

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 54th Legislature (2013)

4   HOUSE BILL 1402

                                  By: Johnson

7                                   AS INTRODUCED

8                   An Act relating to cities and towns; amending 11 O.S.  
9                   2011, Section 16-302, which relates to the Oklahoma  
10                  Town Meeting Act; modifying population requirements  
                        for certain elections; and providing an effective  
                        date.

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

14           SECTION 1.        AMENDATORY        11 O.S. 2011, Section 16-302, is  
15   amended to read as follows:

16           Section 16-302.   A.   Except as otherwise provided in this act,  
17   Section 16-301 et seq. of this title, ~~sixty (60) days after the~~  
18   ~~effective date of this act,~~ all municipalities with fewer than ~~one~~  
19   ~~thousand (1,000)~~ two thousand (2,000) residents, according to the  
20   latest Federal Decennial Census, that are not governed by charter,  
21   shall elect officers and consider questions raised by initiative or  
22   referendum, pursuant to Section 15-101 et seq. of this title, at  
23   biennial town meetings or special town meetings of the voters of  
24   each municipality as provided in this act.   Provided, that a

1 municipality of fewer than ~~one thousand (1,000)~~ two thousand (2,000)  
2 residents may at any time adopt an ordinance requiring that its  
3 officers shall be elected and initiative and referendum questions  
4 shall be decided only through elections conducted by the county  
5 election board pursuant to Section 16-101 et seq. of this title.  
6 Any municipality that passes an ordinance pursuant to this section  
7 shall upon adoption of the ordinance provide a copy of the ordinance  
8 to the county election board of the county in which the municipality  
9 is located.

10 B. If the ordinance is repealed, elections of the municipality  
11 shall be at a town meeting. The municipality shall provide a copy of  
12 the repealer to the county election board of the county in which the  
13 municipality is located. If a municipality with fewer than ~~one~~  
14 ~~thousand (1,000)~~ two thousand (2,000) residents fails to hold its  
15 regular municipal elections as required by law, the municipality  
16 shall be subject to the provisions of the Oklahoma Town Meeting Act,  
17 Section 16-301 et seq. of this title; provided, further, that such  
18 municipality may adopt a resolution requiring that its elections be  
19 conducted by the county election board as provided in this section.

20 SECTION 2. This act shall become effective November 1, 2013.

21  
22 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated  
23 02/07/2013 - DO PASS, As Amended and Coauthored.

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