

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

COMMITTEE SUBSTITUTE  
FOR ENGROSSED  
SENATE BILL NO. 323

By: Paxton of the Senate

and

Wallace of the House

COMMITTEE SUBSTITUTE

An Act relating to elections; amending 26 O.S. 2011, Sections 5-112 and 20-102, which relate to petitions and filing fees; modifying requirements for petition accompanying declaration of candidacy; modifying amount of fees to file as candidate for certain offices; providing procedure for adjustment of fees; and providing an effective date.

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

SECTION 1. AMENDATORY 26 O.S. 2011, Section 5-112, is amended to read as follows:

Section 5-112. A. A declaration of candidacy must be accompanied by a:

1. A petition supporting a candidate's filing signed by ~~four~~ percent (4%) of the registered voters eligible to vote for a candidate in the first election wherein the candidate's name could appear on the ballot, as reflected by the latest January 15

1 ~~registration report~~ not fewer than two percent (2%) of the number of  
2 registered voters in the district, county or state, as appropriate  
3 for the office sought; or by a

4 2. A cashier's check or certified check in the amount of Two  
5 ~~Hundred Dollars (\$200.00) for candidates filing with the Secretary~~  
6 ~~of the State Election Board or the secretary of a county election~~  
7 ~~board; provided, however, such cashier's check or certified check~~  
8 ~~shall be in the amount of One Thousand Five Hundred Dollars~~  
9 ~~(\$1,500.00) for candidates for Governor, One Thousand Dollars~~  
10 ~~(\$1,000.00) for candidates for United States Senator and Seven~~  
11 ~~Hundred Fifty Dollars (\$750.00) for candidates for the United States~~  
12 ~~Congress, and Five Hundred Dollars (\$500.00) for candidates for~~  
13 ~~Lieutenant Governor, Corporation Commission, Attorney General, State~~  
14 ~~Auditor and Inspector, State Superintendent of Public Instruction,~~  
15 ~~State Treasurer, Commissioner of Insurance and Commissioner of Labor~~  
16 as follows:

17 a. for candidates for Governor, Two Thousand Dollars  
18 (\$2,000.00),

19 b. for candidates for United States Senator, Two Thousand  
20 Dollars (\$2,000.00),

21 c. for candidates for United States Congress, One  
22 Thousand Dollars (\$1,000.00),

23 d. for candidates for Lieutenant Governor, Corporation  
24 Commission, Attorney General, State Auditor and

Inspector, State Superintendent of Public Instruction,  
State Treasurer, Commissioner of Insurance and  
Commissioner of Labor, One Thousand Dollars  
(\$1,000.00),  
e. for candidates for the State House of Representatives,  
Five Hundred Dollars (\$500.00),  
f. for candidates for the State Senate, Seven Hundred  
Fifty Dollars (\$750.00),  
g. for candidates for District Judge or Associate  
District Judge, Five Hundred Dollars (\$500.00),  
h. for candidates for District Attorney, Five Hundred  
Dollars (\$500.00), and  
i. for candidates for county office, Three Hundred  
Dollars (\$300.00).

B. A filing fee received by the Secretary of the State Election Board shall be deposited in the State Election Board Revolving Fund created pursuant to Section 3-107 of this title. A filing fee received by a secretary of a county election board shall be deposited in the County Election Board Special Depository Account authorized by Section 3-108 of this title.

SECTION 2. AMENDATORY 26 O.S. 2011, Section 20-102, is amended to read as follows:

Section 20-102. A. Candidates for the nomination for President of the United States shall file with the Secretary of the State

1 Election Board. Such candidates shall be members of political  
2 parties recognized under the laws of the State of Oklahoma and shall  
3 have filed a statement of candidacy with the Federal Election  
4 Commission and shall have raised and expended not less than Five  
5 Thousand Dollars (\$5,000.00) for ~~said~~ the office. The candidates  
6 shall be required to swear an oath or affirm that they meet the  
7 aforementioned qualifications, and their signatures shall be  
8 witnessed by a notary public. Such filing beginning at 8:00 a.m. on  
9 the first Monday in December and ending at 5:00 p.m. on the next  
10 succeeding Wednesday, or at a time prescribed by the State Election  
11 Board for a Presidential Preferential Primary to be held on a date  
12 other than the first Tuesday in March. A statement of candidacy  
13 must be accompanied by a petition supporting a candidate's filing  
14 signed by one percent (1%) of the registered voters in each  
15 congressional district eligible to vote for a candidate or one  
16 thousand (1,000) registered voters in each congressional district  
17 eligible to vote for a candidate, whichever is less, as reflected by  
18 the latest January 15 registration report; or by a cashier's check  
19 or certified check in the amount of ~~Two Thousand Five Hundred~~  
20 ~~Dollars (\$2,500.00)~~ Five Thousand Dollars (\$5,000.00). The State  
21 Election Board shall cause the names of all candidates who have  
22 filed within the proper time to be printed on the official ballots.  
23 The ballots shall be prepared as provided for by law. Voters shall  
24

1 be restricted to one vote for the candidate of his or her choice of  
2 the political party in which the voter is registered.

3 B. Each page of a petition supporting a candidate's filing  
4 shall identify the county and the congressional district, and shall  
5 contain the names of registered voters in only one congressional  
6 district and in only one county.

7 C. Each page of a petition supporting a candidate's filing  
8 shall be verified. Verification shall be made in substantial  
9 compliance with the provisions of Section 6 of Title 34 of the  
10 Oklahoma Statutes.

11 SECTION 3. This act shall become effective November 1, 2017.

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13 56-1-7640 JM 04/18/17  
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