

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 213

By: Dahm of the Senate

and

Downing of the House

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9 COMMITTEE SUBSTITUTE

10 [courts - Supreme Court - change in districts if
11 Congressional Districts are modified - effective
12 date]

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15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. AMENDATORY 20 O.S. 2011, Section 1, is
17 amended to read as follows:

18 Section 1. The Supreme Court shall consist of nine (9) ~~justices~~
19 Justices. ~~Immediately upon the passage and approval of this act,~~
20 ~~the Governor shall appoint by and with the advice and consent of the~~
21 ~~Senate one Justice of the Supreme Court from each of the four~~
22 ~~additional Supreme Court judicial districts hereby created, each of~~
23 ~~whom shall serve until the second Monday in January, 1919, Each~~
24 Justice in office November 1, 2017, shall serve the term for which

1 the Justice was appointed or retained in office by retention ballot
2 and until his or her successor is ~~elected~~ appointed and qualified,
3 unless the Justice vacates the office prior to the end of his or her
4 term or is removed from office as provided by law.

5 SECTION 2. AMENDATORY 20 O.S. 2011, Section 2, is
6 amended to read as follows:

7 Section 2. ~~The~~ A. Until November 1, 2017, the Supreme Court
8 shall be composed of one Justice from each of the Judicial Districts
9 as follows:

10 1. Supreme Court Judicial District No. 1 shall embrace and
11 include the following counties: Ottawa, Craig, Nowata, Rogers,
12 Washington, Osage, Pawnee, Kay and Grant~~;~~;

13 ~~The~~ 2. Supreme Court Judicial District No. 2 shall embrace and
14 include the following counties: LeFlore, Haskell, Pittsburg,
15 Latimer, Pushmataha, McCurtain, Choctaw, Bryan, Marshall, Johnston,
16 Atoka, McIntosh and Sequoyah~~;~~;

17 ~~The~~ 3. Supreme Court Judicial District No. 3 shall embrace and
18 include the following county: Oklahoma~~;~~;

19 ~~The~~ 4. Supreme Court Judicial District No. 4 shall embrace and
20 include the following counties: Beckham, Dewey, Roger Mills, Ellis,
21 Woodward, Woods, Major, Harper, Beaver, Texas, Cimarron, Alfalfa,
22 Garfield, Kingfisher, Blaine, Custer and Washita~~;~~;

1 ~~The~~ 5. Supreme Court Judicial District No. 5 shall embrace and
2 include the following counties: Cleveland, McClain, Garvin, Murray,
3 Carter, Love, Grady, Stephens and Jefferson~~;~~;

4 ~~The~~ 6. Supreme Court Judicial District No. 6 shall embrace and
5 include the following county: Tulsa~~;~~;

6 ~~The~~ 7. Supreme Court Judicial District No. 7 shall embrace and
7 include the following counties: Muskogee, Creek, Okmulgee, Wagoner,
8 Cherokee, Adair, Delaware and Mayes~~;~~;

9 ~~The~~ 8. Supreme Court Judicial District No. 8 shall embrace and
10 include the following counties: Pottawatomie, Seminole, Hughes,
11 Pontotoc, Coal, Okfuskee, Lincoln, Logan, Payne and Noble~~;~~; and

12 ~~The~~ 9. Supreme Court Judicial District No. 9 shall embrace and
13 include the following counties: Kiowa, Jackson, Tillman, Harmon,
14 Cotton, Comanche, Caddo, Greer and Canadian.

15 B. Beginning November 1, 2017, the Supreme Court shall be
16 composed as follows:

17 1. One Justice from each of five districts, to be composed of
18 each of the Congressional Districts as constituted on November 1,
19 2017; and

20 2. Four Justices selected at-large. Two of the at-large
21 Justices shall be selected from counties with populations of less
22 than seventy-five thousand (75,000) people.

1 C. The transition from the composition of the Supreme Court
2 provided in subsection A of this section to the composition provided
3 in subsection B of this section shall be as follows:

4 1. The Justice representing Supreme Court Judicial District 1
5 as that district existed prior to November 1, 2017, shall represent
6 District 2;

7 2. The Justice representing Supreme Court Judicial District 2
8 as that district existed prior to November 1, 2017, shall represent
9 the state at-large;

10 3. The Justice representing Supreme Court Judicial District 3
11 as that district existed prior to November 1, 2017, shall represent
12 District 5;

13 4. The Justice representing Supreme Court Judicial District 4
14 as that district existed prior to November 1, 2017, shall represent
15 District 3;

16 5. The Justice representing Supreme Court Judicial District 5
17 as that district existed prior to November 1, 2017, shall represent
18 District 4;

19 6. The Justice representing Supreme Court Judicial District 6
20 as that district existed prior to November 1, 2017, shall represent
21 District 1;

22 7. The Justice representing Supreme Court Judicial District 7
23 as that district existed prior to November 1, 2017, shall represent
24 the state at-large;

1 8. The Justice representing Supreme Court Judicial District 8
2 as that district existed prior to November 1, 2017, shall represent
3 the state at-large; and

4 9. The Justice representing Supreme Court Judicial District 9
5 as that district existed prior to November 1, 2017, shall represent
6 the state at-large.

7 D. If the boundaries of the Congressional Districts change, any
8 such change shall apply to appointments or retention elections
9 occurring after the boundary change. If the number of Congressional
10 Districts changes, the number of districts provided for in paragraph
11 1 of subsection B of this section shall be changed to equal that
12 number of Congressional Districts; the number of at-large statewide
13 Justices shall be modified, beginning with the at-large Justices
14 from counties of less than seventy-five thousand (75,000) people, so
15 that the total number of districts remains nine; and any such change
16 shall apply to appointments or retention elections occurring after
17 the change in Congressional Districts.

18 SECTION 3. This act shall become effective November 1, 2017.

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20 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CIVIL AND
21 ENVIRONMENTAL, dated 04/04/2017 - DO PASS, As Amended.
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