

ENROLLED SENATE  
BILL NO. 216

By: Haney and Hobson of the  
Senate

and

Hamilton, Steidley and  
Satterfield of the House

An Act relating to elections; amending 26 O.S. 1991, Sections 2-118, as amended by Section 4, Chapter 332, O.S.L. 1992, 2-122, 2-129 and 14-115.5, as amended by Section 22, Chapter 247, O.S.L. 1992 (26 O.S. Supp. 1994, Sections 2-118 and 14-115.5), which relate to compensation of election board secretaries and inspectors, judges, clerks and absentee voting boards; increasing salary of county election board secretaries; modifying language relating to business hours for county election boards; increasing compensation for inspectors, judges and clerks and members of an absentee voting board; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 26 O.S. 1991, Section 2-118, as amended by Section 4, Chapter 332, O.S.L. 1992 (26 O.S. Supp. 1994, Section 2-118), is amended to read as follows:

Section 2-118. The secretary of each county election board shall be paid an annual salary according to the following schedule; provided, however, that the salary of a county election board secretary shall not fall below the level of the June 30, ~~1991~~ 1995, salary, regardless of the number of registered voters, excluding inactive, in the county and provided that no salary shall be increased to the secretary of any county election board while that county is under the administrative supervision of the Secretary of the State Election Board:

Registered Voters	Salary
0 to <del>5,000</del>	<del>\$ 7,704.00</del>
<del>5,001 to</del> 10,000	<del>10,804.00</del> <u>\$14,238.28</u>
10,001 to 15,000	<del>13,891.00</del> <u>\$15,038.28</u>
15,001 to 17,500	<del>16,978.00</del> <u>\$18,202.45</u>
17,501 to 25,000	<del>20,077.00</del> <u>\$21,378.93</u>

25,001 to 50,000	<del>25,647.00</del> <u>\$27,088.18</u>
50,001 to 75,000	<del>34,303.00</del> <u>\$35,960.58</u>
75,001 to 150,000	<del>39,303.00</del> <u>\$41,085.58</u>
150,001 or more	<del>44,303.00</del> <u>\$46,210.58</u>

The salary and fringe benefits paid to each secretary shall be paid from county funds on a monthly basis and shall be reimbursed from funds appropriated by the Legislature for that purpose at a rate of not to exceed one hundred twenty-five percent (125%) of the above-specified salaries. Claims for said reimbursement shall be filed according to procedures prescribed by the Secretary of the State Election Board and approved by the Director of State Finance. Said claims for reimbursement shall only be paid for actual expenditures made by the county. The number of registered voters, for the purposes of this section, shall be determined by the number of registered voters, excluding inactive voters, in the county on January 1, 1979, and every two (2) years thereafter.

SECTION 2. AMENDATORY 26 O.S. 1991, Section 2-122, is amended to read as follows:

Section 2-122. The secretary of the county election board shall maintain the records of the office, and such records shall be open for public inspection during regular office hours unless otherwise provided by law. ~~In counties having seventeen thousand five hundred (17,500) or more registered voters, the county election board office shall be open a minimum of six (6) hours per day, excluding Saturdays, Sundays and holidays; in counties having fewer than seventeen thousand five hundred (17,500) registered voters, the~~ The county election board office shall be open a minimum of ~~three (3)~~ six (6) consecutive hours per day, excluding Saturdays, Sundays and holidays. The hours open for all election boards shall include 11:30 a.m. through 1:00 p.m. each regular work day.

SECTION 3. AMENDATORY 26 O.S. 1991, Section 2-129, is amended to read as follows:

Section 2-129. The inspector shall be paid ~~Fifty Dollars (\$50.00)~~ Sixty Dollars (\$60.00) for each election and shall be allowed mileage reimbursement at the rate provided by the State Travel Reimbursement Act for mileage incurred to receive or return ballots and materials for the election. Judges, clerks and counters shall be paid ~~Thirty-seven Dollars (\$37.00)~~ Forty-seven Dollars (\$47.00) for each election. An additional Two Dollars (\$2.00) per election shall be paid to each inspector, judge, clerk and counter of a precinct from the funds of the county. Compensation provided herein shall be paid for any state, county, municipal or school district election; provided, however, that compensation for elections conducted concurrently shall not exceed in total the amount herein prescribed. Said compensation shall be paid by the State Election Board for all regular Primary, Runoff Primary and General Elections, all statewide special elections and all special elections for United States Representatives or United States Senators and State Senators or State Representatives.

SECTION 4. AMENDATORY 26 O.S. 1991, Section 14-115.5, as amended by Section 22, Chapter 247, O.S.L. 1992 (26 O.S. Supp. 1994, Section 14-115.5), is amended to read as follows:

Section 14-115.5 To carry out the provisions of Section 14-115 of this title and Section 14-115.4 of this title, the secretary of the county election board shall designate one or more absentee voting boards, to be composed of two (2) members each, with each member to be of a different political affiliation. No later than August 1 in each even-numbered year, the chairmen of the county central committees of the two political parties having the highest number of registered voters in the county shall each submit a list of ten names to the secretary. Said lists shall contain names of registered voters of the county, who may be members of the county election board, except the secretary, or precinct election boards or counters. The secretary shall be confined to said list in designating membership on the absentee voting board or boards, unless all persons on said lists are ineligible or unwilling to serve. In the event the chairman of the county central committee of a political party fails to submit a list as herein provided, the secretary shall appoint membership to said board or boards from the ranks of registered voters of said party within the county. Provided further, that in the event the list of names of either or both parties is exhausted and additional absentee voting boards are needed, the secretary shall appoint additional members to said boards from the ranks of said party or parties in the county. Members of an absentee voting board shall be reimbursed for their expenses at the rate of ~~Thirty Dollars (\$30.00)~~ Forty Dollars (40.00) per day. One member of each such board serving a nursing home or convalescent hospital shall be allowed mileage reimbursement at the rate prescribed for travel by state employees according to the State Travel Reimbursement Act, Section 500.1 et seq. of Title 74 of the Oklahoma Statutes.

SECTION 5. This act shall become effective July 1, 1995.

SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 26th day of May, 1995.

President of the Senate

Passed the House of Representatives the 26th day of May, 1995.

Speaker of the House of Representatives