

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 SENATE BILL 1729

By: Shortey

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5
6 AS INTRODUCED

7 An Act relating to judicial term limits; amending 20
8 O.S. 2011, Sections 3 and 35, which relate to Supreme
9 Court and Court of Criminal Appeals; limiting certain
10 terms; and providing an effective date.

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

12 SECTION 1. AMENDATORY 20 O.S. 2011, Section 3, is
13 amended to read as follows:

14 Section 3. A. At the regular biennial election in 1918, a
15 Justice shall be elected for each of said four additional districts,
16 who shall be nominated by the electors of the district in which ~~he~~
17 the Justice resides, at the primary election, next preceding such
18 biennial election. The Justice for districts six and nine shall be
19 elected for a term of six (6) years; the Justice for district number
20 seven, for a term of four (4) years, and the Justice for district
21 number eight, for a term of two (2) years, and thereafter, three of
22 the Justices of the Supreme Court shall be elected at each general
23 biennial election to serve for a term of six (6) years each, from
24 the second Monday in January, succeeding his or her election. The

1 successors to the existing five Justices shall be elected at the
2 time authorized by existing laws, it not being the purpose of this
3 act to disturb the terms or districts of such Justices.

4 B. As of the effective date of this act, no Justice shall serve
5 on the Supreme Court for a period of more than twelve (12) years.

6 SECTION 2. AMENDATORY 20 O.S. 2011, Section 35, is
7 amended to read as follows:

8 Section 35. A. Except as otherwise provided for in this
9 subsection, the term of office for Judges of the Court of Criminal
10 Appeals shall be six (6) years. As of the effective date of this
11 act, no judge shall serve on the Court of Criminal Appeals for a
12 period of more than twelve (12) years. The initial term of office
13 for the Judge in Court of Criminal Appeals Judicial District No. 4,
14 who shall be the Judge occupying the Court of Criminal Appeals
15 Northern District on October 31, 1987, shall expire on the second
16 Monday in January~~7~~ 1989. The initial term of office for the Judge
17 in Court of Criminal Appeals Judicial District No. 2, who shall be
18 the Judge occupying the Court of Criminal Appeals Southern District
19 on October 31, 1987, shall expire on the second Monday in January~~7~~
20 1991. The initial term of office for the Judge in Court of Criminal
21 Appeals Judicial District No. 1, who shall be the Judge occupying
22 the Court of Criminal Appeals Eastern District on October 31, 1987,
23 shall expire on the second Monday in January~~7~~ 1993. The Governor
24 shall appoint a Judge for Court of Criminal Appeals Judicial

1 District No. 5 whose initial term shall commence on the second
2 Monday in January~~T~~ 1989, and expire on the second Monday in January~~T~~
3 1995, and a Judge for Court of Criminal Appeals Judicial District
4 No. 3 whose initial term shall commence on the second Monday in
5 January~~T~~ 1989, and expire on the second Monday in January~~T~~ 1997.

6 B. The Court of Criminal Appeals shall organize at the first
7 session following the second Monday in January next after each
8 biennial election. The Judges shall choose from among their members
9 a Presiding Judge and a Vice Presiding Judge who shall be Presiding
10 Judge and Vice Presiding Judge of the said Court for the next two
11 (2) years.

12 C. The organization of the Court of Criminal Appeals existing
13 on October 31, 1987, shall continue until the second Monday in
14 January~~T~~ 1989.

15 SECTION 3. This act shall become effective November 1, 2012.

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