

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

SENATE BILL NO. 610

BY: HERBERT

AS INTRODUCED

AN ACT RELATING TO MUNICIPAL COURTS OF RECORD;

AMENDING 11 O.S. 1991, SECTION 28-101, WHICH

RELATES TO MUNICIPAL COURTS OF RECORDS IN CITIES

WITH CERTAIN POPULATION; MODIFYING NECESSARY

POPULATION FOR AUTHORIZING CERTAIN COURTS OF

RECORD; REQUIRING MUNICIPAL GOVERNING BODY TO ADOPT

CERTAIN RESOLUTION; PROVIDING FOR RESOLUTION TO BE

FILED WITH COUNTY CLERK; PROHIBITING MUNICIPAL

JUDGES FROM CERTAIN RETIREMENT BENEFITS; AND

DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 11 O.S. 1991, Section 28-101, is amended to read as follows:

Section 28-101. A. In cities having a population of more than ~~two hundred thousand (200,000)~~ fifty thousand (50,000) inhabitants, as determined by the latest ~~federal census~~ Oklahoma Employment Security Commission population figures, there is hereby created a "Municipal Criminal Court of Record of the City of _____".

References in Sections 28-101 through 28-128 of this title to the

municipal criminal court of record shall mean the courts established by the provisions of this article in cities over ~~two hundred thousand (200,000)~~ fifty thousand (50,000) population.

B. Before a municipal criminal court of record created by this section may be put into operation, the municipal governing body shall determine by resolution that the efficient disposition of cases involving the violation of municipal ordinances necessitates putting the court into operation. The governing body shall cause a certified copy of the resolution to be filed in the office of the county clerk of each county in which the municipality is located. The resolution and the filing thereof shall be judicially noticed in all courts of this state.

C. Municipal judges presiding over the municipal criminal court of record created by this section shall not be entitled to participate in The Uniform Retirement System For Justices and Judges established by Section 1101 et seq. of Title 20 of the Oklahoma Statutes.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

43-2-1464

MJM