

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

SENATE BILL 1782

By: Bullard

AS INTRODUCED

An Act relating to judicial retirement; mandating retirement of certain judicial officers upon certain age; authorizing completion of certain term; authorizing certain retirement benefits; requiring delivery of affidavit for certain purpose; providing for filling of certain vacancy; prohibiting election or appointment of certain persons; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1407 of Title 20, unless there is created a duplication in numbering, reads as follows:

A. As authorized pursuant to subsection (c) of Section 11 of Article VII of the Oklahoma Constitution, a Justice of the Supreme Court or a Judge of the Court of Criminal Appeals or of the Court of Civil Appeals shall retire when he or she reaches seventy-five (75) years of age; provided, however, such appellate Justice or Judge may complete the term during which he or she turns seventy-five (75) years of age if he or she chooses to complete such term. Upon

1 retiring, each such appellate Justice or Judge shall receive
2 retirement benefits as provided by law.

3 B. An appellate Justice or Judge who has reached seventy-five
4 (75) years of age on or before the effective date of this act shall
5 retire on the effective date of this act; provided, however, such
6 appellate Justice or Judge may complete the term during which this act
7 was enacted if he or she chooses to complete such term.

8 C. No later than thirty (30) days prior to the date the appellate
9 Justice or Judge would be required to retire, an appellate Justice
10 or Judge who chooses to complete his or her term pursuant to
11 subsection A or B of this section shall deliver a signed affidavit
12 to the chief or presiding judge of his or her court that declares
13 the intent to complete the term. Any appellate Justice or Judge who
14 does not provide the signed affidavit shall be deemed to be retired
15 on the date set pursuant to subsection A or B of this section and the
16 office shall be deemed vacant. Any vacancy occurring upon a
17 retirement as required by this section shall be filled as provided
18 by law.

19 D. No person shall be eligible for election or appointment to
20 any appellate court who has reached seventy-five (75) years of age
21 prior to or on the date of election or appointment.

22 SECTION 2. This act shall become effective November 1, 2024.
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