

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 323

By: Paxton of the Senate

and

Wallace of the House

8
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10 COMMITTEE SUBSTITUTE

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

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

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

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

23 1. A petition supporting a candidate's filing signed by ~~four~~
24 ~~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
registration report not fewer than two percent (2%) of the number of
registered voters in the district, county or state, as appropriate
for the office sought; or by a~~

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

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

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

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

- d. for candidates for Lieutenant Governor, Corporation 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:

1 Section 20-102. A. Candidates for the nomination for President
2 of the United States shall file with the Secretary of the State
3 Election Board. Such candidates shall be members of political
4 parties recognized under the laws of the State of Oklahoma and shall
5 have filed a statement of candidacy with the Federal Election
6 Commission and shall have raised and expended not less than Five
7 Thousand Dollars (\$5,000.00) for ~~said~~ the office. The candidates
8 shall be required to swear an oath or affirm that they meet the
9 aforementioned qualifications, and their signatures shall be
10 witnessed by a notary public. Such filing beginning at 8:00 a.m. on
11 the first Monday in December and ending at 5:00 p.m. on the next
12 succeeding Wednesday, or at a time prescribed by the State Election
13 Board for a Presidential Preferential Primary to be held on a date
14 other than the first Tuesday in March. A statement of candidacy
15 must be accompanied by a petition supporting a candidate's filing
16 signed by one percent (1%) of the registered voters in each
17 congressional district eligible to vote for a candidate or one
18 thousand (1,000) registered voters in each congressional district
19 eligible to vote for a candidate, whichever is less, as reflected by
20 the latest January 15 registration report; or by a cashier's check
21 or certified check in the amount of ~~Two Thousand Five Hundred~~
22 ~~Dollars (\$2,500.00)~~ Five Thousand Dollars (\$5,000.00). The State
23 Election Board shall cause the names of all candidates who have
24 filed within the proper time to be printed on the official ballots.

1 The ballots shall be prepared as provided for by law. Voters shall
2 be restricted to one vote for the candidate of his or her choice of
3 the political party in which the voter is registered.

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

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

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

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14 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
15 04/18/2017 - DO PASS, As Amended.

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