

**BILL SUMMARY**  
2<sup>nd</sup> Session of the 58<sup>th</sup> Legislature

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| <b>Bill No.:</b>       | <b>HB3196</b>                                      |
| <b>Version:</b>        | <b>CCS C</b>                                       |
| <b>Request Number:</b> | <b>11542</b>                                       |
| <b>Author:</b>         | <b>Williams</b>                                    |
| <b>Date:</b>           | <b>3/11/2022</b>                                   |
| <b>Impact:</b>         | <b>Please see previous summary of this measure</b> |

**Research Analysis**

The Conference Committee Substitute C to HB 3196 creates the Burt Holmes Fee Structure Policy Act of 2022 in Sections 2 through 27. The measure modifies the structure of fees collected by the courts for various offenses. The CCS C provides that a person whose hunting or fishing privileges have been suspended who refuses to surrender their license is guilty of a misdemeanor and may be fined not less than \$100 nor more than \$500. The CCS C creates the Office of Judicial Performance Evaluation and the Board of Judicial Performance Evaluation within the Council on Judicial Complaints. The purpose of the Office and the Board is to provide Justices and judges with information concerning their own performances and to conduct statewide judicial performance evaluations using uniform criteria and procedures. The Board is composed of 9 members with equal appointments by the Speaker, President Pro Tempore and the Governor. Board members are to be paid \$100 per day and travel expenses. The position of Administrator to the Office of Judicial Performance Evaluation is also created. The Office of Judicial Performance is to train Board members, collect and disseminate data on judicial performance evaluations and perform other tasks as directed by the Board. Each Justice and judge in Oklahoma is to be evaluated on integrity, legal knowledge, communication skills, judicial temperament, administrative performance, and service to the legal profession and the public. The Office is to conduct an initial evaluation of each Justice and judge within the first 2 years of appointment or election to the bench. The measure requires election-year evaluations for each Justice or judge whose term is to expire and who must stand for reelection or retention. The measure allows for the recommendation of an improvement plan for judges by the Office. A Board member or employee of the Office is required to disclose any professional or personal relationship with a Justice or judge. Except as provided, all performance evaluations, personal information, oral or written information, improvement plans, recommendations and any matter discussed by the Board concerning a performance evaluation or improvement plan is confidential. The Board is to promulgate rules to facilitate its operation. The measure provides that Sections 28 through 37 are effective November 1, 2022 and that Sections 1 through 27 are effective January 1, 2023.

Prepared By: Brad Wolgamott

**Fiscal Analysis**

The measure is currently under review and impact information will be completed.

Prepared By: Mark Tygret

**Other Considerations**

None.

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