

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 213 By: Dahm of the Senate
3 and
4 Downing of the House
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7 An Act relating to the Supreme Court; amending 20
8 O.S. 2011, Section 2, which relates to Supreme Court
9 Judicial Districts; modifying certain districts; and
10 providing an effective date.

11 AMENDMENT NO. 1. Replace the title, enacting clause and entire bill
12 and insert

13 "[courts - Supreme Court - change in districts if
14 Congressional Districts are modified - effective
15 date]

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

19 SECTION 1. AMENDATORY 20 O.S. 2011, Section 1, is
20 amended to read as follows:

21 Section 1. The Supreme Court shall consist of nine (9) ~~justices~~
22 Justices. ~~Immediately upon the passage and approval of this act,~~
23 ~~the Governor shall appoint by and with the advice and consent of the~~
24 ~~Senate one Justice of the Supreme Court from each of the four~~

1 ~~additional Supreme Court judicial districts hereby created, each of~~
2 ~~whom shall serve until the second Monday in January, 1919, Each~~
3 Justice in office November 1, 2017, shall serve the term for which
4 the Justice was appointed or retained in office by retention ballot
5 and until his or her successor is ~~elected~~ appointed and qualified,
6 unless the Justice vacates the office prior to the end of his or her
7 term or is removed from office as provided by law.

8 SECTION 2. AMENDATORY 20 O.S. 2011, Section 2, is
9 amended to read as follows:

10 Section 2. ~~The~~ A. Until November 1, 2017, the Supreme Court
11 shall be composed of one Justice from each of the Judicial Districts
12 as follows:

13 1. Supreme Court Judicial District No. 1 shall embrace and
14 include the following counties: Ottawa, Craig, Nowata, Rogers,
15 Washington, Osage, Pawnee, Kay and Grant~~;~~;

16 ~~The~~ 2. Supreme Court Judicial District No. 2 shall embrace and
17 include the following counties: LeFlore, Haskell, Pittsburg,
18 Latimer, Pushmataha, McCurtain, Choctaw, Bryan, Marshall, Johnston,
19 Atoka, McIntosh and Sequoyah~~;~~;

20 ~~The~~ 3. Supreme Court Judicial District No. 3 shall embrace and
21 include the following county: Oklahoma~~;~~;

22 ~~The~~ 4. Supreme Court Judicial District No. 4 shall embrace and
23 include the following counties: Beckham, Dewey, Roger Mills, Ellis,
24

1 Woodward, Woods, Major, Harper, Beaver, Texas, Cimarron, Alfalfa,
2 Garfield, Kingfisher, Blaine, Custer and Washita-; i

3 ~~The~~ 5. Supreme Court Judicial District No. 5 shall embrace and
4 include the following counties: Cleveland, McClain, Garvin, Murray,
5 Carter, Love, Grady, Stephens and Jefferson-; i

6 ~~The~~ 6. Supreme Court Judicial District No. 6 shall embrace and
7 include the following county: Tulsa-; i

8 ~~The~~ 7. Supreme Court Judicial District No. 7 shall embrace and
9 include the following counties: Muskogee, Creek, Okmulgee, Wagoner,
10 Cherokee, Adair, Delaware and Mayes-; i

11 ~~The~~ 8. Supreme Court Judicial District No. 8 shall embrace and
12 include the following counties: Pottawatomie, Seminole, Hughes,
13 Pontotoc, Coal, Okfuskee, Lincoln, Logan, Payne and Noble-; and

14 ~~The~~ 9. Supreme Court Judicial District No. 9 shall embrace and
15 include the following counties: Kiowa, Jackson, Tillman, Harmon,
16 Cotton, Comanche, Caddo, Greer and Canadian.

17 B. Beginning November 1, 2017, the Supreme Court shall be
18 composed as follows:

19 1. One Justice from each of five districts, to be composed of
20 each of the Congressional Districts as constituted on November 1,
21 2017; and

22 2. Four Justices selected at-large. Two of the at-large
23 Justices shall be selected from counties with populations of less
24 than seventy-five thousand (75,000) people.

1 C. The transition from the composition of the Supreme Court
2 provided in subsection A of this section to the composition provided
3 in subsection B of this section shall be as follows:

4 1. The Justice representing Supreme Court Judicial District 1
5 as that district existed prior to November 1, 2017, shall represent
6 District 2;

7 2. The Justice representing Supreme Court Judicial District 2
8 as that district existed prior to November 1, 2017, shall represent
9 the state at-large;

10 3. The Justice representing Supreme Court Judicial District 3
11 as that district existed prior to November 1, 2017, shall represent
12 District 5;

13 4. The Justice representing Supreme Court Judicial District 4
14 as that district existed prior to November 1, 2017, shall represent
15 District 3;

16 5. The Justice representing Supreme Court Judicial District 5
17 as that district existed prior to November 1, 2017, shall represent
18 District 4;

19 6. The Justice representing Supreme Court Judicial District 6
20 as that district existed prior to November 1, 2017, shall represent
21 District 1;

22 7. The Justice representing Supreme Court Judicial District 7
23 as that district existed prior to November 1, 2017, shall represent
24 the state at-large;

1 8. The Justice representing Supreme Court Judicial District 8
2 as that district existed prior to November 1, 2017, shall represent
3 the state at-large; and

4 9. The Justice representing Supreme Court Judicial District 9
5 as that district existed prior to November 1, 2017, shall represent
6 the state at-large.

7 D. If the boundaries of the Congressional Districts change, any
8 such change shall apply to appointments or retention elections
9 occurring after the boundary change. If the number of Congressional
10 Districts changes, the number of districts provided for in paragraph
11 1 of subsection B of this section shall be changed to equal that
12 number of Congressional Districts; the number of at-large statewide
13 Justices shall be modified, beginning with the at-large Justices
14 from counties of less than seventy-five thousand (75,000) people, so
15 that the total number of districts remains nine; and any such change
16 shall apply to appointments or retention elections occurring after
17 the change in Congressional Districts.

18 SECTION 3. This act shall become effective November 1, 2017."
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1 Passed the House of Representatives the 24th day of April, 2017.

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4 Presiding Officer of the House of
Representatives
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6 Passed the Senate the ____ day of _____, 2017.

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9 Presiding Officer of the Senate
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1 ENGROSSED SENATE
2 BILL NO. 213

By: Dahm of the Senate

3 and

4 Downing of the House

5
6 An Act relating to the Supreme Court; amending 20
7 O.S. 2011, Section 2, which relates to Supreme Court
8 Judicial Districts; modifying certain districts; and
9 providing an effective date.

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

11 SECTION 4. AMENDATORY 20 O.S. 2011, Section 2, is
12 amended to read as follows:

13 Section 2. The Beginning with vacancies that occur on or after
14 the effective date of this act, five Supreme Court Judicial ~~District~~
15 ~~No. 1 Districts~~ shall embrace and include the ~~following~~ counties:
16 ~~Ottawa, Craig, Nowata, Rogers, Washington, Osage, Pawnee, Kay and~~
17 ~~Grant.~~

18 ~~The Supreme Court Judicial District No. 2 shall embrace and~~
19 ~~include the following counties: LeFlore, Haskell, Pittsburg,~~
20 ~~Latimer, Pushmataha, McCurtain, Choctaw, Bryan, Marshall, Johnston,~~
21 ~~Atoka, McIntosh and Sequoyah.~~

22 ~~The Supreme Court Judicial District No. 3 shall embrace and~~
23 ~~include the following county: Oklahoma.~~

24

1 ~~The Supreme Court Judicial District No. 4 shall embrace and~~
2 ~~include the following counties: Beckham, Dewey, Roger Mills, Ellis,~~
3 ~~Woodward, Woods, Major, Harper, Beaver, Texas, Cimarron, Alfalfa,~~
4 ~~Garfield, Kingfisher, Blaine, Custer and Washita.~~

5 ~~The Supreme Court Judicial District No. 5 shall embrace and~~
6 ~~include the following counties: Cleveland, McClain, Carvin, Murray,~~
7 ~~Carter, Love, Grady, Stephens and Jefferson.~~

8 ~~The Supreme Court Judicial District No. 6 shall embrace and~~
9 ~~include the following county: Tulsa.~~

10 ~~The Supreme Court Judicial District No. 7 shall embrace and~~
11 ~~include the following counties: Muskogee, Creek, Okmulgee, Wagoner,~~
12 ~~Cherokee, Adair, Delaware and Mayes.~~

13 ~~The Supreme Court Judicial District No. 8 shall embrace and~~
14 ~~include the following counties: Pottawatomie, Seminole, Hughes,~~
15 ~~Pontotoc, Coal, Okfuskee, Lincoln, Logan, Payne and Noble.~~

16 ~~The Supreme Court Judicial District No. 9 shall embrace and~~
17 ~~include the following counties: Kiowa, Jackson, Tillman, Harmon,~~
18 ~~Cotton, Comanche, Caddo, Greer and Canadian~~

19 and boundaries as correspond to the congressional districts of
20 this state. In the event this state gains or loses a congressional
21 district or districts, the number of corresponding Supreme Court
22 Judicial Districts shall increase or decrease accordingly.

23 Four Supreme Court Judicial Districts shall be statewide at-
24 large districts. In the event this state gains or loses a Supreme

1 Court Judicial District that corresponds to the number of
2 congressional districts, the number of at-large Supreme Court
3 Judicial Districts shall increase or decrease accordingly.

4 SECTION 5. This act shall become effective November 1, 2017.

5 Passed the Senate the 21st day of March, 2017.

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8 Presiding Officer of the Senate

9 Passed the House of Representatives the ____ day of _____,
10 2017.

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12 Presiding Officer of the House
13 of Representatives