

Bill Summary
2nd Session of the 59th Legislature

Bill No.:	SB 1088
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Bill Analysis

SB 1088 removes the requirement for the Council on Judicial Complaints to provide a quarterly report of judicial complaints filed, dismissed, and referred for further disciplinary action to the President Pro Tempore of the Senate and the Speaker of the House. Instead, the measure directs the Council to provide an annual report to the President Pro Tempore of the State Senate, the Speaker of the House, the Governor, and the Lieutenant Governor detailing the preceding fiscal year no later than December 1 of each year. Such a report shall provide annual statistical information for the preceding fiscal year. The measure provides that any person who reveals or causes to be revealed to the public any information about a proposed or pending judicial complaint shall be subject to contempt proceedings before the district court. The measure provides that if the Council determines that a judicial complaint should be made the subject of proceedings before the Supreme Court for discipline less than removal or compulsory retirement, the Council shall forward all papers concerning the complaint to the Supreme Court for review and possible discipline.

The measure provides for records relating to judicial complaints to be kept confidential until the petition invoking the jurisdiction of the Court on the Judiciary is filed. Records that are otherwise not subject to discovery shall not be published. The measure directs the Administrative Director to the Council on Judicial Complaints to maintain a docket of all complaints filed and action taken. The docket and its contents shall be subject to the provisions of the Oklahoma Open Records Act. The docket shall be made available on the Council's website within 30 days of the final disposition of a complaint. Information identifying the complainant, the respondent, and any witnesses shall be redacted when making the docket public if the Council recommends a private reprimand. The docket shall include the identity of the respondent judge, a brief summary of the alleged misconduct, and the Council's recommendation if it is not a private reprimand.

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