

HOUSE BILL NO. 1313

Introduced by

Representative Magrum

1 A BILL for an Act to amend and reenact section 27-23-02 of the North Dakota Century Code,
2 relating to the composition of the judicial conduct committee.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 27-23-02 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **27-23-02. Creation and composition of commission, terms of office, appointment, and**
7 **powers.**

8 The judicial conduct commission consists of ~~two judges of the district court, one lawyer-~~
9 ~~licensed to practice law in this state, and four~~seven citizens who are not judges, retired judges,
10 or lawyers. ~~Members representing the district court must be appointed by their state association~~
11 ~~and the lawyer member must be appointed by the board of governors of the state bar~~
12 ~~association of North Dakota.~~ The citizen members must be active or retired military and must be
13 appointed by the governor~~adjutant general~~. The term of each member is three years. A member
14 may not serve more than two full three-year terms. ~~Membership terminates if a member ceases~~
15 ~~to hold the position that qualified the member for appointment.~~ A vacancy must be filled by the
16 ~~appointing power~~adjutant general for the remainder of the term. ~~Any appointment to fill a~~
17 ~~vacancy not made within forty five days after the vacancy occurs or the term of office ends must~~
18 ~~be made by the supreme court.~~ The commission shall select one of its members as chair.

19 The commission has the power to investigate complaints against any judge in the state and
20 the chair may appoint a hearing panel to conduct hearings concerning the discipline, removal,
21 retirement, or transfer to incapacity inactive status of any judge.