

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

SENATE CONCURRENT
RESOLUTION NO. 20

BY: SMITH

AS INTRODUCED

A CONCURRENT RESOLUTION CREATING THE JOINT INTERIM COMMITTEE AND THE INTERIM ADVISORY COMMITTEE ON JUDGMENTS AND POST-JUDGMENT PROCEDURE; PROVIDING FOR MEMBERSHIP; DECLARING QUORUMS; PROVIDING FOR CHAIRMAN, CO-CHAIRMAN AND VICE CHAIRMAN; REQUIRING MEETINGS BY CERTAIN DATE; PROVIDING FOR REIMBURSEMENT OF EXPENSES; PROVIDING FOR STAFF; REQUIRING COORDINATION; AUTHORIZING APPOINTMENT OF SUBCOMMITTEES; ESTABLISHING DUTIES; AND DIRECTING DISTRIBUTION.

WHEREAS, the Forty-second Legislature adopted and the Governor signed Enrolled Senate Bill No. 881, the provisions of which became effective on January 1, 1991; and

WHEREAS, this legislation had the laudable goal of streamlining and clarifying procedures relating to the rendition of judgments and appeals from those judgments; and

WHEREAS, it is now apparent that the goals of the legislation have been frustrated to the extent that it is no longer viable; and

WHEREAS, whether or not the legislation is repealed and the prior existing law replaced, there remains an urgent need to achieve the goals of clarity and efficiency in these areas of the law.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 43RD OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. A. There is hereby created the "Joint Interim Committee on Judgments and Post-Judgment Procedure".

B. The Joint Committee shall consist of the members of the Judiciary Committees of the Senate and the House of Representatives.

The Chairmen of the standing committees shall be co-chairmen of the Joint Committee.

C. Four (4) members of the Senate and four (4) members of the House of Representatives shall constitute a quorum for conducting business.

D. The committee shall meet on or before June 15, 1991, and as needed at the call of either of the chairmen.

E. Members of the committee shall receive reimbursement for expenses in accordance with the expense reimbursement procedures of their respective house.

F. All necessary staffing shall be provided by the Senate and the House of Representatives.

SECTION 2. A. There is hereby created the "Interim Advisory Committee on Judgments and Post-Judgment Procedure".

B. The Advisory Committee shall consist of the Chairman or a designee from each section of the Oklahoma Bar Association and the Dean or a designee from the University of Oklahoma College of Law, Oklahoma City University Law School and the University of Tulsa College of Law.

C. A majority of the members of the committee shall constitute a quorum for conducting business.

D. The committee shall meet on or before June 15, 1991, for the purpose of selecting a chairman and a vice-chairman. Thereafter, all meetings shall be at the call of the chairman.

E. Members of the committee shall receive no compensation for service on the committee other than reimbursement for expenses incurred to attend meetings pursuant to the State Travel Reimbursement Act from the Office of the Attorney General.

F. All necessary staffing shall be provided by the Oklahoma Bar Association.

SECTION 3. A. Both the Joint Committee and the Advisory Committee shall coordinate their efforts as needed and may meet

together or separately. At the discretion of the co-chairmen of the Joint Committee, subcommittees composed of members of either or both committees may be appointed with rules, officers and duties established by the co-chairmen.

B. The Advisory Committee shall make such reports and provide such assistance as the co-chairmen of the Joint Committee shall require.

C. The Joint Committee shall prepare draft legislation for introduction during the 2nd Session of the 43rd Oklahoma Legislature subject to the Legislative Procedure Schedule, Rule 17, Joint Rules of the 43rd Oklahoma Legislature together with any supporting or accompanying documents which the co-chairmen deem to be appropriate.

SECTION 4. Copies of this resolution shall be distributed to the Secretary of the Senate, to the Executive Director of the Oklahoma Bar Association, the Deans of the colleges and schools listed in subsection B of Section 2 of this resolution and to the Attorney General of Oklahoma.

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