

1 is going to be able to cut or scrutinize or examine the
2 judicial budget. So in our view if the the district
3 courts are given carte blanche with respect to the
4 selection of commissioners, there may in fact be no way that
5 irresponsible action, if any, may be curbed.

6 The Committee of the Whole should know that
7 a number of judges have expressed a desire not to see such
8 matters as the selection of Commissioners within their
9 control, and prefer that it be and remain a legislative
10 function.

11 In our view this will help keep the courts
12 insulated from partisanship, without hamstringing their
13 operations, because often we ask with respect to clerks and
14 with respect to commissioners whether or not, if these
15 matters were left to the legislature, whether or not this
16 would in any way impede the judicial administration; and
17 to each and every question along that line the judges
18 responded emphatically no, that it would not.

19 For that reason, and for the reasons contained
20 in the minority report, we would prefer to see the creation
21 of the Office of Commissioner, and the tenure of the