

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2463

By: Wright

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5
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2001,
8 Section 13A-110, which relates to school board
9 vacancies; modifying filling of vacancies; and
10 providing an effective date.

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

12 SECTION 1. AMENDATORY 26 O.S. 2001, Section 13A-110, is
13 amended to read as follows:

14 Section 13A-110. A. ~~Except for a vacancy in the position of~~
15 ~~the chair of the board elected pursuant to Section 1 of this act,~~
16 ~~vacancies~~ Vacancies for members of the board of education of every
17 school district or technology center school district shall be filled
18 by appointment by the board. Persons appointed to fill such
19 ~~vacancies in the first half of the term of office for the board~~
20 ~~position~~ shall serve only until the next succeeding election, at
21 which time the office which they hold shall be placed on the ballot
22 for the balance of the unexpired term. Vacancies filled by
23 appointment following the delivery of the resolution calling for
24 regular elections to the secretary of the county election board

1 shall be filled until the regular elections the following year.
2 Persons elected to fill unexpired terms shall begin those terms at
3 the next regular meeting of the board of education following the
4 election. ~~Persons appointed to fill such vacancies after the first~~
5 ~~half of the term of office for the board position shall serve for~~
6 ~~the balance of the unexpired term.~~ No person shall be appointed to
7 a board of education who does not meet the eligibility
8 qualifications needed to be a candidate for such position as
9 provided for in Sections 13A-106 of this title and Sections 5-110,
10 5-110.1 and 5-113 of Title 70 of the Oklahoma Statutes.

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

15 ~~C. In districts having a chair of the board elected by the~~
16 ~~electors of the district, a vacancy in the office of the chair of~~
17 ~~the board shall be filled by the vice chair who shall continue to~~
18 ~~serve as the board member for the board district for which elected.~~
19 ~~The board shall call a special election to elect a chair of the~~
20 ~~board to serve the remainder of the unexpired term. The special~~
21 ~~election shall be held in conjunction with the next regular,~~
22 ~~district wide school election, conducted pursuant to Section 13A-103~~
23 ~~of this title, that is held more than ninety (90) days after the~~
24 ~~vacancy occurs. The successful candidate in the special election~~

1 ~~shall assume office as provided for district board of education~~
2 ~~members and shall serve the remainder of the unexpired term.~~

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

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5 51-2-9349 LRB 12/18/07

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