

Table 5: Nominating commission procedures

State	Disqualification provision	Ethics provisions	Oath of office	Political activity prohibition	External recruitment provision	Provision for diversity	Rule against discrimination	Judicial performance evaluation available to commission
Alabama				X ¹	X ²			
Alaska	X		X		X			X
Arizona	X				X	Applicants Commissioners		X
Colorado			X ³		X ⁴		X	
Connecticut				X				X
Delaware	X				X		X	
D.C.								X
Florida	X	X			X			
Georgia		X				Commissioners		
Hawaii	X	X		X	X		X	X
Idaho			X					
Indiana	X ⁵			X	X ⁵	Applicants Commissioners ⁶		
Iowa	X ⁷				X ⁸	Applicants ⁸	X ⁹	
Kansas			X	X ¹⁰	X			
Kentucky				X	X			
Maryland	X			X	X	Applicants		
Massachusetts	X	X		X		Commissioners		
Minnesota					X	Applicants		
Missouri	X		X	X	X	Applicants		
Montana								
Nebraska	X		X		X		X	
Nevada	X				X		X	
New Hampshire	X							
New Mexico	X		X		X			
New York New York City				X	X X		X ¹¹	
North Dakota					X			
Oklahoma	X	X	X	X	X		X	

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<i>Rhode Island</i>	X	X	X		X	Applicants Commissioners		
<i>South Dakota</i>	X	X			X			
<i>Tennessee</i>	X	X	X	X	X	Commissioners		
<i>Utah</i>	X				X	Applicants	X	X
<i>Vermont</i>	X				X		X	
<i>Wyoming</i>				X	X			

1. **Alabama.** Tuscaloosa County prohibits commission members from holding elective offices or official positions within political parties.

2. **Alabama.** Unlike other jurisdictions with external recruitment provisions that allow or encourage recruitment, Baldwin, Jefferson, and Tuscaloosa Counties forbid commission members from soliciting applicants.

3. **Colorado.** The rules of the nominating commission for the 11th judicial district require commission members to take an oath of secrecy.

4. **Colorado.** There is no external recruitment provision for the supreme court nominating commission, but a majority of the district nominating commissions have such provisions.

5. **Indiana.** The Indiana judicial nominating commission has a disqualification provision and an external recruitment provision.

6. **Indiana.** The nominating commission for Lake County has diversity provisions regarding both commission members and applicants.

7. **Iowa.** A disqualification provision is included in Iowa's sample procedures for district judicial nominating commissions. Although many judicial districts have not yet formally adopted these procedures, most districts utilize them as general guidelines.

8. **Iowa.** The internal rules of the state judicial nominating commission include an external recruitment provision and a diversity provision, as do the sample procedures for district judicial nominating commissions.

9. **Iowa.** The magistrate appointing commission handbook contains rules against discrimination in the nomination of candidates as district associate and magistrate judges.

10. **Kansas.** The Kansas constitution contains a prohibition on political activity for members of the supreme court nominating commission.

11. **New York.** Rules for the appellate division of the supreme court and the trial courts include a rule against discrimination.