

1 ~~with the clerk of the court, setting forth the grounds or facts upon~~
2 ~~which the claim is made that the~~

3 A. Upon a good-faith belief that a judge is disqualified, and
4 ~~request said judge so to certify, after reasonable notice to the~~
5 ~~other side, same to be presented to such judge, and upon his failure~~
6 ~~so to do within three (3) days before said cause is set for trial,~~
7 ~~application may be made to the proper tribunal for mandamus~~
8 ~~requiring him so to do. any party to any cause pending in a court of~~
9 record may seek the judge's disqualification by first making a
10 request to the judge in camera to disqualify himself or herself. If
11 the request is denied, the requesting party may file a written
12 motion for disqualification within ten (10) days from the denial
13 setting forth the grounds upon which the request for
14 disqualification is made. Provided, no disqualification motion
15 shall be filed less than ten (10) days before the case is set for
16 trial. The judge shall rule upon the disqualification motion within
17 fifteen (15) days from the date it is filed.

18 B. The denial of a disqualification motion shall be reviewable
19 by the chief judge of the county in which the cause is pending or,
20 if the disqualification of the chief judge is sought, to the
21 presiding judge of the administrative district, upon the filing of
22 an application for rehearing within five (5) days from the adverse
23 ruling. Rehearing on the disqualification motion shall be held and

1 ruled upon within thirty (30) days from the filing of the
2 application for rehearing.

3 C. Within five (5) days from an adverse ruling on rehearing,
4 application may be made to the proper tribunal for mandamus
5 requiring the judge to disqualify.

6 SECTION 2. This act shall become effective November 1, 2026.

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8 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY AND PUBLIC SAFETY
9 OVERSIGHT, dated 02/26/2026 - DO PASS, As Coauthored.

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