

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

SENATE JOINT RESOLUTION NO. _____

Judicial nominating commission list of nominees.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 A JOINT RESOLUTION proposing to amend the Wyoming
2 Constitution by amending the time period in which a list of
3 nominees is required to be submitted by the judicial
4 nominating commission.

5

6 *BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF WYOMING,*
7 *two-thirds of all the members of the two houses, voting*
8 *separately, concurring therein:*

9

10 **Section 1.** The following proposal to amend Wyoming
11 Constitution, Article 5, Section 4(b) is proposed for
12 submission to the electors of the State of Wyoming at the
13 next general election for approval or rejection to become

1 valid as a part of the Constitution if ratified by a
2 majority of the electors at the election:

3

4 **Article 5, Section 4. Supreme court generally;**
5 **number; election of chief justice; quorum; vacancies in**
6 **supreme court or district court; judicial nominating**
7 **commission; terms; standing for retention in office.**

8

9 (b) A vacancy in the office of justice of the supreme
10 court or judge of any district court or of such other
11 courts that may be made subject to this provision by law,
12 shall be filled by a qualified person appointed by the
13 governor from a list of three nominees that shall be
14 submitted by the judicial nominating commission. The
15 commission shall submit such a list ~~not later than 60 days~~
16 in a manner as may be prescribed by law after the death,
17 retirement, tender of resignation, removal, failure of an
18 incumbent to file a declaration of candidacy or
19 certification of a negative majority vote on the question
20 of retention in office under ~~section~~subsection (g) ~~hereof~~
21 of this section. If the governor shall fail to make any
22 such appointment within 30 days from the day the list is

1 submitted to him, such appointment shall be made by the
2 chief justice from the list within 15 days.

3

4 **Section 2.** That the Secretary of State shall endorse
5 the following statement on the proposed amendment:

6

7 The adoption of this amendment would eliminate the
8 time period in which a list of nominees is required to be
9 submitted by the judicial nominating commission, thereby
10 allowing the legislature to set the time period in statute
11 to allow the legislature the opportunity to review the need
12 to fill the vacancy before the list of nominees is
13 submitted.

14

15

(END)