

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 HOUSE JOINT
4 RESOLUTION 1042

By: Cleveland

5
6
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 4 of
11 Article VII-B of the Constitution of the State of
12 Oklahoma; requiring the Judicial Nominating
13 Commission to submit to the Governor the names of all
14 qualified candidates for a vacant judicial office;
15 requiring ranking; providing ballot title; and
16 directing filing.

17 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
18 2ND SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

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

23 Section 4. When a vacancy in any Judicial Office, however
24 arising, occurs or is certain to occur, the Judicial Nominating
Commission shall ~~choose~~ evaluate all qualified candidates and submit
to the Governor and the Chief Justice of the Supreme Court ~~three (3)~~

1 a list of all qualified nominees, each of whom has previously
2 notified the Commission in writing that he or she will serve as a
3 Judicial Officer if appointed. The Commission shall provide to the
4 Governor a ranking based on qualification of all qualified nominees.

5 The Governor shall appoint one (1) of the nominees to fill the
6 vacancy, but if he or she fails to do so within sixty (60) days the
7 Chief Justice of the Supreme Court shall appoint one (1) of the
8 nominees, the appointment to be certified by the Secretary of State.

9 SECTION 2. The Ballot Title for the proposed Constitutional
10 amendment as set forth in SECTION 1 of this resolution shall be in
11 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 amends the Oklahoma Constitution. It requires the
16 Judicial Nominating Commission to submit a list and a ranking of
17 all qualified nominees for judicial office to the Governor. The
18 Governor must select a judicial officer from that list of names.
19 Currently the Commission submits a list of three names and the
20 Governor has to select one of the three.

21 SHALL THE PROPOSAL BE APPROVED?

22 FOR THE PROPOSAL — YES _____

23 AGAINST THE PROPOSAL — NO _____

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

6
7 55-2-8819 SD 01/18/16
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24