

1 B. When a Justice of the Supreme Court is recused or
2 ~~disqualified, the same shall be entered of record in such Court and~~
3 ~~such disqualifications of such member shall forthwith be certified~~
4 ~~by~~ from deciding a cause for any reason, the Clerk of ~~such~~ the Court
5 shall certify the recusal or disqualification to the Governor of the
6 ~~state, who shall appoint some member of the Bar of the state,~~
7 ~~possessing the same qualifications as the members of such Court, to~~
8 ~~sit as special Judge in said cause~~ assign a Judge of the Court of
9 Civil Appeals to the matter in substitution of the recused or
10 disqualified Justice. If no Judge of the Court of Civil Appeals is
11 able to serve, the Governor shall assign a retired Supreme Court
12 Justice to the matter in substitution of the recused or disqualified
13 Justice.

14 C. When a Judge of the Court of Criminal Appeals is recused or
15 disqualified from deciding a cause for any reason, the Clerk of the
16 Court shall certify the recusal or disqualification to the Governor
17 who shall assign a Judge of the Court of Civil Appeals to the matter
18 in substitution of the recused or disqualified Judge. If no Judge
19 of the Court of Civil Appeals is able to serve, the Governor shall
20 assign a retired Judge of the Court of Criminal Appeals to the
21 matter in substitution of the recused or disqualified Judge.

22 SECTION 2. It being immediately necessary for the preservation
23 of the public peace, health or safety, an emergency is hereby
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1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

3 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
4 February 25, 2020 - DO PASS AS AMENDED
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