

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

SENATE BILL 1738

By: Daniels

AS INTRODUCED

An Act relating to judicial districts; amending 20 O.S. 2011, Sections 1, 2 and 33, as amended by Sections 1, 2 and 3, Chapter 154, O.S.L. 2019 (20 O.S. Supp. 2019, Sections 1, 2 and 33), which relate to the Supreme Court and Court of Criminal Appeals; modifying effective date for certain boundaries; updating statutory language; and declaring an emergency.

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

SECTION 1. AMENDATORY 20 O.S. 2011, Section 1, as amended by Section 1, Chapter 154, O.S.L. 2019 (20 O.S. Supp. 2019, Section 1), is amended to read as follows:

Section 1. The Supreme Court shall consist of nine (9) Justices. Each Justice in office on ~~July~~ January 1, 2020, shall serve the term for which the Justice was appointed or retained in office by retention ballot and until his or her successor is appointed and qualified, unless the Justice vacates the office prior to the end of his or her term or is removed from office as provided by law. Any Justice in office on ~~July~~ January 1, 2020, shall be eligible for retention in the same office for succeeding terms.

1 SECTION 2. AMENDATORY 20 O.S. 2011, Section 2, as
2 amended by Section 2, Chapter 154, O.S.L. 2019 (20 O.S. Supp. 2019,
3 Section 2), is amended to read as follows:

4 Section 2. Beginning ~~July~~ January 1, 2020:

5 1. Supreme Court Judicial District No. 1 shall embrace and
6 include Congressional District No. 2 as constituted on January 8,
7 2019;

8 2. Supreme Court Judicial District No. 2 shall be an at-large
9 district;

10 3. Supreme Court Judicial District No. 3 shall embrace and
11 include Congressional District No. 5 as constituted on January 8,
12 2019;

13 4. Supreme Court Judicial District No. 4 shall embrace and
14 include Congressional District No. 3 as constituted on January 8,
15 2019;

16 5. Supreme Court Judicial District No. 5 shall embrace and
17 include Congressional District No. 4 as constituted on January 8,
18 2019;

19 6. Supreme Court Judicial District No. 6 shall embrace and
20 include Congressional District No. 1 as constituted on January 8,
21 2019;

22 7. Supreme Court Judicial District No. 7 shall be an at-large
23 district;

1 8. Supreme Court Judicial District No. 8 shall be an at-large
2 district; and

3 9. Supreme Court Judicial District No. 9 shall be an at-large
4 district.

5 SECTION 3. AMENDATORY 20 O.S. 2011, Section 33, as
6 amended by Section 3, Chapter 154, O.S.L. 2019 (20 O.S. Supp. 2019,
7 Section 33), is amended to read as follows:

8 Section 33. A. The state is hereby divided into five (5) Court
9 of Criminal Appeals Judicial Districts. From each of ~~said~~ the
10 districts candidates for Judge of the Court of Criminal Appeals
11 shall be nominated and appointed in the manner provided by Article
12 VII-B of the Oklahoma Constitution. All Judges of the Court of
13 Criminal Appeals may seek retention in office pursuant to the
14 provisions of Section 2 of Article VII-B of the Oklahoma
15 Constitution and each Judge shall be voted for by the qualified
16 voters of the state at large.

17 B. Beginning ~~July~~ January 1, 2020, the boundaries of the Court
18 of Criminal Appeals Judicial Districts shall be the boundaries of
19 the five Oklahoma Congressional Districts as constituted on January
20 8, 2019, as follows:

21 1. The Court of Criminal Appeals Judicial District No. 1 shall
22 embrace and include Congressional District No. 1;

23 2. The Court of Criminal Appeals Judicial District No. 2 shall
24 embrace and include Congressional District No. 3;

1 3. The Court of Criminal Appeals Judicial District No. 3 shall
2 embrace and include Congressional District No. 2;

3 4. The Court of Criminal Appeals Judicial District No. 4 shall
4 embrace and include Congressional District No. 5; and

5 5. The Court of Criminal Appeals Judicial District No. 5 shall
6 embrace and include Congressional District No. 4.

7 C. Each Judge in office on ~~July~~ January 1, 2020, shall serve
8 the term for which the Judge was appointed or retained in office by
9 retention ballot and until his or her successor is appointed and
10 qualified, unless the Judge vacates the office prior to the end of
11 his or her term or is removed from office as provided by law. Any
12 Judge in office on ~~July~~ January 1, 2020, shall be eligible for
13 retention in the same office for succeeding terms.

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

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