

FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB1697

			Of the printed Bill
Page	<u>4</u>	Section	<u>12 1/2</u>
		Lines	Of the Engrossed Bill

By inserting the following language:

(INSERT ATTACHED)

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Mark Lepak

Reading Clerk

1 "SECTION ____ . NEW LAW A new section of law to be
2 codified in the Oklahoma Statutes as Section 25.1 of Title 20,
3 unless there is created a duplication in numbering, reads as
4 follows:

5 The members of the Judicial Nominating Commission shall be
6 subject to the following requirements:

7 1. In order for the Commission to take any official action, a
8 quorum shall consist of at least eight (8) members and in addition
9 to such requirement, of this number three members shall be the
10 appointees of the Oklahoma Bar Association and five members shall
11 consist of any combination of the other appointees to the
12 Commission.

13 2. No more than three of the Oklahoma Bar Association members
14 of the total number of six members of the Oklahoma Bar Association
15 serving as members of the Commission shall be registered voters of
16 the same political party.

17 3. If an applicant for any judicial office subject to the
18 jurisdiction of the Commission is related to any member of the
19 Judicial Nominating Commission within the third degree of either
20 consanguinity or affinity, the member of the Commission shall recuse
21 and shall not participate in deliberations regarding the applicant
22 and shall not vote on any matter relating to such applicant.

23 4. If an applicant for any judicial office subject to the
24 jurisdiction of the Commission would have been related to any member

1 of the Judicial Nominating Commission within the third degree of
2 affinity during the time when the member of the Commission was
3 married to a person with respect to whom the applicant was related
4 by affinity within the third degree, the member of the Judicial
5 Nominating Commission shall disclose such relationship using a form
6 prescribed by the Administrative Director of the Courts for such
7 purpose and the information shall be posted on the website
8 maintained by or on behalf of the Judicial Nominating Commission.

9 5. If a member of the Judicial Nominating Commission has
10 contributed to a political campaign, directly or indirectly, of a
11 person who is an applicant for a judicial office within the
12 jurisdiction of the Commission, the member of the Commission having
13 made such contribution shall recuse and shall not participate in
14 deliberations regarding the applicant and shall not vote on any
15 matter relating to such applicant. The provisions of this paragraph
16 shall be applicable to any such contribution unless the
17 contribution, whether cash or in kind, was not required to be
18 disclosed or reported pursuant to the Rules of the Oklahoma Ethics
19 Commission in effect at the time of the contribution or in effect
20 with respect to any applicable reporting period for the
21 contribution.

22 6. If a member of the Judicial Nominating Commission has, at
23 the time of the application, a business relationship with an
24 applicant pursuant to which the member and the applicant could

1 derive or actually derive economic benefits from the conduct or
2 operation of such business, the member of the Judicial Nominating
3 Commission shall recuse and shall not participate in deliberations
4 regarding the applicant and shall not vote on any matter relating to
5 such applicant. The provisions of this paragraph shall be
6 applicable to any such business enterprise regardless of the time
7 prior to the application date when such business activity was
8 conducted or could have been conducted.

9 7. If a member of the Judicial Nominating Commission has, at
10 the time of the application, a membership in a professional
11 organization or a community or civic organization of which the
12 applicant is also a member, the member of the Commission shall
13 disclose such membership using a form prescribed by the
14 Administrative Director of the Courts for such purpose and the
15 information shall be posted on the website maintained by or on
16 behalf of the Judicial Nominating Commission.

17 8. If a member of the Judicial Nominating Commission has, at
18 the time of an application, or has had, within five (5) years of the
19 date of the application, more than occasional social contact with an
20 applicant, such as attendance at church functions or participation
21 in the activities of community or civic organizations, or
22 participation at a school event at which either a child of the
23 Commission member or a child of the applicant is enrolled, the
24 member shall disclose such relationship using a form prescribed by

1 the Administrative Director of the Courts for such purpose and the
2 information shall be posted on the website maintained by or on
3 behalf of the Judicial Nominating Commission.

4 9. If a member of the Commission knows of any information
5 related to the eligibility of an applicant to hold a judicial office
6 subject to the jurisdiction of the Commission, such as the residency
7 or the domicile of the applicant, the member shall make disclosure
8 of that information in such form as may be prescribed by the
9 Administrative Director of the Courts."

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