

1                                   **SENATE FLOOR VERSION**

2                                   April 5, 2017

3   ENGROSSED HOUSE  
4   BILL NO. 1564

By: Echols of the House

and

Dahm of the Senate

7                                   COMMITTEE SUBSTITUTE

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

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

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

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

20           1.   A petition supporting a candidate's filing signed by ~~four~~  
21           ~~percent (4%) of the registered voters eligible to vote for a~~  
22           ~~candidate in the first election wherein the candidate's name could~~  
23           ~~appear on the ballot, as reflected by the latest January 15~~  
24           ~~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

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

14            a.    for candidates for Governor, Two Thousand Dollars  
15                            (\$2,000.00),

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

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

20            d.    for candidates for Lieutenant Governor, Corporation  
21                            Commission, Attorney General, State Auditor and  
22                            Inspector, State Superintendent of Public Instruction,  
23                            State Treasurer, Commissioner of Insurance and  
24

1                   Commissioner of Labor, One Thousand Dollars

2                   (\$1,000.00),

3           e.   for candidates for the State Senate or State House of  
4           Representatives, Five Hundred Dollars (\$500.00),

5           f.   for candidates for District Judge or Associate  
6           District Judge, Five Hundred Dollars (\$500.00),

7           g.   for candidates for District Attorney, Five Hundred  
8           Dollars (\$500.00), and

9           h.   for candidates for county office, Three Hundred  
10           Dollars (\$300.00).

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

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

19           Section 20-102. A. Candidates for the nomination for President  
20 of the United States shall file with the Secretary of the State  
21 Election Board. Such candidates shall be members of political  
22 parties recognized under the laws of the State of Oklahoma and shall  
23 have filed a statement of candidacy with the Federal Election  
24 Commission and shall have raised and expended not less than Five

1 Thousand Dollars (\$5,000.00) for ~~said~~ the office. The candidates  
2 shall be required to swear an oath or affirm that they meet the  
3 aforementioned qualifications, and their signatures shall be  
4 witnessed by a notary public. Such filing beginning at 8:00 a.m. on  
5 the first Monday in December and ending at 5:00 p.m. on the next  
6 succeeding Wednesday, or at a time prescribed by the State Election  
7 Board for a Presidential Preferential Primary to be held on a date  
8 other than the first Tuesday in March. A statement of candidacy  
9 must be accompanied by a petition supporting a candidate's filing  
10 signed by one percent (1%) of the registered voters in each  
11 congressional district eligible to vote for a candidate or one  
12 thousand (1,000) registered voters in each congressional district  
13 eligible to vote for a candidate, whichever is less, as reflected by  
14 the latest January 15 registration report; or by a cashier's check  
15 or certified check in the amount of ~~Two Thousand Five Hundred~~  
16 ~~Dollars (\$2,500.00)~~ Five Thousand Dollars (\$5,000.00). The State  
17 Election Board shall cause the names of all candidates who have  
18 filed within the proper time to be printed on the official ballots.  
19 The ballots shall be prepared as provided for by law. Voters shall  
20 be restricted to one vote for the candidate of his or her choice of  
21 the political party in which the voter is registered.

22 B. Each page of a petition supporting a candidate's filing  
23 shall identify the county and the congressional district, and shall  
24

1 contain the names of registered voters in only one congressional  
2 district and in only one county.

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

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

8 COMMITTEE REPORT BY: COMMITTEE ON RULES  
9 April 5, 2017 - DO PASS AS AMENDED  
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