

1 ENGROSSED SENATE AMENDMENT
TO
2 ENGROSSED HOUSE
BILL NO. 1830

By: Armes of the House
and

Ballenger of the Senate

7 An Act relating to counties and county officers;
8 amending 19 O.S. 2011, Sections 131 and 131.1, which
9 relate to county officers; modifying residence
requirement for county commissioners; defining term;
and providing an effective date.

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AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
entire bill and insert

"An Act relating to counties and county officers;
amending 19 O.S. 2011, Sections 131 and 131.1, which
relate to county officers; modifying residence
requirement for county commissioners; providing for
evidence of residency; and providing an effective
date.

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

SECTION 1. AMENDATORY 19 O.S. 2011, Section 131, is
amended to read as follows:

Section 131. A. At the general election to be held in November
1974, there shall be elected in each county of the state, a court
clerk, a county sheriff, and a county clerk who shall hold office
for a term of two (2) years, the terms of the court clerk, county

1 sheriff and county clerk beginning on the first Monday in January
2 following their election, and until their successors are elected and
3 qualified. At the general election to be held in November 1976, and
4 each four (4) years thereafter, there shall be elected in each
5 county of the state, a court clerk, a county sheriff, and a county
6 clerk who shall hold office for a term of four (4) years; the terms
7 of the court clerk, the county sheriff and the county clerk,
8 beginning on the first business day in January following their
9 election, and until their successors are elected and qualified.

10 B. At the general election to be held in November 1974, and
11 each four (4) years thereafter, there shall be elected in each
12 county of the state, a county assessor and a county treasurer, who
13 shall hold office for a term of four (4) years. The term of the
14 county assessor shall begin on the first business day in January
15 following the election, and shall terminate when a successor is
16 elected and qualified. The term of the county treasurer shall begin
17 on the first Monday in July following the election and shall
18 terminate when the successor is duly elected and qualified.

19 C. At the general election to be held in November 1990, and
20 each four (4) years thereafter, there shall be elected in each
21 county of the state two county commissioners, one from the first
22 county commissioner district and one from the third county
23 commissioner district, who shall hold office for a term of four (4)
24 years. At the general election to be held in November 1990, there

1 shall be elected in each county of the state one county commissioner
2 from the second county commissioner district who shall hold office
3 for a term of six (6) years. At the general election to be held in
4 November 1996, and each four (4) years thereafter, there shall be
5 elected in each county of the state, one county commissioner from
6 the second county commissioner district, who shall hold office for a
7 term of four (4) years. The terms of the county commissioners shall
8 begin on the first business day in January following their election,
9 and shall terminate when their successors are elected and qualified.

10 D. A county officer shall be eligible to become a candidate for
11 another county office or state office.

12 E. In order to file as a candidate for county commissioner in a
13 county commissioner's district, the candidate must have been a
14 qualified registered elector and have maintained a current principal
15 residence in that district for at least six (6) months immediately
16 preceding the first day of the filing period prescribed by law.

17 ~~Except, however, to file as a candidate for a county commissioner in~~
18 ~~any county commissioner's district in 2004, the candidate must have~~
19 ~~been a qualified registered elector in that district no later than~~
20 ~~December 21, 2003~~ Evidence of a "principal residence" may include,
21 but not be limited to, the address listed on:

- 22 1. A federal or state tax return;
- 23 2. A driver license; or
- 24 3. An automobile registration.

1 SECTION 2. AMENDATORY 19 O.S. 2011, Section 131.1, is
2 amended to read as follows:

3 Section 131.1. To file as a candidate for any county office, a
4 person must have been a registered voter and have maintained a
5 current principal residence within the county for the six-month
6 period immediately preceding the first day of the filing period
7 prescribed by law. Provided, to file as a candidate for the office
8 of county commissioner, a person must have been a registered voter
9 within the county commissioner district and ~~a resident residing~~ have
10 maintained a current principal residence within such district for
11 the six-month period immediately preceding the first day of the
12 filing period prescribed by law. Evidence of a "principal
13 residence" may include, but not be limited to, the address listed
14 on:

- 15 1. A federal or state tax return;
- 16 2. A driver license; or
- 17 3. An automobile registration.

18 SECTION 3. This act shall become effective November 1, 2013."
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1 Passed the Senate the 17th day of April, 2013.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2013.

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8 _____
9 Presiding Officer of the House
10 of Representatives

1 ENGROSSED HOUSE
2 BILL NO. 1830

By: Armes of the House

3 and

4 Ballenger of the Senate

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7 An Act relating to counties and county officers;
8 amending 19 O.S. 2011, Sections 131 and 131.1, which
9 relate to county officers; modifying residence
requirement for county commissioners; defining term;
and providing an effective date.

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

13 SECTION 4. AMENDATORY 19 O.S. 2011, Section 131, is
14 amended to read as follows:

15 Section 131. A. At the general election to be held in November
16 1974, there shall be elected in each county of the state, a court
17 clerk, a county sheriff, and a county clerk who shall hold office
18 for a term of two (2) years, the terms of the court clerk, county
19 sheriff and county clerk beginning on the first Monday in January
20 following their election, and until their successors are elected and
21 qualified. At the general election to be held in November 1976, and
22 each four (4) years thereafter, there shall be elected in each
23 county of the state, a court clerk, a county sheriff, and a county
24 clerk who shall hold office for a term of four (4) years; the terms

1 of the court clerk, the county sheriff and the county clerk,
2 beginning on the first business day in January following their
3 election, and until their successors are elected and qualified.

4 B. At the general election to be held in November 1974, and
5 each four (4) years thereafter, there shall be elected in each
6 county of the state, a county assessor and a county treasurer, who
7 shall hold office for a term of four (4) years. The term of the
8 county assessor shall begin on the first business day in January
9 following the election, and shall terminate when a successor is
10 elected and qualified. The term of the county treasurer shall begin
11 on the first Monday in July following the election and shall
12 terminate when the successor is duly elected and qualified.

13 C. At the general election to be held in November 1990, and
14 each four (4) years thereafter, there shall be elected in each
15 county of the state two county commissioners, one from the first
16 county commissioner district and one from the third county
17 commissioner district, who shall hold office for a term of four (4)
18 years. At the general election to be held in November 1990, there
19 shall be elected in each county of the state one county commissioner
20 from the second county commissioner district who shall hold office
21 for a term of six (6) years. At the general election to be held in
22 November 1996, and each four (4) years thereafter, there shall be
23 elected in each county of the state, one county commissioner from
24 the second county commissioner district, who shall hold office for a

1 term of four (4) years. The terms of the county commissioners shall
2 begin on the first business day in January following their election,
3 and shall terminate when their successors are elected and qualified.

4 D. A county officer shall be eligible to become a candidate for
5 another county office or state office. In order to file as a
6 candidate for county commissioner in a county commissioner's
7 district, the candidate must have been a qualified registered
8 elector and maintain a current principal residence in that district
9 for at least six (6) months immediately preceding the first day of
10 the filing period prescribed by law. ~~Except, however, to file as a~~
11 ~~candidate for a county commissioner in any county commissioner's~~
12 ~~district in 2004, the candidate must have been a qualified~~
13 ~~registered elector in that district no later than December 21, 2003~~
14 A "principal residence" shall mean the address listed on a federal
15 and state tax return, driver license and automobile registration.

16 SECTION 5. AMENDATORY 19 O.S. 2011, Section 131.1, is
17 amended to read as follows:

18 Section 131.1 To file as a candidate for any county office, a
19 person must have been a registered voter within the county for the
20 six-month period immediately preceding the first day of the filing
21 period prescribed by law. Provided, to file as a candidate for the
22 office of county commissioner, a person must have been a registered
23 voter within the county commissioner district and ~~a resident~~
24 ~~residing~~ maintain a current principal residence, within such

