## HOUSE JOINT RESOLUTION 21

## Introduced by Whalen, et al.

2/15	Introduced
2/15	Referred to Judiciary
2/15	First Reading
2/17	Hearing
2/18	Committee ReportBill Passed
2/20	2nd Reading Passed
2/23	3rd Reading Passed
	Transmitted to Senate
3/01	First Reading
3/01	Referred to Judiciary
3/12	Hearing
3/15	Tabled in Committee

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1	House Joint Resolution No. 21
2	INTRODUCED BY Whalen L. Wagel
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4	A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
5	REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING THE
6	ATTORNEY GENERAL OF THE UNITED STATES OF AMERICA TO
7	DISCONTINUE THE PRACTICE OF GRANTING THE AMERICAN BAR
8	ASSOCIATION THE PRIVILEGE OF RECOMMENDING JUDICIAL NOMINEES
9	TO FEDERAL JUDGESHIPS.
10	
11	WHEREAS, the Attorney General of the United States of
12	America grants the American Bar Association (ABA) the
13	privilege of recommending judicial nominees to federal
14	judgeships; and
15	WHEREAS, persons recommended by the ABA are usually
16	nominated and persons not recommended by the ABA are rarely
17	nominated; and
18	WHEREAS, the Constitution of the United States of
19	America does not grant or imply a formal role for the ABA or
20	any other private interest group in the process of selecting
21	federal judges; and
22	WHEREAS, the ABA is not elected by or accountable to the
23	people; and
24	WHEREAS, the ABA, which represents attorneys, counts

among its members less than half of the attorneys in the

l United States; and

2 WHEREAS, the ABA has taken positions on numerous

3 important political and social issues, such as abortion, the

4 Equal Rights Amendment, homosexuality, gun control,

5 affirmative action, wiretapping and other privacy laws, and

6 treaties.

7

8 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE

9 OF REPRESENTATIVES OF THE STATE OF MONTANA:

10 That the Attorney General of the United States of

11 America is requested to discontinue the practice of granting

12 the American Bar Association the privilege of recommending

13 judicial nominees to federal judgeships.

14 That the Secretary of State send a copy of this

15 resolution to the Attorney General of the United States of

16 America.

-End-

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## APPROVED BY COMMITTEE ON JUDICIARY

HOUSE JOINT RESOLUTION NO. 21 INTRODUCED BY Whalen R. Wogel 2 3 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING THE 5 ATTORNEY GENERAL OF THE UNITED STATES OF AMERICA DISCONTINUE THE PRACTICE OF GRANTING THE AMERICAN BAR ASSOCIATION THE PRIVILEGE OF RECOMMENDING JUDICIAL NOMINEES 8 9 TO PEDERAL JUDGESHIPS.

WHEREAS, the Attorney General of the United States of America grants the American Bar Association (ABA) the privilege of recommending judicial nominees to federal judgeships; and

WHEREAS, persons recommended by the ABA are usually nominated and persons not recommended by the ABA are rarely nominated; and

WHEREAS, the Constitution of the United States of America does not grant or imply a formal role for the ABA or any other private interest group in the process of selecting federal judges; and

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WHEREAS, the ABA, which represents attorneys, counts 24 among its members less than half of the attorneys in the 25

1 United States; and

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Equal Rights Amendment, homosexuality, gun control,

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1 2	INTRODUCED BY Whalen Resolution No. 21
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A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING THE ATTORNEY GENERAL OF THE UNITED STATES OF AMERICA TO DISCONTINUE THE PRACTICE OF GRANTING THE AMERICAN BAR ASSOCIATION THE PRIVILEGE OF RECOMMENDING JUDICIAL NOMINEES TO FEDERAL JUDGESHIPS.

WHEREAS, the Attorney General of the United States of America grants the American Bar Association (ABA) the privilege of recommending judicial nominees to federal judgeships; and

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WHEREAS, the Constitution of the United States of America does not grant or imply a formal role for the ABA or any other private interest group in the process of selecting federal judges; and

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Montana Lapislativa Council

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OF REPRESENTATIVES OF THE STATE OF MONTANA:

14 That the Secretary of State send a copy of this 15 resolution to the Attorney General of the United States of 16 America.

-End-

\_\_\_ HJR21

THIRD READING