

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 COMMITTEE SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 1394

6 By: Richardson

7 COMMITTEE SUBSTITUTE

8 An Act relating to elections; amending 26 O.S. 2001,
9 Section 5-127, which relates to contested candidacy;
10 making certain unqualified candidates liable for fees
and costs associated with contests for candidacy; and
providing an effective date.

11
12
13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 26 O.S. 2001, Section 5-127, is
15 amended to read as follows:

16 Section 5-127. A. If the election board determines that the
17 contestee was not qualified to become a candidate for the office for
18 which ~~he~~ the candidate filed a Declaration of Candidacy, it may
19 order that ~~his~~ the candidacy be stricken and that ~~his~~ the
20 candidate's name not be placed on the ballot.

21 B. If the election board determines that the contestee was not
22 qualified to become a candidate based on residence, the contestee
23 shall have one (1) week to withdraw the declaration of candidacy, or
24

1 be liable for all fees and costs associated with the contest for
2 candidacy.

3 SECTION 2. This act shall become effective November 1, 2008.

4

5 51-2-10510 LRB 03/04/08

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24