

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; 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 Governor shall appoint one (1) of the
7 ~~nominees~~ applicants to fill the vacancy subject to the approval of
8 an Oklahoma Senate Select Panel, but if he or she fails to do so
9 within sixty (60) days the Chief Justice of the Supreme Court shall
10 appoint one (1) of the ~~nominees~~ applicants, the appointment to be
11 certified by the Secretary of State.

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

15 BALLOT TITLE

16 Legislative Referendum No. _____ State Question No. _____

17 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

18 This measure amends the Oklahoma Constitution. It requires the
19 Judicial Nominating Commission to submit a list and a ranking of
20 all qualified applicants for judicial office to the Governor.
21 The Governor must select a judicial officer from that list of
22 names subject to the approval of an Oklahoma Senate Select
23 Panel. Currently the Commission submits a list of three names
24 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 55-2-8960 SD 02/05/15