

1 H.739

2 Introduced by Representative Lippert of Hinesburg

3 Referred to Committee on

4 Date:

5 Subject: Judicial; judicial nominations and appointments

6 Statement of purpose of bill as introduced: This bill proposes to eliminate the
7 requirement that the Judicial Nominating Board use the Administrative
8 Procedures Act to adopt rules.

9 An act relating to rulemaking by the Judicial Nominating Board

10 It is hereby enacted by the General Assembly of the State of Vermont:

11 ~~Sec. 1. 4 V.S.A. § 601(d) is amended to read:~~

12 ~~(d) The Judicial Nominating Board shall adopt rules under 3 V.S.A. chapter~~
13 ~~25 which that shall establish criteria and standards for the nomination of~~
14 ~~qualified candidates for justices Justices of the supreme-Supreme Court,~~
15 ~~superior Superior Court judges, magistrates Magistrates, the Chair of the~~
16 ~~Public Service Board, and members of the Public Service Board. The criteria~~
17 ~~and standards shall include such factors as integrity, legal knowledge and~~
18 ~~ability, judicial temperament, impartiality, health, experience, diligence,~~
19 ~~administrative and communicative skills, social consciousness, and public~~
20 ~~service.~~

1 ~~Sec. 2. EFFECTIVE DATE~~

2 ~~This act shall take effect on passage.~~

Sec. 1. 4 V.S.A. § 601(d) is amended to read:

(d) The Judicial Nominating Board shall adopt rules under 3 V.S.A. chapter 25 ~~which~~ that shall establish criteria and standards for the nomination of qualified candidates for ~~justices~~ Justices of the ~~supreme~~ Supreme Court, ~~superior~~ Superior Court judges, ~~magistrates~~ Magistrates, the Chair of the Public Service Board, and members of the Public Service Board. The criteria and standards shall include such factors as integrity, legal knowledge and ability, judicial temperament, impartiality, health, experience, diligence, administrative and communicative skills, social consciousness, and public service. The application form shall not be included in the rules and may be developed and periodically revised at the discretion of the Board.

Sec. 2. EFFECTIVE DATE

This act shall take effect on passage.