

STATE OF VERMONT  
VERMONT SUPREME COURT  
OCTOBER TERM, 2017

**Order Promulgating Amendment to Administrative Order 10,  
Vermont Code of Judicial Conduct**

Pursuant to the Vermont Constitution, Chapter II, Section 37, it is hereby ordered:

1. That the “Application of the Code of Judicial Conduct” portion of Administrative Order 10, the Vermont Code of Judicial Conduct, be amended to read as follows (new matter underlined; deleted matter struck through):

**APPLICATION OF THE CODE OF JUDICIAL CONDUCT**

- A. All judges shall comply with this Code except as provided below.
- B. **CONTINUING PART-TIME JUDGE.** A continuing part-time judge\*:  
(1) is not required to comply  
    (a) except while serving as a judge, with Section 3B(9);  
    (b) at any time with Sections 4C(2), 4D(3), 4F, and 4G, ~~and 4H(2)~~; and  
    (c) except while a candidate for election or re-election as a judge, with Sections 5A(1)(a)-(e) and 5B(4)(e).

\* \* \* \* \*

**Reporter’s Notes—2019 Amendment**

Application section B(1) of the Vermont Code of Judicial Conduct is amended to remove the exemption for financial reporting for continuing part-time judges, which the Terminology section [3] defines as including “judges of probate and assistant judges.” Continuing part-time judges will now be required to submit a financial disclosure form to make their sources of income more transparent.

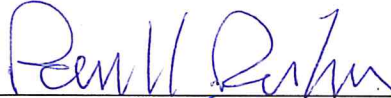
The nature of the reporting for continuing part-time judges will differ from that provided by full-time judges because continuing part-time judges remain exempt from the prohibitions in sections 4C(2), 4D(3), 4F, and 4G that preclude full-time judges from accepting an appointment to a government committee or commission, serving as a principal in a business, practicing law, or acting as a mediator. Thus, a continuing part-time judge may have income related to performing these types of services. The rule is intended to include information about the general source of income, not particular client lists related to these activities. For example, a continuing part-time judge that has a law practice would have to disclose legal services as a source of income, but would not be required to list individual clients.

This rule change becomes effective February 1, 2019 to coincide with the beginning of the terms for part-time judges. Vt. Const. ch. II, §§ 50, 51.

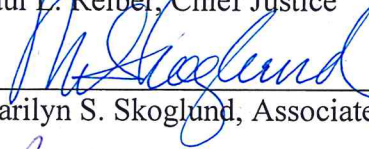
2. That this rule, as added, is prescribed and promulgated effective **February 1, 2019**. The Reporter's Notes are advisory.

3. That the Chief Justice is authorized to report this amendment to the General Assembly in accordance with the provisions of 12 V.S.A. § 1, as amended.


Dated in Chambers at Montpelier, Vermont, this 17<sup>th</sup> day of October 2017.



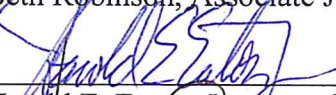
Paul L. Reiber, Chief Justice



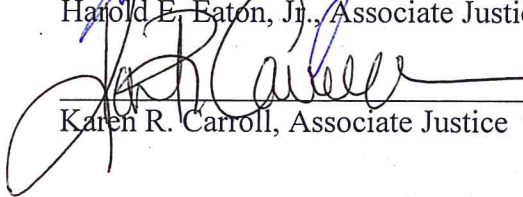
Marilyn S. Skoglund, Associate Justice



Beth Robinson, Associate Justice



Harold E. Eaton, Jr., Associate Justice



Karen R. Carroll, Associate Justice