

**78A-10-202 Membership.**

- (1) The Appellate Court Nominating Commission shall consist of seven commissioners, each appointed by the governor to serve a single four-year term.
- (2) Each commissioner shall:
  - (a) be a United States citizen;
  - (b) be a resident of Utah; and
  - (c) serve until the commissioner's successor is appointed.
- (3) The governor may not appoint:
  - (a) a commissioner to serve successive terms;
  - (b) a member of the Legislature to serve as a member of the Appellate Court Nominating Commission; or
  - (c) more than four commissioners from the same political party to the Appellate Court Nominating Commission.
- (4)
  - (a) The Utah State Bar shall submit to the governor a list of six nominees to serve as Appellate Court Nominating Commissioners.
  - (b) The governor shall appoint two commissioners from the list of nominees provided by the Utah State Bar.
  - (c) The governor may reject the list submitted by the Utah State Bar and request a new list of nominees.
- (5) The governor may not appoint more than four persons who are members of the Utah State Bar to the Appellate Court Nominating Commission.
- (6) The chief justice of the Supreme Court shall appoint another member of the Judicial Council to serve as an ex officio, nonvoting member of the Appellate Court Nominating Commission.
- (7) The governor shall appoint the chair of the Appellate Court Nominating Commission from among the membership.

Amended by Chapter 134, 2010 General Session