

SHORT TITLE: Courts; increasing per diem payment for active retired justice or judge; effective date; emergency.

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

SENATE BILL NO. 467

By: Henry

AS INTRODUCED

An Act relating to courts; amending 20 O.S. 1991, Section 1104B, as amended by Section 9, Chapter 327, O.S.L. 1993 (20 O.S. Supp. 1996, Section 1104B), which relates to the senior and active retired justices and judges; increasing per diem payment for active retired justice or judge; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 20 O.S. 1991, Section 1104B, as amended by Section 9, Chapter 327, O.S.L. 1993 (20 O.S. Supp. 1996, Section 1104B), is amended to read as follows:

Section 1104B. A. Any Justice of the Supreme Court, Judge of the Court of Criminal Appeals, or Judge of the Court of Civil Appeals who is retired pursuant to the Uniform Retirement System for Justices and Judges, Section 1101 et seq. of this title, may apply to the Supreme Court for senior status.

B. Any District Judge, Associate District Judge, or Judge of the Workers' Compensation Court who is retired pursuant to the Uniform Retirement System for Justices and Judges, Section 1101 et seq. of this title, may apply to the Supreme Court for active duty assignments.

C. The Supreme Court may assign duties to Senior Justices and Judges and to Active Retired Judges. These duties may include, but shall not be limited to, settlement efforts, consideration of motions, consideration of special proceedings, administrative duties, and research and writing of opinions. ~~Such~~ These duties may or may not include courtroom participation.

D. It shall be the duty of the Supreme Court to annually certify the status of Senior Justices and Judges and Active Retired Judges.

E. The Supreme Court may make any appropriate order regarding office space, necessary equipment, and support staff as appropriate for Senior Justices and Judges and Active Retired Judges.

F. Any retired Justice or judge who is assigned and who performs active duty after retirement shall receive not more than ~~Two Hundred Dollars (\$200.00)~~ Three Hundred Dollars (\$300.00) per diem plus necessary expenses which are reimbursable pursuant to the State Travel Reimbursement Act as determined by the Supreme Court.

SECTION 2. This act shall become effective July 1, 1997.

SECTION 3. 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.

46-1-0521

KSM