

## HOUSE JOINT RESOLUTION NO. HJ0001

Supreme court justices and district judges-retirement.

Sponsored by: Joint Judiciary Interim Committee

## A JOINT RESOLUTION

for

1 A JOINT RESOLUTION proposing to amend the Wyoming  
2 Constitution by amending the retirement age requirements for  
3 Wyoming supreme court justices and district court judges.

4

5 *BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF WYOMING,*  
6 two-thirds of all the members of the two houses, voting  
7 separately, concurring therein:

8

9 **Section 1.** The following proposal to amend the Wyoming  
10 Constitution, Article 5, Section 5 is proposed for submission  
11 to the electors of the State of Wyoming at the next general  
12 election for approval or rejection to become valid as a part  
13 of the Constitution if ratified by a majority of the electors  
14 at the election:

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1           **Article 5, Section 5. Voluntary retirement and**  
2 **compensation of justices and judges.**

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4 Subject to the further provisions of this section, the  
5 legislature shall provide for the voluntary retirement and  
6 compensation of justices and judges of the supreme court and  
7 district courts, and may do so for any other courts, on  
8 account of length of service, age and disability, and for  
9 their reassignment to active duty where and when needed. The  
10 office of every such justice and judge shall become vacant  
11 when the incumbent reaches the age of ~~seventy (70)~~ seventy-  
12 five (75) years, as the legislature may prescribe. ~~;~~ ~~but, in~~  
13 ~~the case of an incumbent whose term of office includes the~~  
14 ~~effective date of this amendment, this provision shall not~~  
15 ~~prevent him from serving the remainder of said term nor be~~  
16 ~~applicable to him before his period or periods of judicial~~  
17 ~~service shall have reached a total of six (6) years.~~ The  
18 legislature may also provide for benefits for dependents of  
19 justices and judges.

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21           **Section 2.** That the Secretary of State shall endorse  
22 the following statement on the proposed amendment:

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1 Currently, the Wyoming Constitution requires Wyoming Supreme  
2 Court justices and district court judges to retire upon  
3 reaching the age of seventy (70). This amendment increases  
4 the mandatory retirement age of Supreme Court justices and  
5 district court judges from age seventy (70) to age seventy-  
6 five (75).

7

8 The Constitution also currently provides an exception to the  
9 mandatory requirement to retire upon reaching age seventy  
10 (70) for justices and judges who had not yet completed six  
11 (6) years of judicial service as of December 12, 1972. The  
12 proposed amendment would remove the now-obsolete six (6) year  
13 service guarantee.

14

15

(END)