

- 26 (a) a citizen of the United States;
- 27 (b) 25 years of age or older;
- 28 (c) a resident of Utah for at least three years immediately preceding [his] appointment;
- 29 (d) a resident of the county in which the court is located or an adjacent county for at
- 30 least six months immediately preceding appointment; and
- 31 (e) a qualified voter of the county in which the judge resides.

32 (2) ~~H→~~ **[Justice] Effective May 10, 2016, justice ←H** court judges are not required to

32a be admitted to practice law in the state as a

33 qualification to hold office but ~~H→~~ **in first, second, and third class counties judges ←H** shall

33a have ~~[at the minimum a diploma of graduation from high~~

34 ~~school or its equivalent]~~ a degree from a law school that makes one eligible to apply for

35 admission to a bar in any state.

36 (3) A justice court judge shall be a person who has demonstrated maturity of judgment,

37 integrity, and the ability to understand and apply appropriate law with impartiality.

38 (4) ~~A~~ Justice court ~~[judges]~~ judge shall retire upon attaining the age of 75 years.

39 (5) (a) If there are no applicants for a justice court judge position who meet the

40 requirements of Subsection (2), the justice court nominating commission may accept

41 applications from persons who do not meet the requirements of Subsection (1)(d).

42 (b) If, after waiving the requirements of Subsection (1)(d), there are no applicants for a

43 justice court judge position who meet the requirements of Subsection (2), the justice court

44 nominating commission may accept applications from persons who do not meet the

45 requirements of Subsection (2).

46 (6) (a) In accordance with Subsection 78A-7-202(3), the Administrative Office of the

47 Courts shall provide notice to all attorneys in the county and adjacent counties when a justice

48 court judge position is vacant.

49 (b) If the justice court nominating commission waives the requirement of Subsection

50 (1)(d) in accordance with Subsection (5)(a), the Administrative Office of the Courts shall

51 provide notice to all attorneys in the state.

52 (7) A justice court judge sitting on the bench on January 30, 2017, who does not meet

53 the qualification in Subsection (2) may continue in the judge's position until ~~H→~~ retirement,

53a resignation, or removal from the position [the end of the

54 current term, but may not stand for retention at the end of the term] ←H .

54a ~~H→~~ **(8) Justice court judges in fourth, fifth, and sixth class counties shall continue to be**

54b **governed by the statutory requirements in effect prior to May 10, 2016. ←H**