

ENGROSSED SENATE AMENDMENT
TO
ENGROSSED HOUSE
BILL NO. 1627

By: Wilt, Braddock and Banz of
the House

and

Riley of the Senate

An Act relating to education; amending 70 O.S. 2001, Section 18-200.1, as last amended by Section 2, Chapter 533, O.S.L. 2004 (70 O.S. Supp. 2004, Section 18-200.1), which relates to the State Aid Formula; changing general fund carryover balance allowable for school districts with certain fund balances; amending 26 O.S. 2001, Section 13A-109, as amended by Section 8, Chapter 369, O.S.L. 2004 (26 O.S. Supp. 2004, Section 13A-109), which relates to school district elections; modifying requirement to post legal notice and press release of certain board elections; providing an effective date; and declaring an emergency.

AMENDMENT NO. 1. Page 1, strike the title, enacting clause and entire bill and insert

"An Act relating to schools and elections; amending 26 O.S. 2001, Section 13A-109, as amended by Section 8, Chapter 369, O.S.L. 2004 (26 O.S. Supp. 2004, Section 13A-109), which relates to school district elections; modifying requirement to publish legal notice and issue press release of certain board elections; 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. 2001, Section 13A-109, as amended by Section 8, Chapter 369, O.S.L. 2004 (26 O.S. Supp. 2004, Section 13A-109), is amended to read as follows:

Section 13A-109. A. The board of education of every school district and technology center school district shall notify, by resolution, the secretary of the county election board responsible for certifying its election of any regular or special election.

B. The resolution calling for an election or elections shall include, but shall not be limited to, the following information:

1. Date or dates of the election or elections;
2. Identification of the office or offices to be filled, qualifications of candidates for office and the length of term of each;
3. Information describing election districts within the school district, if applicable;
4. Ballot titles of the question or questions to be voted upon;
5. Information describing the persons eligible to vote in the election; and
6. All other information necessary for conducting the election or elections.

C. Resolutions calling for regular elections shall be delivered to the secretary of the county election board no fewer than fifteen (15) days preceding the first day of the filing period. The resolution shall contain all questions to be voted upon at the election to be held on the day as required in Section 13A-103 of this title.

D. Resolutions calling for special elections shall be delivered to the secretary of the county election board no fewer than sixty (60) days preceding the election.

E. ~~For elections of members of the board of education of a school district and technology center school district, in~~ In addition to notifying the secretary of the county election board of the election by resolution as required in this section:

1. For elections of members of the board of education of a school district, the board shall also publish a legal notice for each regular and special election in one issue of a legal newspaper of the county, as defined by Section 106 of Title 25 of the Oklahoma Statutes, in ~~each~~ the county wherein the school district administrative office is located at least ten (10) days prior to the

filing period and shall issue a news release of the upcoming filing period and election to a newspaper of general circulation in ~~each~~ the county wherein the school district administrative office is located. The legal notice and press release shall include, but shall not be limited to, the dates of the filing period for the election or elections and ~~all information contained in the resolution describing the election as provided for in subsection B of this section~~ the office or offices to be filled. The notice shall also be posted at the school district administrative offices and county election board offices; and

2. For elections of members of the board of education of a technology center school district, the board shall also publish a legal notice for each regular and special election in one issue of a legal newspaper of the county, as defined by Section 106 of Title 25 of the Oklahoma Statutes, in each county wherein the school district board of education has elected to participate in the technology center district at least ten (10) days prior to the filing period. Additionally, the technology center school district shall issue a news release of the upcoming filing period and election to a newspaper of general circulation in each county wherein the school district board of education has elected to participate in the technology center district. The legal notice and press release shall include, but shall not be limited to, the dates of the filing period for the election or elections and the office or offices to be filled. The notice shall also be posted in each county at the technology center school district administrative offices, if such office exists in the county, and county election board office in each county.

SECTION 2. This act shall become effective July 1, 2005.

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 Senate the 25th day of April, 2005.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____,
2005.

Presiding Officer of the House
of Representatives