

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 1652

By: Roussetot

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6 AS INTRODUCED

7 An Act relating to schools; providing for recall and
8 removal of school district board of education
9 members; providing for submission of a recall
10 petition; requiring petition to be signed by certain
11 percentage of school district electors; directing the
12 county election board secretary to certify the number
13 of signatures; providing for submission of a recall
14 petition for board members elected by board district;
15 specifying manner of recall elections; providing
16 procedure for filling a vacancy upon recall of a
17 member; providing for codification; providing an
18 effective date; and declaring an emergency.

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

26 SECTION 1. NEW LAW A new section of law to be codified
27 in the Oklahoma Statutes as Section 5-107C of Title 70, unless there
28 is created a duplication in numbering, reads as follows:

29 A. School district board of education members may be recalled
30 and removed from office in a special election held for that purpose
31 which shall be called upon submission of a petition to the secretary
32 of the county election board.

1 B. A petition requesting the recall election of a member of the
2 board of education of a school district shall be signed by twenty-
3 five percent (25%) of the school district electors in the school
4 district, the percentage being applied to the highest number of
5 voters voting in a regular school district election in the district
6 in the preceding five (5) years as determined by the secretary of
7 the county election board, who shall certify the adequacy of the
8 number of signatures on the petition.

9 C. In any school district where the electors of each board
10 district, rather than the electors of the entire school district,
11 elect board members to represent that board district, a special
12 election shall be called upon submission of a petition to the
13 secretary of the county election board requesting the recall
14 election and signed by twenty-five percent (25%) of the electors in
15 the board district where the recall election is requested.

16 D. Recall elections held pursuant to this section shall be
17 conducted in the same manner as the election of members of the board
18 of education for a school district. If a member of the board of
19 education of a school district is recalled after a special election
20 conducted for that purpose, the office shall become vacant and the
21 vacancy shall be filled as provided in Section 13A-110 of Title 26
22 of the Oklahoma Statutes.

23 SECTION 2. This act shall become effective July 1, 2009.

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1 SECTION 3. It being immediately necessary for the preservation
2 of the public peace, health and safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.

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