

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HJR1042 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Resolving Clause, the entire measure, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Bob Cleveland _____

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 55th Legislature (2016)

PROPOSED COMMITTEE SUBSTITUTE
FOR
HOUSE JOINT
RESOLUTION NO. 1042

By: Cleveland

PROPOSED COMMITTEE SUBSTITUTE

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 4 of Article VII-B of the Constitution of the State of Oklahoma; requiring the Judicial Nominating Commission to submit to the Governor the names of all qualified applicants for a vacant judicial office; requiring ranking; making rankings confidential information; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
2ND SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

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

Section 4. When a vacancy in any Judicial Office, however arising, occurs or is certain to occur, the Judicial Nominating Commission shall ~~choose~~ evaluate all qualified applicants and submit

1 to the Governor and the Chief Justice of the Supreme Court ~~three (3)~~
2 ~~nominees~~ a list of all qualified applicants, each of whom has
3 previously notified the Commission in writing that he or she will
4 serve as a Judicial Officer if appointed. The Commission shall
5 provide to the Governor a ranking based on qualification of all
6 qualified applicants. The ranking of all applicants by the
7 Commission shall be kept confidential and shall not be subject to
8 public disclosure. The Governor shall appoint one (1) of the
9 ~~nominees~~ applicants to fill the vacancy, but if he or she fails to
10 do so within sixty (60) days the Chief Justice of the Supreme Court
11 shall appoint one (1) of the ~~nominees~~ applicants, the appointment to
12 be certified by the Secretary of State.

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

16 BALLOT TITLE

17 Legislative Referendum No. _____ State Question No. _____

18 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

19 This measure amends the Oklahoma Constitution. It requires the
20 Judicial Nominating Commission to submit a list and confidential
21 ranking of all qualified applicants for judicial office to the
22 Governor. The Governor must select a judicial officer from that
23 list of names. Currently the Commission submits a list of three
24 names and the Governor has to select one of the three.

1 SHALL THE PROPOSAL BE APPROVED?

2 FOR THE PROPOSAL - YES _____

3 AGAINST THE PROPOSAL - NO _____

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

9
10 55-2-9054 SD 02/11/15