

1 ENGROSSED HOUSE  
2 BILL NO. 1081

By: Buck and Dorman of the  
House

3 and

4 Gumm of the Senate

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7 ( elections - amending 26 O.S., Section 1-105 -

8 candidates -

9 effective date )

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

13 SECTION 1. AMENDATORY 26 O.S. 2001, Section 1-105, is  
14 amended to read as follows:

15 Section 1-105. A. In the event of the death of a political  
16 party's nominee for office prior to the date of the General  
17 Election, a substitute candidate will be permitted to have his name  
18 placed on the General Election ballot as follows:

19 1. If the nominee was a candidate for county office, the  
20 political party's central committee of said county shall notify the  
21 secretary of the county election board of the name of an alternative  
22 candidate to be placed on the General Election ballot. Such notice  
23 shall be submitted in writing, within ~~five (5)~~ fifteen (15) days  
24 after said death has occurred and shall be signed by at least two

1 duly authorized members of the political party's county central  
2 committee.

3 2. If the nominee was a candidate who filed ~~his~~ a Declaration  
4 of Candidacy with the State Election Board, the state central  
5 committee of the party affected shall notify the Secretary of the  
6 State Election Board of the name of an alternative candidate to be  
7 placed on the General Election ballot. Such notice shall be  
8 submitted in writing, within ~~five~~ (5) fifteen (15) days after said  
9 death has occurred and shall be signed by at least two duly  
10 authorized members of the political party's state central committee.

11 3. If said death should occur five (5) days or more following  
12 the Runoff Primary Election date, a special General Election shall  
13 be called by the Governor and shall be conducted according to the  
14 laws governing such elections, Section 12-101 et seq. of this title,  
15 except that there shall be no filing period or special Primary  
16 Election and the candidates in the special General Election shall be  
17 the substitute candidate named by the central committee and the  
18 nominee of other political parties elected in the Primary or Runoff  
19 Primary, and any previously filed independent candidates.

20 B. In the event of the death of a candidate who was unopposed  
21 for election, a Special Election shall be called by the Governor.  
22 Said Special Election shall be conducted according to the laws  
23 governing such elections, Section 12-101 et seq. of this title.

24 SECTION 2. This act shall become effective November 1, 2009.

1 Passed the House of Representatives the 3rd day of March, 2009.

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4 Presiding Officer of the House of  
Representatives

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6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2009.

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9 Presiding Officer of the Senate