

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE BILL 3013

By: Ritze

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5  
6 AS INTRODUCED

7 An Act relating to elections; ordering a legislative  
8 referendum pursuant to the Oklahoma Constitution;  
9 creating the Candidate Identification Act of 2010;  
10 requiring proof of citizenship for certain  
11 candidates; requiring documents to be available for  
12 public inspection; providing for codification;  
13 providing for noncodification; providing an effective  
14 date; providing ballot title; and directing filing.

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

16 SECTION 1. Pursuant to Section 3 of Article V of the Oklahoma  
17 Constitution, there is hereby ordered the following legislative  
18 referendum which shall be filed with the Secretary of State and  
19 addressed to the Governor of the state, who shall submit the same to  
20 the people for their approval or rejection at the General Election,  
21 to be held on November 2, 2010.

22 SECTION 2. NEW LAW A new section of law not to be  
23 codified in the Oklahoma Statutes reads as follows:

24 This act shall be known and may be cited as the "Candidate  
Identification Act of 2010".

1           SECTION 3.           NEW LAW           A new section of law to be codified  
2 in the Oklahoma Statutes as Section 5-111.2 of Title 26, unless  
3 there is created a duplication in numbering, reads as follows:

4           A. Each candidate required to file a Declaration of Candidacy  
5 for any federal, state, county, municipal or judicial office, or for  
6 the nomination of a recognized political party, in any general,  
7 primary, or special election shall, no later than twenty-four (24)  
8 hours after filing the Declaration of Candidacy, provide proof of  
9 identity and United States citizenship to the election board at  
10 which the Declaration was filed.

11           B. For purposes of this section, a candidate shall present to  
12 the election board a current state or federal government-issued  
13 photo identification to provide proof of identity, and shall also  
14 present one of the following documents to provide proof of United  
15 States citizenship:

16           1. An original birth document issued by a state, the  
17 Commonwealth of Puerto Rico, or the District of Columbia, or a  
18 certified copy thereof;

19           2. An original birth certificate issued by the federal  
20 government, or a certified copy thereof;

21           3. An original United States Certificate of Birth Abroad;

22           4. An original Report of Birth Abroad of a Citizen of the  
23 United States;

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1 5. An original Certificate of Citizenship (Form N-560 or N-  
2 561); or

3 6. For an elective office other than President and Vice  
4 President of the United States, an original Certificate of  
5 Naturalization (Form N-550, N-570, or N-578) or a valid United  
6 States passport.

7 C. Copies of these documents shall be made by the election  
8 board and kept available for public inspection pursuant to the  
9 Oklahoma Open Records Act.

10 SECTION 4. This act shall become effective November 2, 2010,  
11 upon approval by a vote of the people.

12 SECTION 5. The Ballot Title for the proposed act shall be in  
13 the following form:

14 BALLOT TITLE  
15 Legislative Referendum No. \_\_\_\_\_ State Question No. \_\_\_\_\_

16 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

17 This measure makes people filing for elected office show proof  
18 of identity. A current government-issued photo would be used to  
19 show proof of identity. It makes people filing for office show  
20 proof of United State citizenship. It lists the certificates  
21 that need to be shown for proof of United States citizenship.  
22 The proof would have to be provided within 24 hours of filing  
23 for office. Copies of the documents used to show proof would be  
24 kept for public inspection.

1 SHALL THE PROPOSAL BE APPROVED?

2 FOR THE PROPOSAL - YES \_\_\_\_\_

3 AGAINST THE PROPOSAL - NO \_\_\_\_\_

4 SECTION 6. The Chief Clerk of the House of Representatives,  
5 immediately after the passage of this act, shall prepare and file  
6 one copy thereof, including the Ballot Title set forth in SECTION 4  
7 hereof, with the Secretary of State and one copy with the Attorney  
8 General.

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