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March 1, 2017

COMMITTEE SUBSTITUTE
FOR

SENATE BILL NO. 323

By: Paxton

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[ elections - petitions and filing fees - effective
date ]
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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
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 Senate or State House of Representatives, Five Hundred Dollars (\$500.00),

- 1 f. for candidates for District Judge or Associate
2 District Judge, Five Hundred Dollars (\$500.00),
3 g. for candidates for District Attorney, Five Hundred
4 Dollars (\$500.00), and
5 h. for candidates for county office, Three Hundred
6 Dollars (\$300.00).

7 Provided, the Secretary of the State Election Board shall update
8 the amounts of the filing fees set forth in this subsection in 2027,
9 according to the percent difference between the price index for the
10 twelve (12) months preceding the beginning of the calendar year
11 during which the adjustment is made and the price index for 2017.
12 Thereafter, the Secretary shall update such amounts every ten (10)
13 years according to the percent difference between the price index
14 for the twelve (12) months preceding the beginning of the calendar
15 year during which the adjustment is made and the price index for the
16 year when the most recent preceding adjustment was made. If the
17 adjusted amount is not a multiple of One Hundred Dollars (\$100.00),
18 the fee shall be rounded to the nearest multiple of One Hundred
19 Dollars (\$100.00). For purposes of this section, "price index"
20 shall mean the average over a calendar year of the Consumer Price
21 Index (all items – United States city average) published monthly by
22 the Bureau of Labor Statistics. The adjusted fees shall be
23 published on the website of the State Election Board and shall be
24 otherwise communicated as the Secretary determines appropriate.

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

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

9 Section 20-102. A. Candidates for the nomination for President
10 of the United States shall file with the Secretary of the State
11 Election Board. Such candidates shall be members of political
12 parties recognized under the laws of the State of Oklahoma and shall
13 have filed a statement of candidacy with the Federal Election
14 Commission and shall have raised and expended not less than Five
15 Thousand Dollars (\$5,000.00) for ~~said~~ the office. The candidates
16 shall be required to swear an oath or affirm that they meet the
17 aforementioned qualifications, and their signatures shall be
18 witnessed by a notary public. Such filing beginning at 8:00 a.m. on
19 the first Monday in December and ending at 5:00 p.m. on the next
20 succeeding Wednesday, or at a time prescribed by the State Election
21 Board for a Presidential Preferential Primary to be held on a date
22 other than the first Tuesday in March. A statement of candidacy
23 must be accompanied by a petition supporting a candidate's filing
24 signed by one percent (1%) of the registered voters in each

1 congressional district eligible to vote for a candidate or one
2 thousand (1,000) registered voters in each congressional district
3 eligible to vote for a candidate, whichever is less, as reflected by
4 the latest January 15 registration report; or by a cashier's check
5 or certified check in the amount of ~~Two Thousand Five Hundred~~
6 ~~Dollars (\$2,500.00)~~ Five Thousand Dollars (\$5,000.00). The State
7 Election Board shall cause the names of all candidates who have
8 filed within the proper time to be printed on the official ballots.
9 The ballots shall be prepared as provided for by law. Voters shall
10 be restricted to one vote for the candidate of his or her choice of
11 the political party in which the voter is registered.

12 B. Each page of a petition supporting a candidate's filing
13 shall identify the county and the congressional district, and shall
14 contain the names of registered voters in only one congressional
15 district and in only one county.

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

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

21 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
22 March 1, 2017 - DO PASS AS AMENDED
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