

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SENATE BILL 384

By: Shortey

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5
6 AS INTRODUCED

7 An Act relating to presidential elections; amending
8 26 O.S. 2001, Section 20-102, as amended by Section
9 24, Chapter 485, O.S.L. 2003 (26 O.S. Supp. 2010,
10 Section 20-102), which relates to filing with the
11 Secretary of the State Election Board; requiring
12 candidates to provide proof of identity and
13 citizenship; requiring documents to be available for
14 public inspection; and providing an effective date.

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

16 SECTION 1. AMENDATORY 26 O.S. 2001, Section 20-102, as
17 amended by Section 24, Chapter 485, O.S.L. 2003 (26 O.S. Supp. 2010,
18 Section 20-102), is amended to read as follows:

19 Section 20-102. A. Candidates for the nomination for President
20 of the United States shall file with the Secretary of the State
21 Election Board. Such candidates shall be members of political
22 parties recognized under the laws of the State of Oklahoma and shall
23 have filed a statement of candidacy with the Federal Election
24 Commission and shall have raised and expended not less than Five
Thousand Dollars (\$5,000.00) for ~~said~~ the office. The candidates
shall be required to swear an oath or affirm that they meet the

1 | aforementioned qualifications, and their signatures shall be
2 | witnessed by a notary public. The candidates shall further be
3 | required to provide proof of identity and United States citizenship
4 | to the State Election Board. A candidate shall present a current
5 | state or federal government-issued photo identification to provide
6 | proof of identity, and shall also present one of the following
7 | documents to provide proof of United States citizenship:

8 | 1. An original birth document issued by a state, the
9 | Commonwealth of Puerto Rico, or the District of Columbia, or a
10 | certified copy thereof;

11 | 2. An original birth certificate issued by the federal
12 | government, or a certified copy thereof;

13 | 3. An original United States Certificate of Birth Abroad;

14 | 4. An original Report of Birth Abroad of a Citizen of the
15 | United States;

16 | 5. An original Certificate of Citizenship (Form N-560 or N-
17 | 561); or

18 | 6. For an elective office other than President and Vice
19 | President of the United States, an original Certificate of
20 | Naturalization (Form N-550, N-570, or N-578) or a valid United
21 | States passport.

22 | Copies of these documents shall be made by the State Election
23 | Board and kept available for public inspection pursuant to the
24 | Oklahoma Open Records Act.

1 B. Such filing ~~beginning~~ shall begin at 8:00 a.m. on the first
2 Monday in December and ~~ending~~ end at 5:00 p.m. on the next
3 succeeding Wednesday, or at a time prescribed by the State Election
4 Board for a Presidential Preferential Primary to be held on a date
5 other than the first Tuesday in February. A statement of candidacy
6 must be accompanied by a petition supporting a candidate's filing
7 signed by one percent (1%) of the registered voters in each
8 congressional district eligible to vote for a candidate or one
9 thousand (1,000) registered voters in each congressional district
10 eligible to vote for a candidate, whichever is less, as reflected by
11 the latest January 15 registration report; or by a cashier's check
12 or certified check in the amount of Two Thousand Five Hundred
13 Dollars (\$2,500.00). Such check shall be forfeited unless a
14 candidate receives more than fifteen percent (15%) of the votes
15 cast. The State Election Board shall cause the names of all
16 candidates who have filed within the proper time to be printed on
17 the official ballots. The ballots shall be prepared as provided for
18 by law. Voters shall be restricted to one vote for the candidate of
19 his or her choice of the political party in which the voter is
20 registered.

21 ~~B.~~ C. Each page of a petition supporting a candidate's filing
22 shall identify the county and the congressional district, and shall
23 contain the names of registered voters in only one congressional
24 district and in only one county.

1 ~~C.~~ D. Each page of a petition supporting a candidate's filing
2 shall be verified. Verification shall be made in substantial
3 compliance with the provisions of Section 6 of Title 34 of the
4 Oklahoma Statutes.

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

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