

ENROLLED HOUSE
BILL NO. 1909

By: Dunegan of the House

and

Mickle of the Senate

An Act relating to elections; amending 26 O.S. 1991, Section 2-132, as amended by Section 5, Chapter 316, O.S.L. 1993 (26 O.S. Supp. 1993, Section 2-132), which relates to disqualification of election board members; changing resignation requirement for certain election persons; providing for disqualification of secretary of county election board in certain actions; providing for a replacement in certain circumstances; and providing an effective date.

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

SECTION 1. AMENDATORY 26 O.S. 1991, Section 2-132, as amended by Section 5, Chapter 316, O.S.L. 1993 (26 O.S. Supp. 1993, Section 2-132), is amended to read as follows:

Section 2-132. No person shall serve on a county election board, precinct election board, absentee voting board or as a counter for a precinct election board, at any election in which he or she is a candidate for office, or is a deputy or regular employee of a candidate for office ~~or~~. No person shall serve as chairman or vice-chairman of a county election board, or on a precinct election board, absentee voting board or as a counter for a precinct election board, at any election in which he or she is related within the third degree by either consanguinity or affinity to a candidate for office. In the event a member of a precinct election board is disqualified for one of the aforementioned reasons, it shall be the duty of the secretary of the county election board to appoint a suitable replacement for the official for said election. Any person so disqualified shall resign his office or position no later than ten (10) days following the close of the filing period during which such candidacy was filed.

The secretary of the county election board shall not participate in or carry out any duties or functions associated with the office during the actual conduct of a contest of candidacy or recount if the secretary is related within the third degree by either consanguinity or affinity to a candidate who is the petitioner or contestee in the contest of candidacy or who is a candidate in an election being recounted. The Secretary of the State Election Board shall appoint a replacement to carry out the duties or functions of the office, including voting as a member of the county election board, during the actual conduct of the contest of candidacy or recount.

SECTION 2. This act shall become effective September 1, 1994.
Passed the House of Representatives the 14th day of March, 1994.

Speaker of the House of
Representatives

Passed the Senate the 11th day of April, 1994.

President of the Senate