

four years, (including a judge holding office on the date of adoption of this Amendment) may, in accordance with the procedure described in this section, be removed for misconduct in office, persistent failure to perform the duties of his office or conduct which shall prejudice the proper administration of justice, or may be retired for disability seriously interfering with the performance of his duties, which is, or is likely to become, of a permanent character. The Commission may, after such investigation as it deems necessary, order a hearing to be held before it concerning the removal or retirement of a judge. If, after hearing, the Commission finds good cause therefor as aforesaid, it shall recommend to the ~~Court of Appeals~~ GENERAL ASSEMBLY the removal or retirement, as the case may be, of the judge.

(b) The ~~Court of Appeals~~ GENERAL ASSEMBLY shall review the record of the proceedings on the law and facts and in its discretion may permit the introduction of additional evidence and BY A JOINT RESOLUTION PASSED BY A TWO-THIRDS VOTE OF THE MEMBERS ELECTED IN EACH HOUSE THEREOF, shall order removal or retirement, as it finds just and proper, or wholly reject the recommendation. Upon an order for retirement, the judge shall thereby be retired with the rights and privileges provided by law. Upon an order of removal, the judge shall thereby be removed from office, his salary shall cease from the date of such order, and neither he nor his widow, upon his death, shall receive any benefits, pension, or retirement allowance accruing from judicial service.

(c) All papers filed with and proceedings before the Commission on Judicial Disabilities, pursuant to this section shall be confidential, and the filing of papers with and the giving of testimony before the Commission shall be privileged. No other publication of such papers or proceedings shall be privileged in any action for defamation except that (a) the record filed by the Commission in the ~~Court of Appeals~~ GENERAL ASSEMBLY continues to be privileged and upon such filing loses its confidential character and (b) a writing which was privileged prior to its filing with the Commission does not lose such privilege by such filing. The Commission and the ~~Court of Appeals~~ GENERAL ASSEMBLY shall have the power to issue and enforce process to compel the attendance of witnesses and the production of evidence. The ~~Court of Appeals~~ GENERAL ASSEMBLY shall by ~~rules~~ STATUTE provide for procedure under this section before the Commission on Judicial Disabilities and ~~the Court of Appeal~~. BY RULE SHALL PROVIDE FOR PROCEDURE UNDER THIS SECTION IN THE GENERAL ASSEMBLY. A judge who is a member of the Commission ~~or the Court of Appeals~~ shall not participate in any proceedings involving his own removal or retirement, and the ~~Court of Appeals~~ GOVERNOR shall appoint a substitute member of the Commission for the purpose of said particular proceedings.

(d) This section is alternative to, and cumulative with, the methods of retirement and removal provided in Sections 3 and 4 of this Article, and in Section 26 of Article III of this Constitution.

SEC. 2. And be it further enacted, That the foregoing sections hereby proposed as an amendment to the Constitution of this State shall, at the next General Election to be held in this State in November, 1966, be submitted to the legal and qualified voters thereof for