

can i or can't i?

extra-judicial activity and judicial leadership



Comparison of Codes of Judicial Conduct and the 2007 American Bar Association Model Code

	<u>Canon 3.1</u> Extra-Judicial Activity Generally	<u>Canon 3.2</u> Appearances before Governmental Bodies and Consultation with Government Officials	<u>Canon 3.4</u> Appointments to Governmental Positions	<u>Canon 3.7</u> Participation in Educational, Religious, Charitable, Fraternal, or Civic Organizations and Activities
Language that is Identical to the Model Code	25	21	25	22
Language that is Similar to the Model Code	8	6	3	6
Language that Differs from the Model Code	26	29	21	21
Jurisdictions with No Equivalent Provisions	1	1	3	4

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Language that is Identical to the Model Code	25	21	25	22
Arizona	Arizona	Arizona	Arizona	Arkansas
Arkansas	Arkansas	Arkansas	Arkansas	Colorado
Colorado	Colorado	Colorado	Colorado	Connecticut
Connecticut	District of Columbia	District of Columbia	Connecticut	District of Columbia
District of Columbia	Idaho	Idaho	District of Columbia	Hawaii
Idaho	Iowa	Iowa	Hawaii	Idaho
Indiana	Indiana	Indiana	Idaho	Indiana
Iowa	Maine	Maine	Indiana	Iowa
Maryland	Maryland	Maryland	Iowa	Kansas
Massachusetts	Minnesota	Minnesota	Kansas	Minnesota
Minnesota	Montana	Montana	Maine	Montana
Montana	Nebraska	Nebraska	Massachusetts	Nebraska
Nebraska	New Hampshire	New Hampshire	Minnesota	Nevada
Nevada	Nevada	Nevada	Missouri	New Hampshire
New Hampshire	North Dakota	North Dakota	Montana	North Dakota
North Dakota	South Dakota	South Dakota	Nebraska	South Dakota
New Mexico	Tennessee	Tennessee	Nevada	Tennessee
Ohio	Utah	Utah	North Dakota	The Virgin Islands
Pennsylvania	The Virgin Islands	The Virgin Islands	Rhode Island	Utah
Rhode Island	West Virginia	West Virginia	South Dakota	West Virginia
Tennessee	Wyoming	Wyoming	Tennessee	Wisconsin
The Virgin Islands			The Virgin Islands	Wyoming
Washington			Utah	
West Virginia			West Virginia	
Wyoming			Wyoming	
Language that is Similar to the Model Code	8	6	3	6
Guam	Connecticut	Connecticut	Maryland	Arizona
Hawaii	Hawaii	Hawaii	Mississippi	Maine
Kansas	Kansas	Kansas	Washington	Maryland
Maine	Massachusetts	Massachusetts		Massachusetts
Mississippi	Mississippi	Mississippi		New Mexico

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JURISDICTIONS				
Alabama	Different Language	Different Language	Different Language	Different Language
Alaska	Different Language	Different Language	Different Language	Different Language
Arizona	Identical Language	Identical Language	Identical Language	Similar Language (First paragraph changed to focus on fund solicitation)
Arkansas	Identical Language	Identical Language	Identical Language	Identical Language
California	Different Language	Different Language (Combines provisions of 3.2, 3.4 and 3.7 in one canon)	Different Language	No Equivalent Provision
Colorado	Identical Language	Identical Language	Identical Language	Identical Language
Connecticut	Identical Language	Identical Language	Identical Language	Identical Language
Delaware	Different Language		Different Language	
District of Columbia	Identical Language	Identical Language	Identical Language	Identical Language
Florida	Different Language (One canon covers most of the model code with some language changes)	Different Language (One canon covers most of the model code with some language changes)	Different Language (One canon covers most of the model code with some language changes)	Different Language (One canon covers most of the model code with some language changes)
Georgia	Different Language		Different Language	Different Language
Grand Traverse Band	Different Language	Different Language	Different Language	No Equivalent Provision
Guam	Similar Language (Three of five Model Code provisions)	Identical Language	Different Language	Different Language
Hawaii	Similar Language (Four of five Model Code provisions; does not include court resources)	Similar Language (Four of five Model Code provisions)	Identical Language	Identical Language

Idaho	Identical Language	Identical Language	Identical Language	Identical Language
Illinois	Different Language	Different Language	Different Language	Different Language
Indiana	Identical Language	Identical Language	Identical Language	Identical Language
Iowa	Identical Language		Identical Language	Identical Language
Kansas	Similar Language (Four of five Model Code provisions)	Similar Language (Deletes (B) re: knowledge gained in course of judicial duties)	Identical Language	Identical Language
Kentucky	Different Language (Combines 3.2 with portions of 3.4 and 3.7)	No Equivalent Provision	No Equivalent Provision	No Equivalent Provision
Louisiana	Different Language	Different Language	Different Language	Different Language
Maine	Similar Language	Identical Language	Identical Language	Similar Language (Adds restrictions re: fund raising; adds a provision re: teaching and participation in other extra-judicial activities)
Maryland	Identical Language	Identical Language	Similar Language (Adds Judicial Nominating Commission)	Similar Language (Adds prohibition against coercing attorneys to provide pro bono services to B)
Massachusetts	Identical Language	Different Language (Deletes (B) re: knowledge gained in course of judicial duties)	Identical Language	Similar Language (Adds ability to assist minor children with fundraising activities)
Michigan	Different Language	Different Language	Different Language	Different Language
Minnesota	Identical Language	Identical Language	Identical Language	Identical Language
Mississippi	Different Language	Different Language	Different Language	Different Language
Missouri	Similar Language (Four of five Model Code provisions)	Different Language	Identical Language	Different Language
Montana	Identical Language	Identical Language	Identical Language	Identical Language
Navajo Nation	No Equivalent Provision	No Equivalent Provision	No Equivalent Provision	No Equivalent Provision
Nebraska	Identical Language	Identical Language	Identical Language	Identical Language
Nevada	Identical Language	Identical Language	Identical Language	Identical Language
New Hampshire	Identical Language	Identical Language	Different Language	Identical Language
New Jersey	Different Language (Combines provisions from Model Code 3.1, 3.2, 3.4 and 3.7 in two separate canons)	Different Language (Combines provisions from Model Code 3.1, 3.2, 3.4 and 3.7 in two separate canons)	Different Language (Combines provisions from Model Code 3.1, 3.2, 3.4 and 3.7 in two separate canons)	Different Language (Combines provisions from Model Code 3.1, 3.2, 3.4 and 3.7 in two separate canons)
New Mexico	Identical Language	Different Language	Different Language	Similar Language
New York	Different Language	Different Language (Combines provisions from 3.2, 3.4 and 3.7 under Government, Civic or Charitable Activities)	Different Language (Combines provisions from 3.2, 3.4 and 3.7 under Government, Civic or Charitable Activities)	No Equivalent Provision

North Carolina	Different Language	Different Language	Different Language	Different Language
North Dakota	Identical Language	Identical Language	Identical Language	Identical Language
Ohio	Different Language	Different Language (does not include language re acquired knowledge)	Different Language	Different Language
Oklahoma	Different Language	Different Language	Different Language	Similar Language (Adds [C] spelling out activities related to judicial leadership and adds judge's household to (A)(2))
Oregon	Similar Language (Three of five Model Code provisions)	Different Language	No Equivalent Provision	Different Language
Pennsylvania	Identical Language	Different Language	Different Language	Different Language
Pokagon Band			Different Language	
Puerto Rico	Different Language	Different Language	Different Language	
Rhode Island	Identical Language	Different Language (Does not include judge acting pro se provision)	Identical Language	Different Language
Saint Regis Mohawk	Different Language	Different Language	No Equivalent Provision	No Equivalent Provision
South Carolina	Different Language	Different Language	Different Language	Different Language
South Dakota	Different Language	Identical Language	Identical Language	Identical Language
Tennessee	Identical Language	Identical Language	Identical Language	Identical Language
Texas	Different Language	Different Language	Different Language	Different Language
U.S. Virgin Islands	Identical Language	Identical Language	Identical Language	Identical Language
Utah	Similar Language (Four of five Model Code provisions; does not include coercive conduct)	Identical Language	Identical Language	Identical Language
Vermont	Different Language	Different Language	Different Language	Different Language
Virginia	Different Language	Different Language	Different Language	Different Language
Washington	Identical Language	Similar Language (Expands C to define other types of family units)	Similar Language (Adds ceremonial occasions)	Similar Language (Deletes A 3, 5 and B of Model Code)
West Virginia	Identical Language	Identical Language	Identical Language	Identical Language
Wisconsin	Different Language	Different Language	Different Language	Identical Language
Wyoming	Identical Language	Identical Language	Identical Language	Identical Language