

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1667

By: Burrage

4
5 AS INTRODUCED

6
7 An Act relating to elections; amending 26 O.S. 2001,
8 Section 2-132, which relates to disqualification of
9 election officials; requiring resignation of certain
10 disqualified persons; specifying duties of secretary
11 of county election board and Secretary of State
12 Election Board; prohibiting certain persons from
13 serving as chair, vice-chair, alternate member or
14 secretary of county election board; providing for
15 appointment of temporary replacements under certain
16 circumstances; and providing an effective date.

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

18 SECTION 1. AMENDATORY 26 O.S. 2001, Section 2-132, is
19 amended to read as follows:

20 Section 2-132. A. No person shall serve on a county election
21 board, precinct election board or absentee voting board at any
22 election in which he or she is a candidate for office, or is a
23 deputy or regular employee of a candidate for office. Any person so
24 disqualified shall resign the office or position no later than ten
(10) days following the close of the filing period during which such
candidacy was filed. In the event a member of a precinct election
board or an absentee voting board is so disqualified, it shall be

1 the duty of the secretary of the county election board to appoint a
2 suitable replacement for the election. In the event that the
3 secretary of the county election board is so disqualified, the
4 Secretary of the State Election Board shall appoint a temporary
5 replacement for the secretary to carry out the duties or functions
6 of the office, including voting as a member of the county election
7 board, until such time as the State Election Board appoints a
8 permanent replacement to serve the remainder of the secretary's term
9 of office.

10 B. No person shall serve on a precinct election board or
11 absentee voting board at any election in which he or she is related
12 within the third degree by either consanguinity or affinity to a
13 candidate for office on the ballot in the precinct. In the event a
14 member of a precinct election board or absentee voting board is so
15 ~~disqualified for one of the aforementioned reasons~~, it shall be the
16 duty of the secretary of the county election board to appoint a
17 suitable replacement for the official for ~~said~~ the election. ~~Any~~
18 ~~person so disqualified shall resign the office or position no later~~
19 ~~than ten (10) days following the close of the filing period during~~
20 ~~which such candidacy was filed.~~

21 ~~A member of the county election board shall not participate in~~
22 ~~or carry out any duties or functions associated with the office~~
23 ~~during the actual conduct of a contest of candidacy or recount if~~
24 ~~the member is related within the third degree by either~~

1 ~~consanguinity or affinity to a candidate who is the petitioner or~~
2 ~~contestee in the contest of candidacy or who is a candidate in an~~
3 ~~election being recounted. In the event of such a contest or~~
4 ~~recount, the alternate for the member shall carry out the duties of~~
5 ~~the office during the actual conduct of the contest of candidacy or~~
6 ~~recount. The~~

7 C. No person shall serve as a chair, vice-chair, alternate
8 member, or secretary of a county election board at any election in
9 which he or she is related within the third degree by either
10 consanguinity or affinity to a candidate for office on the ballot in
11 the county. In the event that the secretary of the county election
12 board is so disqualified, the Secretary of the State Election Board
13 shall appoint a temporary replacement for the secretary to carry out
14 the duties or functions of the office, including voting as a member
15 of the county election board, during the actual conduct of the
16 contest of candidacy or recount until such time as the State
17 Election Board appoints a permanent replacement to serve the
18 remainder of the secretary's term of office.

19 SECTION 2. This act shall become effective January 1, 2011.

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