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SHORT TITLE: Prohibiting elected officials from seeking other office during current term of office; effective date.

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

SENATE BILL NO. 136

By: Cole

AS INTRODUCED

An Act relating to elections; prohibiting elected officials from running for another office under certain conditions; providing exception; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5-106.1 of Title 26, unless there is created a duplication in numbering, reads as follows:

An incumbent elected to any state or county office, whose term does not expire the following year, shall be eligible to be a candidate at any regular election for any state, county, municipal, judicial or school office or any other elective office of any political subdivision of this state if the incumbent submits, not less than three (3) months preceding the first day of the filing period prescribed by law for the regular election, a personally signed and notarized resignation from the office which the incumbent currently holds effective not more than fifteen (15) days after the general election for the office for which the incumbent would be a candidate.

If the office for which the resignation is submitted is to be filled by a special election, the entity responsible for calling the election shall, within thirty (30) days of receipt of the resignation, issue a proclamation which must contain dates for the

special election that are the same as are required by law for the regular elections for the position.

An incumbent who does not resign as specified herein shall not be eligible to be a candidate for any other regular election during the term of office which the incumbent currently holds. However, nothing in this section shall prohibit an incumbent from being a candidate at any special election to fill a vacancy.

SECTION 2. This act shall become effective November 1, 1995.

45-1-0365

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