

1 to evaluate professional qualifications themselves, and  
 2 would seek advice from lawyers. But, of course, a more  
 3 sensible thing to do is provide for lawyers' professional  
 4 evaluation right within the commission, and that is why  
 5 every commission that I know of does have lawyers in it,  
 6 but there is a distinction between the lawyer's view-  
 7 point and the judge's viewpoint. Not every person who  
 8 is a good lawyer would make a good judge. And actually,  
 9 nobody who has not really sat behind the bench in the  
 10 judge's position is fully able to comprehend what is  
 11 involved here. And so I would hold out for at least  
 12 one judge on that commission.

13 MR. CORY: Do the laymen that are chosen on  
 14 these nominating commissions generally come from the  
 15 political type or are they civic leaders or are they the  
 16 type of person that would understand what is needed in  
 17 the selection of a judge?

18 MR. WINTERS: They have tended to be what you  
 19 call the civic leader type.

20 THE CHAIRMAN: They are appointed by the  
 21 governor?