

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 SENATE BILL 1220

By: Thompson

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5
6 AS INTRODUCED

7 An Act relating to judicial compensation; amending 20
8 O.S. 2011, Sections 3.2 and 3.3, as amended by
9 Section 1, Chapter 278, O.S.L. 2019 (22 O.S. Supp.
10 2019, Section 3.3), which relate to the Board on
11 Judicial Compensation and changes in judicial
12 compensation; requiring approval of Legislature for
13 change in judicial compensation; providing an
14 effective date; and declaring an emergency.

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

16 SECTION 1. AMENDATORY 20 O.S. 2011, Section 3.2, is
17 amended to read as follows:

18 Section 3.2. A. There is hereby created the Board on Judicial
19 Compensation. Pursuant to the provisions of Section 11 of Article
20 VII of the Oklahoma Constitution, members of the State Judiciary
21 shall receive compensation as shall be fixed by the Board on
22 Judicial Compensation as provided in this ~~act~~ section, ~~unless such~~
23 ~~compensation is rejected or amended by law passed~~ upon approval by a
24 majority vote of each house of the Legislature. If the Governor
25 vetoes such a law, the procedure shall be the same as for the veto
26 of any other bill or joint resolution.

1 B. The Board shall be composed of seven (7) members. Two
2 members shall be appointed by the President Pro Tempore of the
3 Senate, two members shall be appointed by the Speaker of the House
4 of Representatives, two members shall be appointed by the Governor,
5 and one member shall be appointed by the Chief Justice of the
6 Supreme Court. The members appointed by the President Pro Tempore
7 of the Senate shall be from labor and civic organizations. The
8 members appointed by the Speaker of the House of Representatives
9 shall be from communications media and retail business. The members
10 appointed by the Governor shall be from manufacturing and
11 professional fields not otherwise specified. The member appointed
12 by the Chief Justice of the Supreme Court shall be from agriculture.
13 No more than four members shall be from any one political party. No
14 active or retired judge or attorney practicing law in any state may
15 serve on the Board on Judicial Compensation.

16 C. The Administrative Office of the Courts shall provide such
17 staff and support as is necessary for the Board on Judicial
18 Compensation to carry out its duties. Requests from the Board for
19 staff and support shall be coordinated through the Office of the
20 Administrative Director of the Courts.

21 D. The members of the Board shall serve terms which run
22 concurrently with the terms of the respective appointing authorities
23 and shall serve at their pleasure.
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1 E. The members of the Board shall select a chair and secretary
2 and such other officers as they deem necessary.

3 F. Members of the Board shall serve without compensation but
4 shall be reimbursed by their appointing authority for all actual and
5 necessary expenses incurred in the performance of their duties in
6 accordance with the State Travel Reimbursement Act.

7 SECTION 2. AMENDATORY 20 O.S. 2011, Section 3.3, as
8 amended by Section 1, Chapter 278, O.S.L. 2019 (20 O.S. Supp. 2019,
9 Section 3.3), is amended to read as follows:

10 Section 3.3. A. The Board on Judicial Compensation shall meet
11 on the third Tuesday of September in every odd-numbered year in the
12 Administrative Office of the Courts, at which meeting the Board
13 shall review the compensation paid to members of the State Judiciary
14 and, if necessary, change the compensation. In its review, the
15 Board shall consider various factors, including judicial
16 compensation in other states, with an emphasis on states within the
17 region, the value of comparable services performed in the private
18 sector, compensation of attorneys in the private and public sectors,
19 compensation of other state, county and municipal public officials,
20 and changes in the cost of living. The Board may, at the call of
21 the chair or upon a majority vote of its membership, hold such
22 additional meetings as are necessary to carry out its official
23 duties. Any change in judicial compensation shall be made by the
24 Board not later than the third Tuesday of November in the odd-

1 numbered year. Four members of the Board shall constitute a quorum
2 and a majority vote of the quorum shall be necessary for the Board
3 to act. If the Board recommends a change in judicial compensation,
4 notice of such recommendation shall be provided to the Governor, the
5 President Pro Tempore and the Chair of the Appropriations Committee
6 of the Senate, and the Speaker and the Chair of the Appropriations
7 and Budget Committee of the House of Representatives.

8 B. Any change in judicial compensation, ~~unless rejected or~~
9 ~~amended~~ upon approval by each house of the Legislature as provided
10 for in Section 3.2 of this title, shall become effective on July 1
11 of the following calendar year. ~~Any amendment passed by a majority~~
12 ~~vote of each house of the Legislature shall become effective as~~
13 ~~provided by the amendment unless vetoed by the Governor.~~

14 SECTION 3. This act shall become effective July 1, 2020.

15 SECTION 4. It being immediately necessary for the preservation
16 of the public peace, health or safety, an emergency is hereby
17 declared to exist, by reason whereof this act shall take effect and
18 be in full force from and after its passage and approval.

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