HOUSE BILL NO. 36

INTRODUCED BY F. NAVE

BY REQUEST OF THE SENATE SELECT COMMITTEE ON JUDICIAL OVERSIGHT AND REFORM

A BILL FOR AN ACT ENTITLED: “AN ACT PROHIBITING A JUDGE ON THE JUDICIAL STANDARDS COMMISSION FROM SERVING AS PRESIDING OFFICER OF THE COMMISSION; AND AMENDING SECTION 3-1-1101, MCA.”

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 3-1-1101, MCA, is amended to read:

"**3-1-1101. Creation and composition of commission.** (1) There is created a judicial standards commission consisting of five members as follows:

(a) two district court judges appointed by the speaker of the house as provided in 3-1-1115 and confirmed by the senate;

(b) one attorney who has practiced law in this state for at least 10 years, appointed by the attorney general and confirmed by the senate; and

(c) two citizens who are not attorneys or judges of any court, active or retired, appointed by the governor and confirmed by the senate.

(2) Members shall serve staggered 4-year terms.

(3) A district court judge may not serve as the presiding officer of the commission."

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