

1 ENGROSSED SENATE AMENDMENT  
TO  
2 ENGROSSED HOUSE  
BILL NO. 1442

By: Caldwell of the House  
and  
Quinn of the Senate

7 An Act relating to school elections; amending 26 O.S.  
8 2011, Section 13A-110, which relates to vacancies on  
9 boards of education; providing for the filling of  
10 certain vacancies on the board of education by  
11 appointment; allowing the appointment of persons who  
do not reside in certain districts; requiring  
appointed persons to reside in the school district  
and meet other eligibility qualifications; and  
limiting service.

13 AMENDMENT NO. 1. Page 1, strike the title to read

14 "[ school elections - vacancies on boards of  
15 education - limiting service ]"

16 Passed the Senate the 22nd day of April, 2015.

18 \_\_\_\_\_  
Presiding Officer of the Senate

19 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
20 2015.

23 \_\_\_\_\_  
Presiding Officer of the House  
24 of Representatives

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

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SECTION 1. AMENDATORY 26 O.S. 2011, Section 13A-110, is

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amended to read as follows:

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Section 13A-110. A. Vacancies for members of the board of

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education of every school district or technology center school

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district shall be filled by appointment by the board. ~~Persons~~

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B. Except as provided in subsection D of this section, persons

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appointed to fill such vacancies in the first half of the term of

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office for the board position shall serve only until the next

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succeeding election, at which time the office which they hold shall

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be placed on the ballot for the balance of the unexpired term.

1 Vacancies filled by appointment following the delivery of the  
2 resolution calling for regular elections to the secretary of the  
3 county election board shall be filled until the regular elections  
4 the following year. Persons elected to fill unexpired terms shall  
5 begin those terms at the next regular meeting of the board of  
6 education following the election. Persons appointed to fill such  
7 vacancies after the first half of the term of office for the board  
8 position shall serve for the balance of the unexpired term. ~~Ne~~

9 C. Except as provided in subsection D of this section, no  
10 person shall be appointed to a board of education who does not meet  
11 the eligibility qualifications needed to be a candidate for such  
12 position as provided for in ~~Sections~~ Section 13A-106 of this title  
13 and Sections 5-110, 5-110.1 and 5-113 of Title 70 of the Oklahoma  
14 Statutes.

15 ~~B.~~ D. If after the filing period is closed no candidate for an  
16 open position on a board of education of a school district has filed  
17 and therefore a vacancy is created, the vacancy shall be filled by  
18 appointment by the board. Persons appointed to fill such vacancies  
19 shall not be required to reside in the board or election district  
20 but shall be required to reside in the school district and to meet  
21 the other eligibility qualifications needed to be a candidate for  
22 the position as provided in Section 13A-106 of this title and  
23 Sections 5-110, 5-110.1 and 5-113 of Title 70 of the Oklahoma  
24 Statutes. Persons appointed to fill vacancies as provided for in

1 this subsection shall be eligible to serve only for the balance of  
2 the term.

3 E. If the board of education does not fill the vacancy by  
4 appointment within sixty (60) days of the date the board declared  
5 the seat vacant, the board of education shall call a special  
6 election to fill the vacancy for the unexpired term.

7 Passed the House of Representatives the 26th day of February,  
8 2015.

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10 Presiding Officer of the House  
11 of Representatives

12 Passed the Senate the \_\_\_ day of \_\_\_\_\_, 2015.

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14 Presiding Officer of the Senate  
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