



SUPREME COURT OF GEORGIA

Atlanta October 22, 2018

The Honorable Supreme Court met pursuant to adjournment.

The following order was passed.

The Court hereby adopts the following amendments to the Rules of the Judicial Qualifications Commission of Georgia that took effect on January 1, 2018, to clarify the Commission's jurisdiction over successful and unsuccessful judicial candidates. These amendments, which were proposed by the Investigative Panel of the JQC, shall take effect on November 1, 2018. Parallel amendments are being made by separate order to the revised Georgia Code of Judicial Conduct.

The amended Rules of the Judicial Qualifications Commission of Georgia are set out below. The final amended version appears first, followed by a red-line version, with new text indicated by underlining and deleted text indicated by strike-out.

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Terminology

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Judicial Candidate means a person, including an incumbent judge, seeking selection for or retention in judicial office by election or appointment. A person becomes a candidate for judicial office as soon as he or she: (1) appoints or forms a campaign committee, (2) makes a public announcement of candidacy, (3) declares, files, or qualifies as a candidate with the election or appointment authority, or (4) authorizes solicitation or acceptance of campaign contributions or support. A person who is announced as the appointee to fill a judicial position by the Governor or other appointing authority, or who is certified as elected to a judicial position, continues to be a judicial candidate until he or she is sworn into office. Judicial candidates who do not currently hold judicial office are subject to the same Code provisions as judges pro tempore.

Text amended effective November 1, 2018.

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Section I. Organization and Structure

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Rule 2. The Judicial Qualifications Commission

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B. Jurisdiction.

...

(2) Former Judges and Judicial Candidates. The Commission has continuing jurisdiction over former judges and judicial candidates regarding allegations that misconduct occurred during service as a judge or judicial candidate if a complaint is made within one year following service as a judge or judicial candidate.

Paragraph B (2) amended effective November 1, 2018.

Red-line

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Terminology

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Judicial Candidate means a person, including an incumbent judge, seeking selection for or retention in judicial office by election or appointment. A person becomes a candidate for judicial office as soon as he or she: (1) appoints or forms a campaign committee, (2) makes a public announcement of candidacy, (3) declares, files, or qualifies as a candidate with the election or appointment authority, or (4) authorizes solicitation or acceptance of campaign contributions or support. A person who is announced as the appointee to fill a judicial position by the Governor or other appointing authority, or who is certified as elected to a judicial position, continues to be a judicial candidate until he or she is sworn into office. The term has the same meaning when applied to an incumbent judge seeking election or appointment to non-judicial office. Judicial candidates who do not currently hold judicial office are subject to the same Code provisions as judges pro tempore.

Text amended effective November 1, 2018.

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Section I. Organization and Structure

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SUPREME COURT OF THE STATE OF GEORGIA

Clerk's Office, Atlanta

I certify that the above is a true extract from the minutes of the Supreme Court of Georgia.

Witness my signature and the seal of said court hereto affixed the day and year last above written.

