

1 STATE OF OKLAHOMA

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

3 SENATE BILL 2220

By: Johnson (Constance)

4
5
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2001,
8 Section 3-101, as amended by Section 1, Chapter 224,
9 O.S.L. 2005 (26 O.S. Supp. 2009, Section 3-101),
10 which relates to election dates; restricting dates
11 upon which elections may be called by certain
12 entities on certain matters; and providing an
13 effective date.

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

15 SECTION 1. AMENDATORY 26 O.S. 2001, Section 3-101, as
16 amended by Section 1, Chapter 224, O.S.L. 2005 (26 O.S. Supp. 2009,
17 Section 3-101), is amended to read as follows:

18 Section 3-101. A. No election required to be conducted by any
19 county election board shall be scheduled for a day other than
20 Tuesday.

21 B. Except as otherwise provided by law, no special election
22 shall be held by any county, school district, technology center
23 school district, municipality or other entity authorized to call
24 elections except on the second Tuesday of January, February, May,
June, July, August, September, October, November and December and

1 the first Tuesday in March and April in odd-numbered years and the
2 second Tuesday of January, February, May, and December, the first
3 Tuesday in March and April, the last Tuesday in July, the fourth
4 Tuesday in August, and the first Tuesday after the first Monday in
5 November of any even-numbered year; except in any year when a
6 Presidential Preferential Primary Election is held in February, the
7 date for the special elections shall be the same date as the
8 Presidential Preferential Primary Election. Provided further:

9 1. No special election which affects sales or use tax rates
10 shall be held by any county, school district, technology center
11 school district, municipality or other entity authorized to call
12 elections on any date other than the date of a regularly scheduled
13 General Election in November of even-numbered years; and

14 2. No special election which affects the amount of millage with
15 respect to ad valorem taxes shall be held by any county, school
16 district, technology center school district, municipality or other
17 entity authorized to call elections on any date other than the date
18 of a regularly scheduled General Election in November of even-
19 numbered years, unless the Oklahoma Constitution requires an annual
20 election, in which case such election may be held on the dates in
21 November of each year as set forth in this section.

22 C. In the event that a regular or special election date occurs
23 on an official state holiday, the election shall be scheduled for
24 the next following Tuesday.

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SECTION 2. This act shall become effective January 1, 2012.

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