

STATE OF OKLAHOMA

2nd Session of the 55th Legislature (2016)

HOUSE JOINT
RESOLUTION 1061

By: Nelson

AS INTRODUCED

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 submit to the Governor the names of all qualified candidates for a vacant judicial office; 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 and submit to the Governor and the Chief Justice of the Supreme Court ~~three (3)~~ a list of all qualified nominees, each of whom has previously notified the Commission in

1 writing that he or she will serve as a Judicial Officer if
2 appointed. The Governor shall appoint one (1) of the nominees to
3 fill the vacancy, but if he or she fails to do so within sixty (60)
4 days the Chief Justice of the Supreme Court shall appoint one (1) of
5 the nominees, the appointment to be certified by the Secretary of
6 State.

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

10 BALLOT TITLE

11 Legislative Referendum No. _____ State Question No. _____

12 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

13 This measure amends the Oklahoma Constitution. It requires the
14 Judicial Nominating Commission to submit a list of all qualified
15 nominees for judicial office to the Governor. The Governor must
16 select a judicial officer from that list of names. Currently
17 the Commission submits a list of three names.

18 SHALL THE PROPOSAL BE APPROVED?

19 FOR THE PROPOSAL — YES _____

20 AGAINST THE PROPOSAL — NO _____

21 SECTION 3. The Chief Clerk of the House of Representatives,
22 immediately after the passage of this resolution, shall prepare and
23 file one copy thereof, including the Ballot Title set forth in
24

1 SECTION 2 hereof, with the Secretary of State and one copy with the
2 Attorney General.

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4 55-2-8680 SD 01/10/16
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