

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 360

By: Dahm

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5  
6 AS INTRODUCED

7 An Act relating to officers; amending 51 O.S. 2011,  
8 Sections 51, 55, 91 and 94, which relate to removal  
9 from office; modifying officers subject to  
10 impeachment; modifying officers subject to removal  
11 from office by other method; modifying requirements  
12 for certain notice to Attorney General; and providing  
13 an effective date.

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

15 SECTION 1. AMENDATORY 51 O.S. 2011, Section 51, is  
16 amended to read as follows:

17 Section 51. The Governor and other ~~elective~~ elected and  
18 nonelected state officers, including the Justices of the Supreme  
19 Court, shall be liable and subject to impeachment for willful  
20 neglect of duty, corruption in office, habitual drunkenness,  
21 incompetency, or any offense involving moral turpitude committed  
22 while in office.

23 SECTION 2. AMENDATORY 51 O.S. 2011, Section 55, is  
24 amended to read as follows:

1 Section 55. An impeachment is the prosecution, by the House of  
2 Representatives, before the Senate, of the Governor or other  
3 ~~elective~~ elected or nonelected state officer, under the  
4 Constitution, for willful neglect of duty, corruption in office,  
5 drunkenness, incompetency, or any offense involving moral turpitude  
6 committed while in office.

7 SECTION 3. AMENDATORY 51 O.S. 2011, Section 91, is  
8 amended to read as follows:

9 Section 91. All ~~state officers not subject to impeachment under~~  
10 ~~Section 1, Article 8 of the Constitution, and all~~ county, city and  
11 municipal officers may, in addition to the methods now and causes  
12 provided by law, be removed from office as herein provided.

13 SECTION 4. AMENDATORY 51 O.S. 2011, Section 94, is  
14 amended to read as follows:

15 Section 94. It shall be the duty of the Attorney General of  
16 this state, when directed by the Governor, or upon notice being  
17 received by the Attorney General in writing and verified by fifteen  
18 or more ~~reputable citizens~~ registered voters of the county or by one  
19 percent (1%) of the registered voters that voted in the previous  
20 election for the political subdivision of which the officer who is  
21 the subject of the complaint is an official, whichever is greater,  
22 before some officer authorized to administer oaths, that any officer  
23 herein mentioned has been guilty of any of the acts, omissions or  
24 offenses as set out in Section 93 of this title, to investigate such

1 complaint, and if on such investigation the Attorney General shall  
2 find that there is reasonable cause for such complaint, the Attorney  
3 General shall institute proceedings in the Supreme Court, or any  
4 district court of the county of the residence of the accused, to  
5 oust such officer from office.

6 SECTION 5. This act shall become effective November 1, 2015.

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