

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 HOUSE JOINT
4 RESOLUTION 1094

By: Osborn

7 AS INTRODUCED

8 A Joint Resolution directing the Secretary of State
9 to refer to the people for their approval or
10 rejection a proposed amendment to Section 2 of
11 Article VII-B of the Constitution of the State of
12 Oklahoma; modifying number of voters required to
13 approve retention of Judicial Officers; providing
14 ballot title; and directing filing.

15 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
16 2ND SESSION OF THE 54TH OKLAHOMA LEGISLATURE:

17 SECTION 1. The Secretary of State shall refer to the people for
18 their approval or rejection, as and in the manner provided by law,
19 the following proposed amendment to Section 2 of Article VII-B of
20 the Constitution of the State of Oklahoma to read as follows:

21 Section 2. At the general election next before his term
22 expires, any Judicial Officer may seek retention in office by filing
23 with the Secretary of State, not less than sixty (60) days before
24 the date of such election, a declaration of candidacy to succeed
himself. Thereupon, at such election, there shall be submitted to

1 the qualified electors of the State, on a separate ballot, without
2 party designation, this question:

3 "Shall (Here insert name of Justice or Judge) of (Here
4 insert the title of the court) be retained in Office?

5 YES

6 NO

7 The question shall be decided by ~~a majority~~ sixty percent (60%)
8 of those voting thereon. If the decision is "yes" the Judicial
9 Officer shall be retained in office for the next ensuing six (6)
10 year term. If the decision is "no", or if no declaration of
11 candidacy is filed, the office shall be vacant upon expiration of
12 the term then being served, and the former Judicial Officer shall
13 not be eligible for appointment to succeed himself. Retention in
14 office may be sought for successive terms without limit as to
15 number, except for retirement as may be provided by the Legislature
16 for a maximum retirement age.

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

20 BALLOT TITLE

21 Legislative Referendum No. _____ State Question No. _____

22 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

23 This measure amends the Oklahoma Constitution. It changes the
24 percentage of voters required to retain or not retain a Judicial

1 Officer. Judicial Officers are Justices of the Supreme Court
2 and Judges of the Court of Criminal Appeals. Currently, the
3 decision is made by a majority of the voters voting on the
4 issue. The change would increase this to sixty percent (60%).

5 SHALL THE PROPOSAL BE APPROVED?

6 FOR THE PROPOSAL - YES _____

7 AGAINST THE PROPOSAL - NO _____

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

13
14 54-2-8937 SD 01/14/14
15
16
17
18
19
20
21
22
23
24