

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. _____

COMMITTEE AMENDMENT

(Date)

Mr./Madame President:

I move to amend House Bill No. 3562, by substituting the attached floor substitute for the title, enacting clause and entire body of the measure.

Submitted by:

Senator Pugh

Pugh-TEK-FS-Req#4155
5/14/2020 7:36 PM

(Floor Amendments Only) Date and Time Filed: _____

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 FLOOR SUBSTITUTE
4 FOR ENGROSSED

5 HOUSE BILL NO. 3562

By: Lepak of the House

and

Pugh and Daniels of the
Senate

8
9 FLOOR SUBSTITUTE

10 [judicial compensation - legislative approval -
11 effective date]

12
13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 20 O.S. 2011, Section 3.2, is
15 amended to read as follows:

16 Section 3.2. A. There is hereby created the Board on Judicial
17 Compensation. Pursuant to the provisions of Section 11 of Article
18 VII of the Oklahoma Constitution, members of the State Judiciary
19 shall receive compensation as shall be fixed by the Board on
20 Judicial Compensation as provided in this act, ~~unless such~~
21 ~~compensation is rejected~~ and such compensation may be approved or
22 amended by law passed by a majority vote of each house of the
23 Legislature. Such compensation shall not become effective if the
24 Legislature does not approve or amend by law passed by a majority

1 vote of each house. If the Governor vetoes such a law, the
2 procedure shall be the same as for the veto of any other bill or
3 joint resolution.

4 B. The Board shall be composed of seven (7) members. Two
5 members shall be appointed by the President Pro Tempore of the
6 Senate, two members shall be appointed by the Speaker of the House
7 of Representatives, two members shall be appointed by the Governor,
8 and one member shall be appointed by the Chief Justice of the
9 Supreme Court. The members appointed by the President Pro Tempore
10 of the Senate shall be from labor and civic organizations. The
11 members appointed by the Speaker of the House of Representatives
12 shall be from communications media and retail business. The members
13 appointed by the Governor shall be from manufacturing and
14 professional fields not otherwise specified. The member appointed
15 by the Chief Justice of the Supreme Court shall be from agriculture.
16 No more than four members shall be from any one political party. No
17 active or retired judge or attorney practicing law in any state may
18 serve on the Board on Judicial Compensation.

19 C. The Administrative Office of the Courts shall provide such
20 staff and support as is necessary for the Board on Judicial
21 Compensation to carry out its duties. Requests from the Board for
22 staff and support shall be coordinated through the Office of the
23 Administrative Director of the Courts.

24

1 D. The members of the Board shall serve terms which run
2 concurrently with the terms of the respective appointing authorities
3 and shall serve at their pleasure.

4 E. The members of the Board shall select a chair and secretary
5 and such other officers as they deem necessary.

6 F. Members of the Board shall serve without compensation but
7 shall be reimbursed by their appointing authority for all actual and
8 necessary expenses incurred in the performance of their duties in
9 accordance with the State Travel Reimbursement Act.

10 SECTION 2. AMENDATORY 20 O.S. 2011, Section 3.3, as
11 amended by Section 1, Chapter 278, O.S.L. 2019 (20 O.S. Supp. 2019,
12 Section 3.3), is amended to read as follows:

13 Section 3.3. A. The Board on Judicial Compensation shall meet
14 on the third Tuesday of September in every odd-numbered year in the
15 Administrative Office of the Courts, at which meeting the Board
16 shall review the compensation paid to members of the State Judiciary
17 and, if necessary, change the compensation. In its review, the
18 Board shall consider various factors, including judicial
19 compensation in other states, with an emphasis on states within the
20 region, the value of comparable services performed in the private
21 sector, compensation of attorneys in the private and public sectors,
22 compensation of other state, county and municipal public officials,
23 and changes in the cost of living. The Board may, at the call of
24 the chair or upon a majority vote of its membership, hold such

1 additional meetings as are necessary to carry out its official
2 duties. Any change in judicial compensation shall be made by the
3 Board not later than the third Tuesday of November in the odd-
4 numbered year. Four members of the Board shall constitute a quorum
5 and a majority vote of the quorum shall be necessary for the Board
6 to act. If the Board recommends a change in judicial compensation,
7 notice of such recommendation shall be provided to the Governor, the
8 President Pro Tempore and the Chair of the Appropriations Committee
9 of the Senate, and the Speaker and the Chair of the Appropriations
10 and Budget Committee of the House of Representatives.

11 B. Any change in judicial compensation, ~~unless rejected~~ that is
12 approved or amended by the Legislature as provided for in Section
13 3.2 of this title, shall become effective on July 1 of the following
14 calendar year. A change in judicial compensation shall not become
15 effective if the Legislature does not approve or amend by law as
16 provided for in Section 3.2 of this title. Any amendment passed by
17 a majority vote of each house of the Legislature shall become
18 effective as provided by the amendment unless vetoed by the
19 Governor.

20 SECTION 3. This act shall become effective November 1, 2020.

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22 57-2-4155 TEK 5/14/2020 7:36:01 PM

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