

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

COMMITTEE SUBSTITUTE

FOR

HOUSE BILL NO. 2785

By: Staggs

COMMITTEE SUBSTITUTE

An Act relating to elections; amending 26 O.S. 1991, Section 13A-106, as amended by Section 3, Chapter 360, O.S.L. 1994 (26 O.S. Supp. 1997, Section 13A-106), which relates to school board elections; requiring proof of graduation prior to filing for a position on the school board; reserving certain educational functions to local districts; providing for codification; 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 13A-106, as amended by Section 3, Chapter 360, O.S.L. 1994 (26 O.S. Supp. 1997, Section 13A-106), is amended to read as follows:

Section 13A-106. A. To be eligible to be a candidate for member of the board of education of a school district or vocational-technical school district, a person must have resided in the district for at least six (6) months preceding the first day of the filing period, and have been a registered voter registered with the county election board at an address located within the geographical boundaries of the district for six (6) months preceding the first day of the filing period. Beginning May 1, 1990, no person shall be eligible to be a candidate for or elected to be a member of the board of education of a school district or vocational-technical school district unless the person has been awarded a high school diploma or certificate of high school equivalency. In school districts that are divided into election districts, a candidate must have resided in the district for at least six (6) months preceding the first day of the filing period and have been a registered voter registered with the county

election board at an address located within the geographical boundaries of the election district for six (6) months preceding the first day of the filing period. Beginning May 1, 1990, no person shall be eligible to be a candidate for or elected to be a member of the board of education unless the person has been awarded a high school diploma or certificate of high school equivalency. Candidates must show proof of their high school diploma or certificate of high school equivalency before officially filing for a position on the board of education. This proof must be delivered to the county election office prior to placing such candidate on the ballot.

B. To be eligible to vote in a school district election or a vocational-technical school district election, a person must be registered with the county election board at an address located within the geographical boundaries of the district. To be eligible to vote in an election district election within a school district, a person must be registered with the county election board at an address located within the geographical boundaries of the election district.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-112.1 of Title 70, unless there is created a duplication in numbering, reads as follows:

An educational function not specifically delegated to the State Board of Education, the State Department of Education or the State Department of Vocational and Technical Education is reserved and may be performed by the local districts.

SECTION 3. This act shall become effective July 1, 1998.

SECTION 4. 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.