

STATE OF OKLAHOMA

2nd Session of the 50th Legislature (2006)

HOUSE BILL 3035

By: Askins

AS INTRODUCED

An Act relating to the Council on Judicial Complaints; amending 20 O.S. 2001, Sections 1653 and 1654, which relate to membership on the Council; increasing membership; providing for initial appointments and qualifications; providing for a quorum; providing for successive appointments and qualifications; providing terms of office; and providing an effective date.

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

SECTION 1. AMENDATORY 20 O.S. 2001, Section 1653, is amended to read as follows:

Section 1653. A. ~~The 1.~~ Until January, 1, 2007, the Council on Judicial Complaints shall consist of three (3) members, only two of whom shall be members of the Bar of the State of Oklahoma and only two of whom shall constitute a quorum. One member shall be appointed by the President Pro Tempore of the Senate; one member shall be appointed by the Speaker of the House of Representatives; and one member shall be appointed by the President of the Oklahoma Bar Association.

2. Beginning January, 1, 2007, the Council on Judicial Complaints shall consist of seven (7) members. Individuals who are members of the Council on December 31, 2006, shall retain their offices for the balance of their terms and shall be eligible for reappointment by their original appointing authorities, subject to the limitation provided in subsection C of Section 1654 of this title, and the initial appointments of the four additional members, who shall not be members of the Oklahoma Bar Association, shall be

made by the Governor. Thereafter, one member shall be appointed by the President Pro Tempore of the Senate; one member shall be appointed by the Speaker of the House of Representatives; four members shall be appointed by the Governor; and one member, who shall be a member of the Oklahoma Bar Association, shall be appointed by the President of the Oklahoma Bar Association. Only the appointee of the Oklahoma Bar Association shall be an attorney. Four members of the Council shall constitute a quorum.

B. Members of the Council, during their terms of office, shall not be eligible for election or appointment to the Judicial Nominating Commission.

SECTION 2. AMENDATORY 20 O.S. 2001, Section 1654, is amended to read as follows:

Section 1654. A. Of the members first appointed to the Council on Judicial Complaints, one shall serve for three (3) years and until a successor shall be appointed and qualified; one shall serve for four (4) years and until a successor shall be appointed and qualified; and one shall serve for five (5) years and until a successor shall be appointed and qualified. The respective terms of the first members shall be determined by lot at the first meeting of the Council, and the results thereof shall be certified to the Secretary of State and to the appointing authority for each individual member. Thereafter, each appointee shall serve for a term of five (5) years and until a successor is selected and qualified.

B. Of the four additional members appointed to the Council in 2007, two shall serve for three (3) years and until a successor shall be appointed and qualified and two shall serve for four (4) years and until a successor shall be appointed and qualified. The respective terms shall be determined by the Governor. Thereafter, each appointee shall serve for a term of five (5) years and until a successor is selected and qualified.

C. No person shall be eligible to serve more than two terms on the Council.

SECTION 3. This act shall become effective January 1, 2007.

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