

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)



STATE LAW LIBRARY  
AUGUSTA, MAINE

OFFICE OF  
THE GOVERNOR

12 FY 02/03  
NO. \_\_\_\_\_  
DATE 14 May 2003 \_\_\_\_\_

**AN ORDER TO AMEND THE ORDER REESTABLISHING THE  
GOVERNOR'S SELECT COMMITTEE ON JUDICIAL APPOINTMENTS**

**WHEREAS**, Article V, part I, section 8 of the Constitution of Maine vests the Governor with the power to nominate and, subject to confirmation, appoint specified Maine judicial officers; and

**WHEREAS**, there is established the Governor's Select Committee on Judicial Appointments (hereinafter "Committee"), which committee was reestablished on 10 February 1995 through Executive Order 9 FY 94/95; and

**WHEREAS**, the present structure of the Committee has evolved since that time; and

**WHEREAS**, the important work of the Committee in its selection of candidates for the Maine Judicial Branch requires that the information received and created by the Committee is received and created with full candor; and

**WHEREAS**, the Maine Freedom of Access Act was amended after issuance of Executive Order 9 FY 94/95 in a manner that affects the proceedings of advisory committees established by Executive Order:

**NOW, THEREFORE**, I, John E. Baldacci, Governor of the State of Maine, do hereby amend Executive Order 9 FY 94/95 in the following manner:

*With respect to membership:* The Committee shall consist of five (5) or more members, who shall be appointed by, and serve at the pleasure of, the Governor.

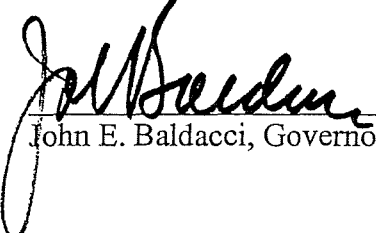
*With respect to information received or created by the Committee for its internal use,* documents in possession of members of the Committee shall not be public records within the meaning of the Freedom of Access Act, Title 1, Chapter 13, subchapter I *et seq.* of the Maine Revised Statutes Annotated. To the extent that the Committee provides documents to the Legislature, the Joint Standing Committee on the Judiciary, or the Office of the Governor, those documents shall be treated as records of the party receiving them for purposes of determining the applicability of the Freedom of Access Act.

In all other respects, the terms of Executive Order 9 FY 94/95 (dated 10 February 1995) remain the same.

*Effective Date*

The effective date of this Executive Order is 14 May 2003.

Save for Executive Order 9 FY 94/95 (dated 10 February 1995), this Executive Order revokes and replaces all prior Executive Orders that establish entities whose function is the same or substantially the same as the Committee.

  
John E. Baldacci, Governor