

## TRIAL COURTS JUDICIAL NOMINATING COMMISSIONS

Governor	Governor Glendening 01.01.1999.08	Governor Ehrlich 01.01.2003.12	Governor O'Malley 01.01.2008.04	Governor Hogan 01.01.2019.05
<b>Commission Districts</b>	16 Commission Districts	16 Commission Districts	16 Commission Districts	16 Commission Districts
<b>Number of Members</b>	13 persons	13 persons	13 persons	13 persons
<b>Composition of Members</b>	<p>-6 members appointed by the Governor. These persons may not be lawyers</p> <p>-6 members of the MD Bar (at least two members shall be residents of the Commission District; 4 of the 6 shall be elected by the members of the MD Bar and shall maintain their principal offices for the practice of law in the Commission District; multi-county Commission Districts – one member must have principal office of law in each county of the Commission District; ; elections shall be conducted by Administrative Office of the Courts pursuant to Rules; ; and each candidate for an elected position shall submit a petition signed by 15 lawyers; 2 of the 6 shall be appointed by the Governor – Governor will accept written</p>	<p>- 5 members of the MD Bar appointed by the Governor (must have principal office in Commission District; at least one a resident of the Commission District; multi-county Commission Districts – one member must have principal office of law in each county of the Commission District)</p> <p>-4 members appointed by the Governor who may not be lawyers (each shall be resident and qualified voter of Commission District; and in multi-county Commission Districts at least one member must reside in each county</p> <p>-4 members of the MD Bar selected by the members of the MD Bar who are qualified voters and maintain principal offices for the practice of law in the Commission District (at least one shall live in Commission District;</p>	<p>-9 persons appointed by the Governor</p> <p>-4 persons submitted for appointment by the presidents of the Bar Associations in the political subdivisions for which the Commission is responsible</p>	<p>-9 persons appointed by the Governor</p> <p>-4 members of the Bar Associations for the counties for which the Nominating Commission is responsible for, appointed by the Governor from 7 such persons submitted collectively by the presidents of those Associations</p>

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	recommendations from leadership of the Bar Associations)	multi-county – must have principal office in each county; elections shall be conducted by Administrative Office of the Courts pursuant to Rules; and each candidate shall submit a petition signed by 15 lawyers)		
<b>Restrictions</b>	<ul style="list-style-type: none"> <li>-may not hold offices of profit or trust under Constitution or laws of State, in any political party or be full-time employees of the State</li> <li>- no more than one lawyer from the same firm or legal office may serve on the Commission at the same time</li> </ul>	<ul style="list-style-type: none"> <li>-No more than one lawyer from the same law firm or legal office may serve on the same Commission</li> <li>- may not hold offices of profit or trust under Constitution or laws of State, in any political party or be full-time employees of the State</li> </ul>	<ul style="list-style-type: none"> <li>-no more than one lawyer from the same firm or legal office may serve on the Commission at the same time</li> <li>-may not simultaneously serve on an Appellate Nominating Commission</li> <li>-may not hold elected office in local, state or federal govt, hear cases as active or senior member of the state or federal judiciary, or hold office in a political party</li> </ul>	<ul style="list-style-type: none"> <li>-No more than one lawyer from the same law firm or legal office may serve on the same Commission</li> <li>-may not simultaneously serve on an Appellate Nominating Commission</li> <li>-may not hold elected office in local, state or federal govt, be an employee of the Office of the Governor, hear cases as active or senior member of the state or federal judiciary, or hold office in a political party</li> </ul>
<b>Guidelines</b>	<ul style="list-style-type: none"> <li>-Shall fairly and appropriately reflect the minority and female population of the Commission District</li> <li>-elections of the 6 Bar members should give fair and appropriate consideration to minority and female participation in the election process</li> <li>-the 2 of the 6 the Governor appoints – the Governor will</li> </ul>	Shall fairly and appropriately reflect the minority and female population of the Commission District	shall encourage qualified candidates from a diversity of backgrounds to apply	presidents of Bar Associations when submitting names shall give consideration to the racial, ethnic, and gender diversity of Maryland

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	consider the need for greater diversity of experience, gender and race			
<b>Chairperson</b>	Appointed by the Governor; may not hold offices of profit or trust under Constitution or laws of State, in any political party or be full-time employee of the State	Governor shall designate one of his appointees to be Chairperson	Designated by the Governor	Designated by the Governor
<b>Terms</b>	Extend to date of qualification of the Governor elected at each quadrennial election and until successors are chosen	Extend to date of qualification of the Governor elected at each quadrennial election and until successors are chosen	Extend to the date of the qualification of the Governor at the next quadrennial election	Extend to the date of the qualification of the Governor at the next quadrennial election
<b>Number of Recommendations</b>	-Shall submit a list of not more than 7 nominees for each vacancy -Formula for minimum number have to submit according to number of lawyers contributing to Client Protection Fund in that county (more than 750 then minimum is 5 but if 30 or less than minimum is 2)	-Shall submit a list of not more than 7 nominees for each vacancy -Formula for minimum number have to submit according to number of lawyers contributing to Client Protection Fund in that county (more than 750 then minimum is 5 but if 30 or less than minimum is 2)	-shall submit a list of at least 3 qualified candidates to fill each vacancy -if multiple vacancies in same court, a Commission shall submit a list of at least 3 qualified persons for each vacancy	-if Commission determines that at least 3 applicants are legally and professionally qualified, it shall report those to the Governor. -shall re-advertise or submit names of qualified applicants if Commission determines that fewer than 3 applicants are legally and professionally qualified -may reconvene for further deliberations or re-advertise if requested by Governor
<b>Procedures</b>	-operate under procedures specified in Rules adopted by Chief Judge of COA. AOC and Governor shall provide for training of Commission members. - Commission shall notify MD Bar and other appropriate bar associations when notified a vacancy exists or is about to occur	-operate under procedures specified in Rules adopted by Chief Judge of COA. AOC and Governor shall provide for training of Commission members -Commission shall notify MD Bar and other appropriate bar associations when notified a vacancy exists or is about to occur	-no fewer than 9 members shall be present at a voting session - shall interview each applicant in person or by video teleconference if extraordinary circumstances and Governor approves -applicant may not be recommended unless by vote of a	-Commission shall advertise the vacancy, encourage qualified candidates from a diversity of backgrounds to apply, notify the MD Bar and other bar associations and request recommendations, seek recommendations from interested citizens, and set a closing date

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	<p>and request recommendations. May also seek recommendations from interested citizens</p> <ul style="list-style-type: none"> <li>-no fewer than 10 members shall be present at a voting session</li> <li>person has been found legally and</li> <li>-most fully professionally qualified by a vote of a majority of members present</li> </ul>	<p>and request recommendations. May also seek recommendations from interested citizens</p> <ul style="list-style-type: none"> <li>-Commission shall evaluate each nominee</li> <li>-no fewer than 9 members shall be present at a voting session</li> <li>-may not submit name unless that person has been found legally and most fully professionally qualified by a vote of a majority of members present</li> </ul>	<p>majority of members present at a voting session</p> <ul style="list-style-type: none"> <li>-if fewer than 3 candidates apply, then automatically readvertised. If still remains fewer than 3, then can be submitted to Governor</li> </ul>	<ul style="list-style-type: none"> <li>-automatically readvertised if less than 3 applicants for a vacancy. If still less than 3 after readvertising, then Commission can evaluate those applicants</li> <li>-shall place notices in at least one newspaper</li> <li>-shall interview each applicant in person or by video teleconference if extraordinary circumstances and Governor approves</li> <li>-voting session must be attended by at least 3/5 of members</li> </ul>
<b>Evaluation criteria</b>	<ul style="list-style-type: none"> <li>-must be legally and most fully professionally qualified</li> <li>- look for integrity, maturity, health if job related, judicial temperament, diligence, legal knowledge, ability and experience, and community service</li> <li>-shall be sensitive to gender and diversity issues</li> </ul>	<ul style="list-style-type: none"> <li>-shall select and nominate to the Governor found to be legally and most fully professionally qualified</li> <li>-look for integrity, maturity, health if job related, judicial temperament, diligence, legal knowledge, ability and experience, and community service</li> <li>-shall be sensitive to gender and diversity issues</li> </ul>	<ul style="list-style-type: none"> <li>-shall recommend those candidates most legally and most fully professionally qualified</li> <li>-shall consider the applicant's integrity, maturity, temperament, diligence, legal knowledge, intellectual ability, professional experience, community service, and any other qualifications the Commission deems important for judicial service as well as the importance of having a diverse judiciary</li> </ul>	<ul style="list-style-type: none"> <li>-shall consider the applicant's integrity, maturity, temperament, diligence, legal knowledge, intellectual ability, professional experience, community service, and any other qualifications the Commission deems important for judicial service as well as the importance of having a diverse judiciary</li> </ul>
<b>Education</b>	<p>each Commission, through the AOC, shall distribute informational and educational materials concerning judicial vacancies and functions of the Commission</p>	<p>each Commission, through the AOC, shall distribute informational and educational materials concerning judicial vacancies and functions of the Commission</p>	<p>Chair of each Commission shall request assistance from the AOC in providing training to Commission members</p>	<p>Chair of each Commission may request assistance from the AOC in providing training to Commission members</p>

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<b>Appointment</b>	<p>-Governor shall select a person from the list of nominees                      -may also fill by selecting a person from any list previously submitted by the appropriate Commission if submitted within a 2 year period</p>	<p>-Governor shall select a person from the list of nominees                      -may also fill by selecting a person from any list previously submitted by the appropriate Commission if submitted within a 2 year period</p>	<p>-may appoint from list submitted during the previous 2 years from the Commission                      -may reappoint an incumbent judge</p>	<p>for each vacancy, the Governor shall reappoint the incumbent judge; appoint an applicant who was recommended for a prior vacancy in same position if within 2 years; or accept applications from new candidates</p>
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