

1 ENGROSSED HOUSE
JOINT
2 RESOLUTION NO. 1041

By: Bengé and Trebilcock of the
House

3
4 and

Jolley of the Senate
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8 A Joint Resolution directing the Secretary of State
to refer to the people for their approval or
9 rejection a proposed amendment to Section 1 of
Article VII of the Constitution of the State of
10 Oklahoma; requiring Senate confirmation of
appointments and reappointments to the Workers'
11 Compensation Court; providing ballot title; and
directing filing.
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14 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
15 1ST SESSION OF THE 52ND 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 1 of Article VII of the
19 Constitution of the State of Oklahoma to read as follows:

20 Section 1. The judicial power of this State shall be vested in
21 the Senate, sitting as a Court of Impeachment, a Supreme Court, the
22 Court of Criminal Appeals, the Court on the Judiciary, the ~~State~~
23 ~~Industrial~~ Workers' Compensation Court, the Court of Bank Review,
24 the Court of Tax Review, and such intermediate appellate courts as

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

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

22 BALLOT TITLE

23 Legislative Referendum No. _____ State Question No. _____

24 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

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

7 SHALL THE PROPOSAL BE APPROVED?

8 FOR THE PROPOSAL - YES _____

9 AGAINST THE PROPOSAL - NO _____

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

15 Passed the House of Representatives the 11th day of March, 2009.

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18 _____
19 Presiding Officer of the House of
Representatives

20 Passed the Senate the ____ day of _____, 2009.

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23 _____
24 Presiding Officer of the Senate