

# SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION BY SENATE

## FLOOR AMENDMENT

No. \_\_\_\_\_

\_\_\_\_\_  
(Date)

Mr./Madame President:

I move to amend Senate Bill No. 874, Page 1, Line 23 1/2,

as follows:

By inserting new SECTIONS 1, 2 and 3 to read as follows, by renumbering subsequent sections, and by amending the title to conform.

Submitted by:

\_\_\_\_\_  
Senator Jim Wilson

NoAuthor-CD-FA-SB874  
3/2/2009 11:49 AM

- 1 SECTION 1. AMENDATORY 26 O.S. 2001, Section 1-108, as last amended by Section  
2 6, Chapter 53, O.S.L. 2004 (26 O.S. Supp. 2008, Section 1-108), is amended to read as follows:  
3 Section 1-108. A group of persons may form a recognized political party at any time except  
4 during the period between June 1 and November 15 of any even-numbered year if the following  
5 procedure is observed:

1           1. Notice of intent to form a recognized political party must be filed in writing with the  
2 Secretary of the State Election Board at any time except during the period between March 1 and  
3 November 15 of any even-numbered year.

4           2. After such notice is filed, petitions seeking recognition of a political party, in a form to be  
5 prescribed by the Secretary of the State Election Board, shall be filed with such Secretary, bearing  
6 the signatures of registered voters equal to at least ~~five percent (5%)~~ one percent (1%) of the total  
7 votes cast in the last General Election either for Governor or for electors for President and Vice  
8 President. Each page of such petitions must contain the names of registered voters from a single  
9 county. Petitions may be circulated a maximum of one (1) year after notice is filed, provided that  
10 petitions shall be filed with such Secretary no later than May 1 of an even-numbered year. Such  
11 petitions shall not be circulated between May 1 and November 15 of any even-numbered year.

12           3. Within thirty (30) days after receipt of such petitions, the State Election Board shall  
13 determine the sufficiency of such petitions. If such Board determines there are a sufficient number  
14 of valid signatures of registered voters, the party becomes recognized under the laws of the State of  
15 Oklahoma with all rights and obligations accruing thereto.

16           SECTION 2. AMENDATORY 26 O.S. 2001, Section 1-109, is amended to read as  
17 follows:

18           Section 1-109. A. Any recognized political party whose nominee for Governor or nominees  
19 for electors for President and Vice President fail to receive at least ~~ten percent (10%)~~ one percent  
20 (1%) of the total votes cast for said offices in any General Election shall cease to be a recognized  
21 political party. Said party may regain recognition only by following the procedure prescribed for  
22 formation of new political parties. The State Election Board shall proclaim the fact of a party's  
23 failure to receive a sufficient number of votes and shall order that said party cease to be recognized.

24           B. Any recognized political party that ceases to be recognized under provisions of this section  
25 shall be designated as a political organization. Such political organization designation shall

1 terminate four (4) years from the date that the political party ceases to be recognized or when the  
2 political organization regains recognition as a political party, whichever is earlier.

3 SECTION 3. AMENDATORY 26 O.S. 2001, Section 10-101, is amended to read as  
4 follows:

5 Section 10-101. The nominees for Presidential Electors of any recognized political party shall  
6 be selected at a statewide convention of said party in a manner to be determined by said party. The  
7 nominees for Presidential Electors shall be certified by said party's ~~chairman~~ chair to the Secretary  
8 of the State Election Board no fewer than ninety (90) days nor more than one hundred eighty (180)  
9 days from the date of the General Election at which candidates for Presidential Electors shall appear  
10 on the ballot. Failure of a political party to properly certify the names of its nominees for  
11 Presidential Electors within the time specified shall bar such party from placing any candidates for  
12 Presidential Electors on the ballot at said election. Candidates for Presidential Electors seeking to  
13 appear on the ballot as uncommitted shall be entitled to have their names placed upon the ballot at a  
14 General Election by observing the following procedure:

15 1. No later than July 15 of a presidential election year, petitions seeking ballot access for said  
16 uncommitted candidates for Presidential Electors, in a form to be prescribed by the Secretary of the  
17 State Election Board, shall be filed with said Secretary, bearing the signatures of not fewer than five  
18 thousand (5,000) registered voters equal to at least three percent (3%) of the total votes cast in the  
19 ~~last General Election for President~~. Each page of said petitions must contain the ~~name~~ names of  
20 registered voters from a single county. A filing fee of Five Thousand Dollars (\$5,000.00) may be  
21 submitted in lieu of a petition. The filing fee shall be in a form prescribed by the Secretary of the  
22 State Election Board and shall be filed with the Secretary. The filing fee shall be refunded if the  
23 candidates receive more than one percent (1%) of the vote in the General Election. If the candidates  
24 do not receive more than one percent (1%) of the vote in the General Election, the filing fee shall be  
25 forfeited.

1           2. Within thirty (30) days after receipt of ~~said~~ petitions seeking ballot access for uncommitted  
2 candidates for Presidential Electors, the State Election Board shall determine the sufficiency of said  
3 petitions. If said Board determines there are a sufficient number of valid signatures of registered  
4 voters, the nominees for Presidential Electors are entitled to appear on the ballot at the next  
5 following General Election at which candidates for Presidential Electors shall appear on the ballot.

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