

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 SENATE BILL 99

By: Allen

4  
5  
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2011,  
8 Sections 1-102, 1-103 and 8-101, which relate to  
9 political party nominees; modifying names to be  
10 printed on ballots under certain circumstances;  
11 modifying procedure for certifying list of political  
12 party nominees; and providing an effective date.

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

14 SECTION 1. AMENDATORY 26 O.S. 2011, Section 1-102, is  
15 amended to read as follows:

16 Section 1-102. A Primary Election shall be held on the last  
17 Tuesday in June of each even-numbered year, at which time each  
18 political party recognized by the laws of Oklahoma shall nominate  
19 its candidates for the offices to be filled at the next succeeding  
20 General Election, unless otherwise provided by law. No candidate's  
21 name shall be printed upon the General Election ballot unless such  
22 candidate shall have been nominated as herein provided, unless  
23 otherwise provided by law; provided further that this provision  
24 shall not exclude the right of a nonpartisan candidate to have his  
or her name printed upon the General Election ballots. Provided,

1 for elections for any county office for which candidates of only one  
2 political party have qualified to have their names placed on the  
3 ballot, a Primary Election shall only be held if more than two such  
4 candidates have so qualified. If no candidate receives more than  
5 fifty percent (50%) of the votes cast at the Primary Election, the  
6 names of the two candidates receiving the highest number of votes  
7 shall be placed on the General Election ballot. If two such  
8 candidates have so qualified, the names of both such candidates  
9 shall be placed on the General Election ballot. No county,  
10 municipality or school district shall schedule an election on any  
11 date during the twenty (20) days immediately preceding the date of  
12 any such primary election.

13 SECTION 2. AMENDATORY 26 O.S. 2011, Section 1-103, is  
14 amended to read as follows:

15 Section 1-103. If at any Primary Election no candidate for the  
16 nomination for office of any political party receives a majority of  
17 all votes cast for all candidates of such party for the office, no  
18 candidate shall be nominated by such party for the office, but the  
19 two candidates receiving the highest number of votes at such  
20 election shall be placed on the official ballot as candidates for  
21 such nomination at a Runoff Primary Election to be held on the  
22 fourth Tuesday of August in the same year, except as otherwise  
23 provided in Section 1-102 of this title for county offices for which  
24 candidates of only one political party have qualified to have their

1 names placed on the ballot. No county, municipality or school  
2 district shall schedule an election on any date during the twenty  
3 (20) days immediately preceding the date of any such Runoff Primary  
4 Election.

5 SECTION 3. AMENDATORY 26 O.S. 2011, Section 8-101, is  
6 amended to read as follows:

7 Section 8-101. The county election board shall certify a list  
8 of nominees of each political party for county offices following the  
9 Primary and Runoff Primary Elections, or if the county election  
10 board determines that two candidates of only one political party  
11 have qualified to have their names placed on the ballot, following  
12 such determination. The State Election Board shall certify a list  
13 of nominees of each political party for the offices for which the  
14 Board accepts filings of Declarations of Candidacy following the  
15 Primary and Runoff Primary Elections.

16 SECTION 4. This act shall become effective November 1, 2017.

17  
18 56-1-7 CD 1/9/2017 10:59:47 AM

19  
20  
21  
22  
23  
24