

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1745

By: Griffin and Sparks of the
Senate

6 and

7 Russ of the House

8
9 COMMITTEE SUBSTITUTE

10 [campaign finance and financial disclosure - acts
11 for counties, municipalities, technology center
12 districts and school districts - repealer -
13 codification - noncodification - effective date]

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

15 SECTION 1. NEW LAW A new section of law not to be
16 codified in the Oklahoma Statutes reads as follows:

17 A. This act shall be known as the "Local Government Campaign
18 Finance and Financial Disclosure Act". The Local Government
19 Campaign Finance and Financial Disclosure Act shall be codified in
20 those titles of the Oklahoma Statutes relating to the various levels
21 of local government to which the act applies.

22 B. The Legislature hereby finds that:
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1 1. The Oklahoma Constitution requires that all elections shall
2 be free and equal and prohibits local and special laws for the
3 conduct of elections;

4 2. The conduct of campaigns for county, municipal, technology
5 center district and independent school district elections is
6 inextricably intertwined with the elections themselves and that the
7 conduct of such campaigns is a matter of statewide concern;

8 3. For the citizens of this state to be adequately informed
9 regarding possible conflicts of interest, financial disclosure by
10 candidates, elected officials and other officials of certain county
11 and municipal governments is necessary;

12 4. Information regarding campaigns for county, municipal,
13 technology center district and independent school district elections
14 and financial disclosure documents should be made available locally
15 to be more accessible to the electorate; and

16 5. Enforcement of laws governing campaigns for county,
17 municipal, technology center district and independent school
18 district should be uniform statewide.

19 SECTION 2. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 138.11 of Title 19, unless there
21 is created a duplication in numbering, reads as follows:

22 Sections 2 through 10 of this act shall be the provisions of the
23 Local Government Campaign Finance and Financial Disclosure Act
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1 applicable to counties and shall be known as the "County Campaign
2 Finance and Financial Disclosure Act".

3 SECTION 3. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 138.12 of Title 19, unless there
5 is created a duplication in numbering, reads as follows:

6 A. Definitions of terms used in the County Campaign Finance and
7 Financial Disclosure Act shall be the same as those terms are
8 defined in Rules of the Ethics Commission promulgated pursuant to
9 Section 3 of Article XXIX of the Oklahoma Constitution, unless
10 otherwise provided herein.

11 B. As used in the County Campaign Finance and Financial
12 Disclosure Act:

13 1. "Campaign committee" means a committee, which may be
14 composed of one or more persons, whose purpose is to support the
15 election of a specific candidate to county office, whose name as it
16 will appear on the ballot shall appear in the name of the committee;

17 2. "County office" means any elective county office for which
18 Declarations of Candidacy are filed with the secretary of the county
19 election board as required by Section 5-103 of Title 26 of the
20 Oklahoma Statutes; and

21 3. "County political committee" means any committee composed of
22 one or more persons whose purposes include the election or defeat of
23 one or more candidates for county office but that are not required
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1 to register with the Ethics Commission or the Federal Election
2 Commission.

3 C. The provisions of the County Campaign Finance and Financial
4 Disclosure Act shall only apply to counties with a population over
5 fifteen thousand (15,000) persons according to the most recent
6 federal decennial census.

7 SECTION 4. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 138.13 of Title 19, unless there
9 is created a duplication in numbering, reads as follows:

10 Each candidate for county office shall be required to establish
11 a campaign committee. Each campaign committee shall file a
12 notarized statement of organization with the county election board
13 subject to the same requirements as candidate committees for state
14 office are required to file statements of organization with the
15 Ethics Commission under Rules of the Ethics Commission promulgated
16 pursuant to Section 3 of Article XXIX of the Oklahoma Constitution,
17 including but not limited to time for filing and contents, except as
18 otherwise provided in the County Campaign Finance and Financial
19 Disclosure Act. If a candidate has not previously filed a statement
20 of organization, a statement of organization must be filed at the
21 time of filing a Declaration of Candidacy for county office. The
22 statement shall include a street address and a telephone number at
23 which requests for inspection and copying of reports of the
24 committee may be made as provided in Section 6 or 8 of this act.

1 SECTION 5. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 138.14 of Title 19, unless there
3 is created a duplication in numbering, reads as follows:

4 Every county political committee shall file a notarized
5 statement of organization with the county election board subject to
6 the same requirements as political committees are required to file
7 statements of organization with the Ethics Commission under Rules of
8 the Ethics Commission promulgated pursuant to Section 3 of Article
9 XXIX of the Oklahoma Constitution, including but not limited to time
10 for filing and contents.

11 SECTION 6. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 138.15 of Title 19, unless there
13 is created a duplication in numbering, reads as follows:

14 Every campaign committee and every county political committee
15 shall prepare and maintain notarized reports of contributions and
16 expenditures subject to the same requirements as set forth for
17 reports of contributions and expenditures filed with the Ethics
18 Commission under Rules of the Ethics Commission promulgated pursuant
19 to Section 3 of Article XXIX of the Oklahoma Constitution. Such
20 reports shall be maintained by the committee and shall be made
21 available for inspection and copying by any person within one (1)
22 business day of receipt of a written request but shall not be
23 required to be filed with the county election board or the Ethics
24 Commission. Any request for inspection and copying may be made at

1 the address of the committee as reported on its statement of
2 organization.

3 SECTION 7. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 138.16 of Title 19, unless there
5 is created a duplication in numbering, reads as follows:

6 Statements of organization and reports of contributions and
7 expenditures required under the County Campaign Finance and
8 Financial Disclosure Act shall be public records. The county
9 election board or committee shall maintain statements of
10 organization and reports of contributions and expenditures for four
11 (4) years after the date on which they are filed or prepared, if not
12 posted on the county's website as provided herein, at which time the
13 documents may be destroyed or retained at the discretion of the
14 county election board or committee. If the county in which the
15 statements of organization are filed maintains an Internet website,
16 the county election board may post on the website copies of
17 statements of organization no later than the next business day after
18 the statements and reports are filed. Copies of the statements
19 shall be posted in such a way as to be readily available to a user
20 of the website and shall remain available on the website for at
21 least four (4) years after the date on which they are filed.

22 SECTION 8. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 138.17 of Title 19, unless there
24 is created a duplication in numbering, reads as follows:

1 All candidates for county office, all elected county officers,
2 all first deputies or first assistants of elected county officers
3 and all heads of county departments who have independent authority
4 to make or to recommend purchases made by the county shall be
5 required to prepare and maintain a notarized statement of financial
6 interests subject to the same requirements as set forth for
7 statements of financial interests filed with the Ethics Commission
8 under Rules of the Ethics Commission promulgated pursuant to Section
9 3 of Article XXIX of the Oklahoma Constitution.

10 SECTION 9. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 138.18 of Title 19, unless there
12 is created a duplication in numbering, reads as follows:

13 Statements of financial interests required under the County
14 Campaign Finance and Financial Disclosure Act shall be public
15 records and shall be made available to any person for inspection and
16 copying by any person within one (1) business day of receipt of a
17 written request, but shall not be required to be filed with the
18 county election board or the Ethics Commission. Any request for
19 inspection and copying may be made at the address of the candidate
20 committee as reported on its statement of organization for county
21 candidates, or at the office of the officer or employee. The county
22 candidate, officer or employee shall maintain statements of
23 financial interests for four (4) years after the date on which they
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1 are filed, at which time the documents may be destroyed or retained
2 at the discretion of the county candidate, officer or employee.

3 SECTION 10. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 138.19 of Title 19, unless there
5 is created a duplication in numbering, reads as follows:

6 The County Campaign Finance and Financial Disclosure Act shall
7 be enforced by the Ethics Commission in the same manner as Rules of
8 the Ethics Commission promulgated pursuant to Section 3 of Article
9 XXIX of the Oklahoma Constitution are enforced, including but not
10 limited to acceptance of complaints, civil prosecutions, settlement
11 agreements and any other compliance practices or requirements.
12 Complaints may be received by the Ethics Commission alleging filing
13 of statements required to be filed under the County Campaign Finance
14 and Financial Disclosure Act later than the prescribed time for
15 filing or failure to produce reports required to be available for
16 public inspection and copying. Such complaints shall be in the same
17 form as other complaints. Upon receipt of such complaints of late
18 filing, the Ethics Commission shall investigate whether the
19 allegation or allegations are true and, if so, shall assess a late
20 filing penalty of up to One Hundred Dollars (\$100.00) per day, not
21 to exceed a maximum of One Thousand Dollars (\$1,000.00) for the
22 filing of any statement or report. If the Ethics Commission
23 determines the allegation or allegations are not true, it shall take
24 no further action. Persons assessed a late filing fee may protest

1 the assessment subject to provisions of the Administrative
2 Procedures Act.

3 SECTION 11. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 56-101 of Title 11, unless there
5 is created a duplication in numbering, reads as follows:

6 Sections 11 through 20 of this act shall be the provisions of
7 the Local Government Campaign Finance and Financial Disclosure Act
8 applicable to municipalities and shall be known as the "Municipal
9 Campaign Finance and Financial Disclosure Act".

10 SECTION 12. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 56-102 of Title 11, unless there
12 is created a duplication in numbering, reads as follows:

13 A. Definitions of terms used in the Municipal Campaign Finance
14 and Financial Disclosure Act shall be the same as those terms are
15 defined in Rules of the Ethics Commission promulgated pursuant to
16 Section 3 of Article XXIX of the Oklahoma Constitution, unless
17 otherwise provided herein.

18 B. As used in the Municipal Campaign Finance and Financial
19 Disclosure Act:

20 1. "Campaign committee" means a committee, which may be
21 composed of one or more persons, whose purpose is to support the
22 election of a specific candidate to municipal office, whose name as
23 it will appear on the ballot shall appear in the name of the
24 committee;

1 2. "Municipal office" means any elective municipal office for
2 which Declarations of Candidacy are filed with the secretary of the
3 county election board as required by Sections 16-109 and 16-110 of
4 Title 11 of the Oklahoma Statutes; and

5 3. "Municipal political committee" means any committee composed
6 of one or more persons whose purposes include the election or defeat
7 of one or more candidates for municipal office but that are not
8 required to register with the Ethics Commission or the Federal
9 Election Commission.

10 SECTION 13. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 56-103 of Title 11, unless there
12 is created a duplication in numbering, reads as follows:

13 The Municipal Campaign Finance and Financial Disclosure Act
14 shall apply only to municipalities with a population of more than
15 ten thousand (10,000) according to the most recent federal decennial
16 census.

17 SECTION 14. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 56-104 of Title 11, unless there
19 is created a duplication in numbering, reads as follows:

20 Each candidate for municipal office shall be required to
21 establish a campaign committee. Each campaign committee shall file
22 a statement of organization with the municipal clerk subject to the
23 same requirements as candidate committees for state office are
24 required to file statements of organization with the Ethics

1 Commission under Rules of the Ethics Commission promulgated pursuant
2 to Section 3 of Article XXIX of the Oklahoma Constitution, including
3 but not limited to time for filing and contents. If a candidate has
4 not previously established a campaign committee, a campaign
5 committee statement of organization must be filed within twenty-four
6 (24) hours of filing a Declaration of Candidacy for municipal
7 office.

8 SECTION 15. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 56-105 of Title 11, unless there
10 is created a duplication in numbering, reads as follows:

11 Every municipal political committee shall file a statement of
12 organization with the municipal clerk subject to the same
13 requirements as political committees are required to file statements
14 of organization with the Ethics Commission under Rules of the Ethics
15 Commission promulgated pursuant to Section 3 of Article XXIX of the
16 Oklahoma Constitution, including but not limited to time for filing
17 and contents.

18 SECTION 16. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 56-106 of Title 11, unless there
20 is created a duplication in numbering, reads as follows:

21 Every campaign committee and every municipal political committee
22 shall file a report of contributions and expenditures with the
23 municipal clerk subject to the same requirements as candidate
24 committees and political action committees, respectively, are

1 required to file reports of contributions and expenditures with the
2 Ethics Commission under Rules of the Ethics Commission promulgated
3 pursuant to Section 3 of Article XXIX of the Oklahoma Constitution,
4 including but not limited to time for filing and contents.

5 SECTION 17. NEW LAW A new section of law to be codified
6 in the Oklahoma Statutes as Section 56-107 of Title 11, unless there
7 is created a duplication in numbering, reads as follows:

8 Statements of organization and reports of contributions and
9 expenditures required to be filed with the municipal clerk under the
10 Municipal Campaign Finance and Financial Disclosure Act shall be
11 public records. The municipal clerk shall maintain statements of
12 organization and reports of contributions and expenditures for four
13 (4) years after the date on which they are filed, if not posted on
14 the municipality's website as provided herein, at which time the
15 documents may be destroyed or retained subject to the discretion of
16 the municipal clerk. If the municipality in which the statements of
17 organization and reports of contributions and expenditures are filed
18 maintains an Internet website, the municipal clerk may post on the
19 website copies of statements of organization and reports of
20 contributions and expenditures no later than the next business day
21 after the statements and reports are filed. Copies of the
22 statements and reports shall be posted in such a way as to be
23 readily available to a user of the website and shall remain
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1 available on the website for at least four (4) years after the date
2 on which they are filed.

3 SECTION 18. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 56-108 of Title 11, unless there
5 is created a duplication in numbering, reads as follows:

6 All candidates for municipal office, all elected municipal
7 officers, all first deputies or first assistants of elected
8 municipal officers and all heads of municipal departments who have
9 independent authority to make or to recommend purchases made by the
10 municipality shall be required to file a statement of financial
11 interests with the municipal clerk subject to the same requirements
12 as candidates for state office, and compensated state officers are
13 required to file statements of financial interests with the Ethics
14 Commission under Rules of the Ethics Commission promulgated pursuant
15 to Section 3 of Article XXIX of the Oklahoma Constitution, including
16 but not limited to time for filing and contents.

17 SECTION 19. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 56-109 of Title 11, unless there
19 is created a duplication in numbering, reads as follows:

20 Statements of financial interests required to be filed with the
21 municipal clerk under the Municipal Campaign Finance and Financial
22 Disclosure Act shall be public records. The municipal clerk shall
23 maintain statements of financial interests for four (4) years after
24 the date on which they are filed, if not posted on the

1 municipality's website as provided herein, at which time the
2 documents may be destroyed or retained subject to the discretion of
3 the municipal clerk. If the municipality in which the statements of
4 financial interests are filed maintains an Internet website, the
5 municipal clerk may post on the website copies of statements of
6 financial interests no later than the next business day after the
7 statements and reports are filed. Copies of the statements shall be
8 posted in such a way as to be readily available to a user of the
9 website and shall remain available on the website for at least four
10 (4) years after the date on which they are filed.

11 SECTION 20. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 56-110 of Title 11, unless there
13 is created a duplication in numbering, reads as follows:

14 The Municipal Campaign Finance and Financial Disclosure Act
15 shall be enforced by the Ethics Commission in the same manner as
16 Rules of the Ethics Commission promulgated pursuant to Section 3 of
17 Article XXIX of the Oklahoma Constitution are enforced, including
18 but not limited to acceptance of complaints, civil prosecutions,
19 settlement agreements and any other compliance practices or
20 requirements. Complaints may be received by the Ethics Commission
21 alleging filing of statements or reports required to be filed under
22 the Municipal Campaign Finance and Financial Disclosure Act later
23 than the prescribed time for filing. Such complaints shall be in
24 the same form as other complaints. Upon receipt of such complaints

1 of late filing, the Ethics Commission shall investigate whether the
2 allegation or allegations are true and, if so, shall assess a late
3 filing penalty of One Hundred Dollars (\$100.00) per day, not to
4 exceed a maximum of One Thousand Dollars (\$1,000.00) for the filing
5 of any statement or report. If the Ethics Commission determines the
6 allegation or allegations are not true, it shall take no further
7 action. Persons assessed a late filing fee may protest the
8 assessment subject to provisions of the Administrative Procedures
9 Act.

10 SECTION 21. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 2-110 of Title 70, unless there
12 is created a duplication in numbering, reads as follows:

13 Sections 21 through 30 of this act shall be the provisions of
14 the Local Government Campaign Finance and Financial Disclosure Act
15 applicable to technology center districts and independent school
16 districts and shall be known as the "Technology Center District and
17 Independent School District Campaign Finance and Financial
18 Disclosure Act".

19 SECTION 22. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 2-111 of Title 70, unless there
21 is created a duplication in numbering, reads as follows:

22 A. Definitions of terms used in the Technology Center District
23 and Independent School District Campaign Finance and Financial
24 Disclosure Act shall be the same as those terms are defined in Rules

1 of the Ethics Commission promulgated pursuant to Section 3 of
2 Article XXIX of the Oklahoma Constitution, unless otherwise provided
3 herein.

4 B. As used in the Technology Center District and Independent
5 School District Campaign Finance and Disclosure Act:

6 1. "Campaign committee" means a committee, which may be
7 composed of one or more persons, whose purpose is to support the
8 election of a specific candidate to school district office, whose
9 name as it will appear on the ballot shall appear in the name of the
10 committee;

11 2. "School district" means a technology center district or an
12 independent school district;

13 3. "School district office" means any elective school district
14 office for which Declarations of Candidacy are filed with the
15 secretary of the county election board as required by Section 13A-
16 105 of Title 26 of the Oklahoma Statutes; and

17 4. "School district political committee" means any committee
18 composed of one or more persons whose purposes include the election
19 or defeat of one or more candidates for school district office but
20 that are not required to register with the Ethics Commission or the
21 Federal Election Commission.

22 SECTION 23. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 2-112 of Title 70, unless there
24 is created a duplication in numbering, reads as follows:

1 The Technology Center District and Independent School District
2 Campaign Finance and Financial Disclosure Act shall apply to all
3 technology center districts and shall apply to all independent
4 school districts.

5 SECTION 24. NEW LAW A new section of law to be codified
6 in the Oklahoma Statutes as Section 2-113 of Title 70, unless there
7 is created a duplication in numbering, reads as follows:

8 Each candidate for school district office shall be required to
9 establish a campaign committee. Each campaign committee shall file
10 a statement of organization with the school district clerk subject
11 to the same requirements as candidate committees for state office
12 are required to file statements of organization with the Ethics
13 Commission under Rules of the Ethics Commission promulgated pursuant
14 to Section 3 of Article XXIX of the Oklahoma Constitution, including
15 but not limited to time for filing and contents. If a candidate has
16 not previously established a campaign committee, a campaign
17 committee statement of organization must be filed within twenty-four
18 (24) hours of filing a Declaration of Candidacy for school district
19 office.

20 SECTION 25. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 2-114 of Title 70, unless there
22 is created a duplication in numbering, reads as follows:

23 Every school district political committee shall file a statement
24 of organization with the school district clerk subject to the same

1 requirements as political committees are required to file statements
2 of organization with the Ethics Commission under Rules of the Ethics
3 Commission promulgated pursuant to Section 3 of Article XXIX of the
4 Oklahoma Constitution, including, but not limited to, time for
5 filing and contents.

6 SECTION 26. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 2-115 of Title 70, unless there
8 is created a duplication in numbering, reads as follows:

9 Every campaign committee and every school district political
10 committee shall file a report of contributions and expenditures with
11 the school district clerk subject to the same requirements as
12 candidate committees and political action committees, respectively,
13 are required to file reports of contributions and expenditures with
14 the Ethics Commission under Rules of the Ethics Commission
15 promulgated pursuant to Section 3 of Article XXIX of the Oklahoma
16 Constitution, including but not limited to time for filing and
17 contents.

18 SECTION 27. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 2-116 of Title 70, unless there
20 is created a duplication in numbering, reads as follows:

21 Statements of organization and reports of contributions and
22 expenditures required to be filed with the school district clerk
23 under the Technology Center District and Independent School District
24 Campaign Finance and Financial Disclosure Act shall be public

1 records. The school district clerk shall maintain statements of
2 organization and reports of contributions and expenditures for four
3 (4) years after the date on which they are filed, if not posted on
4 the school district's website as provided herein, at which time the
5 documents may be destroyed or retained subject to the discretion of
6 the school district clerk. If the school district in which the
7 statements of organization and reports of contributions and
8 expenditures are filed maintains an Internet website, the school
9 district clerk may post on the website copies of statements of
10 organization and reports of contributions and expenditures no later
11 than the next business day after the statements and reports are
12 filed. Copies of the statements and reports shall be posted in such
13 a way as to be readily available to a user of the website and shall
14 remain available on the website for at least four (4) years after
15 the date on which they are filed.

16 SECTION 28. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 2-117 of Title 70, unless there
18 is created a duplication in numbering, reads as follows:

19 All candidates for school district office, all elected school
20 district officers, the superintendent of schools for the school
21 district and all heads of school district departments who have
22 independent authority to make or to recommend purchases made by the
23 school district shall be required to file a statement of financial
24 interests with the school district clerk subject to the same

1 requirements as candidates for state office and compensated state
2 officers are required to file statements of financial interests with
3 the Ethics Commission under Rules of the Ethics Commission
4 promulgated pursuant to Section 3 of Article XXIX of the Oklahoma
5 Constitution, including but not limited to time for filing and
6 contents.

7 SECTION 29. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 2-118 of Title 70, unless there
9 is created a duplication in numbering, reads as follows:

10 Statements of financial interests required to be filed with the
11 school district clerk under the Technology Center District and
12 Independent School District Campaign Finance and Financial
13 Disclosure Act shall be public records. The school district clerk
14 shall maintain statements of financial interests for four (4) years
15 after the date on which they are filed, if not posted on the school
16 district's website as provided herein, at which time the documents
17 may be destroyed or retained subject to the discretion of the school
18 district clerk. If the school district in which the statements of
19 financial interests are filed maintains an Internet website, the
20 school district clerk may post on the website copies of statements
21 of financial interests no later than the next business day after the
22 statements and reports are filed. Copies of the statements shall be
23 posted in such a way as to be readily available to a user of the

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1 website and shall remain available on the website for at least four
2 (4) years after the date on which they are filed.

3 SECTION 30. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 2-119 of Title 70, unless there
5 is created a duplication in numbering, reads as follows:

6 The Technology Center District and Independent School District
7 Campaign Finance and Financial Disclosure Act shall be enforced by
8 the Ethics Commission in the same manner as Rules of the Ethics
9 Commission promulgated pursuant to Section 3 of Article XXIX of the
10 Oklahoma Constitution are enforced, including but not limited to
11 acceptance of complaints, civil prosecutions, settlement agreements
12 and any other compliance practices or requirements. Complaints may
13 be received by the Ethics Commission alleging filing of statements
14 or reports required to be filed under the Technology Center District
15 and Independent School District Campaign Finance and Disclosure Act
16 later than the prescribed time for filing. Such complaints shall be
17 in the same form as other complaints. Upon receipt of such
18 complaints of late filing, the Ethics Commission shall investigate
19 whether the allegation or allegations are true and, if so, shall
20 assess a late filing penalty of One Hundred Dollars (\$100.00) per
21 day, not to exceed a maximum of One Thousand Dollars (\$1,000.00) for
22 the filing of any statement or report. If the Ethics Commission
23 determines the allegation or allegations are not true, it shall take
24 no further action. Persons assessed a late filing fee may protest

1 the assessment subject to provisions of the Administrative
2 Procedures Act.

3 SECTION 31. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 4261 of Title 74, unless there
5 is created a duplication in numbering, reads as follows:

6 The Ethics Commission shall design all forms required for
7 compliance with the County Campaign Finance and Financial Disclosure
8 Act, the Municipal Campaign Finance and Financial Disclosure Act and
9 the Technology Center District and Independent School District
10 Campaign Finance and Financial Disclosure Act. Such forms shall be
11 made available in electronic form on the Commission's Internet
12 website.

13 SECTION 32. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 4262 of Title 74, unless there
15 is created a duplication in numbering, reads as follows:

16 For purposes of enforcing the County Campaign Finance and
17 Financial Disclosure Act, the Municipal Campaign Finance and
18 Financial Disclosure Act, and the Technology Center District and
19 Independent School District Campaign Finance and Financial
20 Disclosure Act the Ethics Commission shall establish a special
21 division to be known as the "Political Subdivisions Enforcement
22 Division". The Executive Director of the Ethics Commission may
23 employ staff for the Political Subdivisions Enforcement Division, or
24 may contract for services to be performed by the Division, or both.

1 SECTION 33. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 4258.1 of Title 74, unless there
3 is created a duplication in numbering, reads as follows:

4 There is hereby created in the State Treasury a revolving fund
5 for the Ethics Commission to be designated the "Political
6 Subdivisions Enforcement Fund". The fund shall be a continuing
7 fund, not subject to fiscal year limitations, and shall consist of
8 all funds appropriated by the Legislature to the fund and all late
9 filing fees, fines from settlement agreements and fines assessed by
10 the District Court for violations of the County Campaign Finance and
11 Financial Disclosure Act, the Municipal Campaign Finance and
12 Financial Disclosure Act, and the Technology Center District and
13 Independent School District Campaign Finance and Financial
14 Disclosure Act. All monies accruing to the credit of the fund are
15 hereby appropriated and may be budgeted and expended by the
16 Commission for any expenses incurred by the Political Subdivisions
17 Enforcement Division. Expenditures from the fund shall be made upon
18 warrants issued by the State Treasurer against claims filed as
19 prescribed by law with the Director of the Office of Management and
20 Enterprise Services for approval and payment. No later than January
21 31, 2016, and every year thereafter, the State Treasurer shall
22 transfer to the General Revenue Fund of the state any monies in the
23 fund in excess of One Hundred Fifty Thousand Dollars (\$150,000.00).
24 If at any time the amount of money in the fund is less than One

1 Hundred Thousand Dollars (\$100,000.00), the Executive Director of
2 the Commission shall order that there be no further enforcement by
3 the Political Subdivisions Enforcement Division until the amount of
4 money in the fund is more than One Hundred Thousand Dollars
5 (\$100,000.00).

6 SECTION 34. REPEALER 51 O.S. 2011, Sections 301, 302,
7 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315,
8 316, 317, 318, 319, 320, 321, 322, 323, 324 and 325, are hereby
9 repealed.

10 SECTION 35. This act shall become effective January 1, 2015.

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12 54-2-3372 CD 2/25/2014 1:47:46 PM
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