

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 226

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

H226-ATG-65 [v.1]

Page 1 of 1

Amends Title [NO]
Fifth Edition

Date _____, 2019

Senator Rabon

1 moves to amend the bill on page 14, lines 14 – 15, by rewriting the lines to read:

2
3 **"PART IV. CLARIFY COMMISSION INVESTIGATIONS AGAINST JUDGES**

4 **SECTION 29.(a)** G.S. 7A-377(a) reads as rewritten:

5 "(a) Any citizen of the State may file a written complaint with the Commission concerning
6 the qualifications or conduct of any justice or judge of the General Court of Justice, and thereupon
7 the Commission shall make such investigation as it deems necessary. The Commission may also
8 make an investigation on its own motion. The Commission shall not make an investigation,
9 whether initiated upon its own motion or by written complaint of a citizen of this State, when the
10 motion or complaint is based substantially upon a legal ruling by a district or superior court judge
11 and the legal ruling has not yet been reviewed and ruled upon by either the North Carolina Court
12 of Appeals or the North Carolina Supreme Court. The Commission is limited to reviewing
13 judicial conduct, not matters of law. The Commission may issue process to compel the attendance
14 of witnesses and the production of evidence, to administer oaths, and to punish for contempt. No
15 justice or judge shall be recommended for public reprimand, censure, suspension, or removal
16 unless he has been given a hearing affording due process of law."

17 **SECTION 29.(b)** This section is effective when it becomes law and applies to
18 complaints or investigations pending on or after that date.

19 **SECTION 30.** Except where otherwise provided, this act is effective when it
20 becomes law."

SIGNED _____
Amendment Sponsor

SIGNED _____

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and vote information, is available in the
Senate Principal Clerk's Office**



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