; Polston, J.; Perry, J.
JURISDICTION	Florida
DECIDED	May 21, 2015
DOCKET	SC14-2107
DISPOSITION	approved
PROCEDURAL POSTURE	Original proceeding on The Florida Bar's petition to amend the Rules Regulating the Florida Bar.
PRECEDENTIAL VALUE	Published rulemaking opinion of the Supreme Court of Florida; binding insofar as it adopts and establishes the effective date of amendments to the Rules Regulating the Florida Bar.

TOPICS

rulemaking administrative law appellate procedure civil procedure

PRACTICE AREAS

legal ethics professional responsibility Florida Bar regulation legal rulemaking unlicensed practice of law

QUESTIONS PRESENTED

1. Whether the Supreme Court of Florida should adopt The Florida Bar's proposed housekeeping amendments to the Rules Regulating the Florida Bar.
2. Whether the proposed repeal, new certification rules, and amendments to existing Bar Rules should become effective on the date specified by the Court.

HOLDINGS

1. The Supreme Court of Florida adopted the proposed amendments to the Rules Regulating the Florida Bar, including new rules, amendments to existing rules, repeal of Rule 6-3.7, and creation of Subchapter 6-29 concerning board certification in juvenile law.
2. The adopted amendments became effective October 1, 2015, at 12:01 a.m.

KEY QUOTATIONS

“After fully considering the petition, the Court adopts these “housekeeping” amendments as proposed by the Bar.” (opinion text before appendix)

“The amendments shall become effective on October 1, 2015, at 12:01 a.m.” (opinion text before appendix)

FACTUAL BACKGROUND

The Florida Bar proposed editorial and housekeeping amendments to numerous Rules Regulating the Florida Bar, updates reflecting prior amendments and longstanding practice, repeal of the emeritus specialist status rule, and creation of standards for board certification in juvenile law. The Board of Governors approved the proposals, and formal notice was published for public comment. The Court received no comments.

PROCEDURAL HISTORY

The Florida Bar filed a biennial petition proposing housekeeping amendments, new rules, and repeal of an existing rule. The Board of Governors approved the proposals, and notice was published in The Florida Bar News. No comments were received, and the Supreme Court of Florida adopted the proposed amendments, with one nonsubstantive revision, effective October 1, 2015.

DISPOSITION

approved

CASES CITED

- 820 So. 2d 210 (Fla. 2002)
- 762 So. 2d 392, 394 (Fla. 1999)