

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 COMMITTEE SUBSTITUTE
4 FOR
5 HOUSE JOINT
6 RESOLUTION NO. 1041

By: Bengé

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8 COMMITTEE SUBSTITUTE

9 A Joint Resolution directing the Secretary of State to refer to the people for their
10 approval or rejection a proposed amendment to Section 1 of Article VII of the
11 Constitution of the State of Oklahoma; requiring Senate confirmation of
12 appointments and reappointments to the Workers' Compensation Court;
13 providing ballot title; and directing filing.

14 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 1ST
15 SESSION OF THE 52ND OKLAHOMA LEGISLATURE:

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

19 Section 1. The judicial power of this State shall be vested in the Senate, sitting as a Court of
20 Impeachment, a Supreme Court, the Court of Criminal Appeals, the Court on the Judiciary, the ~~State~~
21 ~~Industrial~~ Workers' Compensation Court, the Court of Bank Review, the Court of Tax Review, and
22 such intermediate appellate courts as may be provided by statute, District Courts, and such Boards,
23 Agencies and Commissions created by the Constitution or established by statute as exercise
24 adjudicative authority or render decisions in individual proceedings. Provided that the Court of

1 Criminal Appeals, the ~~State Industrial~~ Workers' Compensation Court, the Court of Bank Review and
2 the Court of Tax Review and such Boards, Agencies and Commissions as have been established by
3 statute shall continue in effect, subject to the power of the Legislature to change or abolish said Courts,
4 Boards, Agencies, or Commissions. Municipal Courts in cities or incorporated towns shall continue in
5 effect and shall be subject to creation, abolition or alteration by the Legislature by general laws, but
6 shall be limited in jurisdiction to criminal and traffic proceedings arising out of infractions of the
7 provisions of ordinances of cities and towns or of duly adopted regulations authorized by such
8 ordinances. Any appointment or reappointment, as provided by law, by the Governor to fill a position
9 on the Workers' Compensation Court shall be confirmed by a majority of the Senate.

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

12 BALLOT TITLE

13 Legislative Referendum No. _____ State Question No. _____

14 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

15 This measure would amend the Oklahoma Constitution. It would amend Section 1 of Article 7.
16 This section deals with judges and justices. This includes judges on the Workers' Compensation
17 Court. This measure will require that the Senate approve any person chosen by the Governor to
18 fill a position on the Workers' Compensation Court.

19 SHALL THE PROPOSAL BE APPROVED?

20 FOR THE PROPOSAL — YES _____

21 AGAINST THE PROPOSAL — NO _____

22 SECTION 3. The Chief Clerk of the House of Representatives, immediately after the passage of
23 this resolution, shall prepare and file one copy thereof, including the Ballot Title set forth in
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1 SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

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