

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE BILL NO. 2307

By: Holt

AS INTRODUCED

An Act relating to elections; amending 26 O.S. 1991, Sections 10-101.1 and 10-101.2, which relate to presidential candidate elector filing procedures; modifying procedures for placement of Independent presidential candidate elector names on ballot; modifying procedures for placement of certain other political party presidential candidate elector names on ballot; providing for payment of fee; providing for payment of fee based upon occurrence of certain events relating to deadline; providing procedures after payment of fee; and providing an effective date.

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

SECTION 1. AMENDATORY 26 O.S. 1991, Section 10-101.1, is amended to read as follows:

Section 10-101.1 The names of a slate of candidates for the office of Presidential Elector pledged to an Independent candidate for President of the United States shall be printed on the ballot ~~only by observing the following procedure:~~

~~1. No later than July 15 of a presidential election year, petitions signed by a number of registered voters supporting the~~

~~candidacy of said candidate for President of the United States equal to at least three percent (3%) of the total votes cast in the last General Election for President shall be filed with the Secretary of the State Election Board. The form of said petitions shall be prescribed by the Secretary. Each page of said petitions must contain the names of registered voters from a single county.~~

~~2. Within thirty (30) days after receipt of said petitions, the State Election Board shall determine the sufficiency of said petitions.~~

~~3. If the petitions are found to be sufficient, after payment to the Secretary of the State Election Board of a fee, by a certified check or cashier's check, in the amount of Two Thousand Dollars (\$2,000.00). Such fee shall be paid not later than July 15 of a presidential election year in order for the names of a slate of candidates for the office of presidential elector pledged to such Independent candidate to appear on the ballot. If such date falls upon a Saturday, Sunday, a legal holiday or a day upon which the office of the Secretary of the State Election Board is not open for business, then such fee shall be paid by the end of the first succeeding day upon which payment may be made to the State Election Board in the ordinary course of business. After payment of the fee, the Independent candidate for President of the United States shall, no later than September 1, certify to the Secretary of the State Election Board the names of the nominees for Presidential Elector pledged to him and the name of his Vice Presidential running mate. Each candidate for Presidential Elector so nominated shall subscribe to an oath stating that, if elected, he will cast his ballot for the candidate who nominated him and for said candidate's Vice Presidential running mate. Said oath shall be filed with the Secretary of the State Election Board no later than September 15.~~

SECTION 2. AMENDATORY 26 O.S. 1991, Section 10-101.2, is amended to read as follows:

Section 10-101.2 The names of a slate of candidates for the office of Presidential Elector pledged to the nominee of a political party not recognized under the laws of the State of Oklahoma for President of the United States shall be printed on the ballot ~~only by observing the following procedure:~~

~~1. No later than July 15 of a presidential election year, petitions signed by a number of registered voters supporting the candidacy of said nominee for President of the United States equal to at least three percent (3%) of the total votes cast in the last General Election for President shall be filed with the Secretary of the State Election Board. Notice of intention to circulate petitions shall be filed with the Secretary of the State Election Board before such petitions may be circulated. The form of said petitions shall be prescribed by the Secretary. Each page of said petitions must contain the names of registered voters from a single county.~~

~~2. Within thirty (30) days after receipt of said petitions, the State Election Board shall determine the sufficiency of said petitions.~~

~~3. If the petitions are found to be sufficient, after payment to the Secretary of the State Election Board of a fee, by a certified check or cashier's check in the amount of Two Thousand Dollars (\$2,000.00). Such fee shall be paid not later than July 15 of a presidential election year in order for the names of a slate of candidates for the office of presidential elector pledged to such nominee to appear on the ballot. If such date falls upon a Saturday, Sunday, a legal holiday or a day upon which the Office of the Secretary of the State Election Board is not open for business, then such fee shall be paid by the end of the first succeeding day upon which payment may be made to the State Election Board in the ordinary course of business. After payment of the fee, the nominee for President of the United States shall, no later than September 1,~~

certify to the Secretary of the State Election Board the names of the nominees for Presidential Elector pledged to him and the name of his Vice Presidential running mate. Each candidate for Presidential Elector so nominated shall subscribe to an oath stating that, if elected, he will cast his ballot for the candidate who nominated him and for said candidate's Vice Presidential running mate. Said oath shall be filed with the Secretary of the State Election Board no later than September 15.

SECTION 3. This act shall become effective September 1, 1994.

44-2-7776

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