

1 **SENATE FLOOR VERSION**

2 March 1, 2011

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 91

By: Brinkley of the Senate

and

Tibbs of the House

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9 An Act relating to identity and eligibility of  
10 candidates; requiring proof of identity and  
11 eligibility to hold office for certain candidates;  
12 requiring documents to be available for public  
13 inspection; providing for codification; and providing  
14 an effective date.

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

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

19 A. Each candidate required to file a Declaration of Candidacy  
20 for any federal, state, county, municipal or judicial office, or for  
21 the nomination of a recognized political party, in any general,  
22 primary, or special election shall, at the time of filing the  
23 Declaration of Candidacy, provide proof of identity and eligibility  
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1 to hold the office sought to the election board at which the  
2 Declaration was filed.

3 B. The Secretary of the State Election Board shall promulgate  
4 rules to specify the documentation required to provide proof of  
5 eligibility to hold the office sought. The requirement to provide  
6 proof of identity may be satisfied by production of a document  
7 specified in Section 7-114 of Title 26 of the Oklahoma Statutes.

8 C. Copies of documents provided pursuant to the provisions of  
9 this section shall be made by the election board and kept available  
10 for public inspection pursuant to the Oklahoma Open Records Act.

11 SECTION 2. This act shall become effective November 1, 2011.

12 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 2-23-11 - DO PASS, As  
13 Amended and Coauthored.

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