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## **No. 95 An Order Amending Executive Order No. 87 Regarding the Governor's Council For Judicial Appointments**

Bill Lee

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Secretary of State  
Tre Hargett



STATE OF TENNESSEE  
**EXECUTIVE ORDER**  
BY THE GOVERNOR

No. 95

**AN ORDER AMENDING EXECUTIVE ORDER NO. 87 REGARDING THE  
GOVERNOR'S COUNCIL FOR JUDICIAL APPOINTMENTS**

**WHEREAS**, on September 17, 2021, I issued Executive Order No. 87 regarding the Governor's Council for Judicial Appointments (the "Council") in order to make minor changes regarding terms and limits for members of the Council; and

**WHEREAS**, from time to time, it is appropriate to update the provisions affecting the logistical operations of the Council, and the Council is currently tasked with the selection of candidates for two impending Eastern Section vacancies on the Court of Criminal Appeals; and

**WHEREAS**, this Order makes certain minor changes regarding electronic meetings and the procedures and process for simultaneously filling multiple vacancies or impending vacancies in the same grand division of an intermediate appellate court.

**NOW THEREFORE**, I, Bill Lee, Governor of the State of Tennessee, by virtue of the power and authority vested in me by the Tennessee Constitution and other applicable law, do hereby order and direct that:

Section 4(g) of Executive Order No. 87, dated September 17, 2021, is hereby amended as follows:

- g. All hearings of the Council shall be conducted publicly and shall comply with Title 8, Chapter 44, Part 1 of the Tennessee Code Annotated, except for the executive session and deliberations in Section 4(h). Further, notwithstanding Tenn. Code Ann. § 8-44-108, the Council may meet electronically at the discretion of the chair for all purposes other than the selection of nominees for the Supreme Court.

Executive Order No. 87, dated September 17, 2021, is hereby amended by adding the following new section:

6. Procedures for Simultaneous Vacancies. When more than one (1) vacancy or impending vacancy exists in the same grand division of an intermediate appellate court, then for purposes of the Sections 4(j), 4(l), and 5(b)-(c), the panel shall consist of one (1) additional nominee for each additional vacancy or impending vacancy beyond the first.

This Order shall be effective immediately.

**IN WITNESS WHEREOF**, I have subscribed my signature and caused the Great Seal of the State of Tennessee to be affixed this 24th day of January, 2022.

  
GOVERNOR

ATTEST:

  
SECRETARY OF STATE

