

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 HOUSE JOINT
4 RESOLUTION 1077

By: Johnson (Rob)

5
6 AS INTRODUCED

7 A Joint Resolution directing the Secretary of State
8 to refer to the people for their approval or
9 rejection a proposed amendment to Section 4 of
10 Article VII-B of the Constitution of the State of
11 Oklahoma; requiring Senate confirmation of
12 appointment to fill vacancy in Judicial Office;
13 providing ballot title; and directing filing.

14 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
15 2ND SESSION OF THE 51ST OKLAHOMA LEGISLATURE:

16 SECTION 1. The Secretary of State shall refer to the people for
17 their approval or rejection, as and in the manner provided by law,
18 the following proposed amendment to Section 4 of Article VII-B of
19 the Constitution of the State of Oklahoma to read as follows:

20 Section 4. When a vacancy in any Judicial Office, however
21 arising, occurs or is certain to occur, the Judicial Nominating
22 Commission shall choose and submit to the Governor and the Chief
23 Justice of the Supreme Court three (3) nominees, each of whom has
24 previously notified the Commission in writing that he will serve as
a Judicial Officer if appointed. The Governor shall appoint one (1)

1 of the nominees to fill the vacancy, but if ~~he~~ the Governor fails to
2 do so within sixty (60) days the Chief Justice of the Supreme Court
3 shall appoint one (1) of the nominees, the appointment to be
4 certified by the Secretary of State. Any appointment by the
5 Governor to fill a Judicial Office shall be confirmed by a majority
6 of the Senate.

7 SECTION 2. The Ballot Title for the proposed Constitutional
8 amendment as set forth in SECTION 1 of this resolution shall be in
9 the following form:

10 BALLOT TITLE

11 Legislative Referendum No. _____ State Question No. _____

12 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

13 This measure would amend the Oklahoma Constitution. It would
14 amend Section 4 of Article 7-B. This section provides for
15 filling vacancies in a Judicial Office. This measure will
16 require that the Senate approve any person chosen by the
17 Governor to fill a vacancy.

18 SHALL THE PROPOSAL BE APPROVED?

19 FOR THE PROPOSAL - YES _____

20 AGAINST THE PROPOSAL - NO _____

21 SECTION 3. The Chief Clerk of the House of Representatives,
22 immediately after the passage of this resolution, shall prepare and
23 file one copy thereof, including the Ballot Title set forth in
24

1 SECTION 2 hereof, with the Secretary of State and one copy with the
2 Attorney General.

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4 51-2-9649 MMP 01/09/08

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