

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

March 15, 2023
Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HCR23-1001 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed resolution, page 6, line 5, strike "DISMISSAL," and
2 substitute "DISMISSAL OR DISCIPLINARY ORDER,".
- 3 Page 7, line 4, strike "COURT OF APPEALS JUDGES" and substitute "JUDGES
4 OF THE COURT OF APPEALS AND DISTRICT COURT".
- 5 Page 7, line 10, after "ALL" insert "DISTRICT JUDGES AND".
- 6 Page 7, line 15, after the period insert "A TRIBUNAL MUST NOT INCLUDE
7 MORE THAN ONE MEMBER WHO IS A COURT OF APPEALS JUDGE AND NOT
8 MORE THAN ONE DISTRICT JUDGE FROM ANY ONE JUDICIAL DISTRICT.".
- 9 Page 10, strike lines 15 through 24 and substitute:
10 "(k) (I) THERE IS CREATED A RULE-MAKING COMMITTEE TO ADOPT
11 RULES FOR THE JUDICIAL DISCIPLINE PROCESS. THE RULE-MAKING
12 COMMITTEE CONSISTS OF THREE MEMBERS APPOINTED BY THE SUPREME
13 COURT, FIVE MEMBERS APPOINTED BY THE ADJUDICATIVE BOARD, AND
14 FIVE MEMBERS APPOINTED BY THE COMMISSION. MEMBERS SERVE AT THE
15 PLEASURE OF THEIR APPOINTING AUTHORITY. THE RULE-MAKING
16 COMMITTEE SHALL ELECT A CHAIR WHO IS A MEMBER OF THE COMMITTEE
17 AND COMMISSION. THE RULES MUST INCLUDE THE STANDARDS AND
18 DEGREE OF PROOF TO BE APPLIED IN JUDICIAL DISCIPLINE".
- 19 Page 11, line 2, strike "SUPREME COURT" and substitute "RULE-MAKING
20 COMMITTEE".
- 21 Page 11, line 6, strike "SUPREME COURT" and substitute "RULE-MAKING
22 COMMITTEE".

1 Page 11, line 7, after the period add "RULES PROMULGATED PURSUANT TO
2 THIS SUBSECTION (3)(k)(II) APPLY TO FORMAL PROCEEDINGS INITIATED ON
3 OR AFTER APRIL 1, 2025."

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