

SECOND ENROLLED HOUSE
BILL NO. 1029

By: Wells and Tyler of the
House

and

Fisher of the Senate

An Act relating to elections; amending 26 O.S. 1991, Section 13A-110, as amended by Section 4, Chapter 360, O.S.L. 1994 (26 O.S. Supp. 1998, Section 13A-110), which relates to vacancies in school boards; authorizing appointments to fill certain vacancies in vocational-technical school board until expiration of term; 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-110, as amended by Section 4, Chapter 360, O.S.L. 1994 (26 O.S. Supp. 1998, Section 13A-110), is amended to read as follows:

Section 13A-110. A. Vacancies for members of the board of education of every school district or vocational-technical school district shall be filled by appointment by the board. Persons appointed to fill such vacancies in the first half of the term of office for the board position shall serve only until the next succeeding election, at which time the office which they hold shall be placed on the ballot for the balance of the unexpired term. Vacancies filled by appointment following the delivery of the resolution calling for regular elections to the secretary of the county election board shall be filled until the regular elections the following year. Persons elected to fill unexpired terms shall begin those terms at the next regular meeting of the board of education following the election. Persons appointed to fill such vacancies after the first half of the term of office for the board position shall serve for the balance of the unexpired term. No person shall be appointed to a board of education who does not meet the eligibility qualifications needed to be a candidate for such position as provided for in Sections 13A-106 of this title and Sections 5-110, 5-110.1 and 5-113 of Title 70 of the Oklahoma Statutes.

B. If the board of education does not fill the vacancy by appointment within sixty (60) days of the date the board declared the seat vacant, the board of education shall call a special election to fill the vacancy for the unexpired term.

SECTION 2. This act shall become effective July 1, 1999.

SECTION 3. 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 House of Representatives the 25th day of May, 1999.

Speaker of the House of
Representatives

Passed the Senate the 25th day of May, 1999.

President of the Senate