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STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

HOUSE BILL 3172 By: West (Kevin) of the House

By: West (Kevin) of the House

and

Standridge of the Senate

AS INTRODUCED

An Act relating to campaign finance and financial disclosure; amending Sections 12 and 18, Chapter 313, O.S.L. 2014 (11 O.S. Supp. 2019, Sections 56-102 and 56-108), which relate to the Municipal Campaign Finance and Financial Disclosure Act; modifying definition; amending Sections 3, 4, 5 and 8, Chapter 313, O.S.L. 2014 (19 O.S. Supp. 2019, Sections 138.12, 138.13, 138.14 and 138.17), which relate to the County Campaign Finance and Financial Disclosure Act; modifying definition; removing notary requirements; amending Sections 22 and 28, Chapter 313, O.S.L. 2014 (70 O.S. Supp. 2019, Sections 2-111 and 2-117), which relate to the Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act; modifying definition; amending Section 31, Chapter 313, O.S.L. 2014 (74 O.S. Supp. 2019, Section 4261), which relates to the Ethics Commission Act; modifying forms necessary for compliance; authorizing Ethics Commission to develop certain online reporting processes; and providing an effective date.

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

SECTION 1. AMENDATORY Section 12, Chapter 313, O.S.L.
2014 (11 O.S. Supp. 2019, Section 56-102), is amended to read as
follows:

Section 56-102. A. Definitions of terms used in the Municipal
Campaign Finance and Financial Disclosure Act shall be the same as
those terms are defined in Rules of the Ethics Commission
promulgated pursuant to Section 3 of Article XXIX of the Oklahoma
Constitution, unless otherwise provided herein.

B. As used in the Municipal Campaign Finance and Financial
Disclosure Act:

1. "Campaign committee" means a committee which may be composed
of one or more persons the purpose of which is to support the
election of a specific candidate to municipal office, whose name as
it will appear on the ballot shall appear in the name of the
committee;

2. "Municipal office" means any elective municipal office for
which Declarations of Candidacy are filed with the secretary of the
county election board as required by Sections 16-109 and 16-110 of
~~Title 11 of the Oklahoma Statutes~~ this title; and

3. "Municipal political committee" means any committee composed
of ~~one~~ two or more persons whose purpose includes the election or
defeat of one or more candidates for municipal office, or questions
submitted to a vote of the people at a municipal election, but which

1 is not required to register with the Ethics Commission or the
2 Federal Election Commission.

3 SECTION 2. AMENDATORY Section 18, Chapter 313, O.S.L.
4 2014 (11 O.S. Supp. 2019, Section 56-108), is amended to read as
5 follows:

6 Section 56-108. All candidates for municipal office and all
7 elected municipal officers shall be required to file a statement of
8 financial interests with the municipal clerk subject to the same
9 requirements as set forth for ~~candidates for state office required~~
10 ~~to file~~ statements of financial interests filed with the Ethics
11 Commission under Rules of the Ethics Commission promulgated pursuant
12 to Section 3 of Article XXIX of the Oklahoma Constitution, including
13 but not limited to time for filing and contents.

14 SECTION 3. AMENDATORY Section 3, Chapter 313, O.S.L.
15 2014 (19 O.S. Supp. 2019, Section 138.12), is amended to read as
16 follows:

17 Section 138.12 A. Definitions of terms used in the County
18 Campaign Finance and Financial Disclosure Act shall be the same as
19 those terms are defined in Rules of the Ethics Commission
20 promulgated pursuant to Section 3 of Article XXIX of the Oklahoma
21 Constitution, unless otherwise provided herein.

22 B. As used in the County Campaign Finance and Financial
23 Disclosure Act:

1 1. "Campaign committee" means a committee which may be composed
2 of one or more persons the purpose of which is to support the
3 election of a specific candidate to county office, whose name as it
4 will appear on the ballot shall appear in the name of the committee;

5 2. "County office" means any elective county office for which
6 Declarations of Candidacy are filed with the secretary of the county
7 election board as required by Section 5-103 of Title 26 of the
8 Oklahoma Statutes; and

9 3. "County political committee" means any committee composed of
10 ~~one~~ two or more persons whose purpose includes the election or
11 defeat of one or more candidates for county office, or questions
12 submitted to a vote of the people at a county election, but which is
13 not required to register with the Ethics Commission or the Federal
14 Election Commission.

15 SECTION 4. AMENDATORY Section 4, Chapter 313, O.S.L.
16 2014 (19 O.S. Supp. 2019, Section 138.13), is amended to read as
17 follows:

18 Section 138.13 Each campaign committee shall file a ~~notarized~~
19 statement of organization with the county election board subject to
20 the same requirements as set forth for candidate committees for
21 state office to file statements of organization with the Ethics
22 Commission under Rules of the Ethics Commission promulgated pursuant
23 to Section 3 of Article XXIX of the Oklahoma Constitution, including
24 but not limited to time for filing and contents, except as otherwise

1 provided in the County Campaign Finance and Financial Disclosure
2 Act. The statement of organization shall be accompanied by a check
3 drawn upon the campaign committee's account in the amount of Fifty
4 Dollars (\$50.00) as a nonrefundable processing fee to be deposited
5 in the County Election Board Special Depository Account.

6 Expenditures from such fees may be made by the secretary of the
7 county election board for any lawful purpose.

8 SECTION 5. AMENDATORY Section 5, Chapter 313, O.S.L.
9 2014 (19 O.S. Supp. 2019, Section 138.14), is amended to read as
10 follows:

11 Section 138.14 Every county political committee shall file a
12 ~~notarized~~ statement of organization with the county election board
13 subject to the same requirements as set forth for political
14 committees required to file statements of organization with the
15 Ethics Commission under Rules of the Ethics Commission promulgated
16 pursuant to Section 3 of Article XXIX of the Oklahoma Constitution,
17 including but not limited to time for filing and contents.

18 SECTION 6. AMENDATORY Section 8, Chapter 313, O.S.L.
19 2014 (19 O.S. Supp. 2019, Section 138.17), is amended to read as
20 follows:

21 Section 138.17 All candidates for county office and all elected
22 county officers shall be required to file a ~~notarized~~ statement of
23 financial interests with the county election board subject to the
24 same requirements as set forth for statements of financial interests

1 filed with the Ethics Commission under Rules of the Ethics
2 Commission promulgated pursuant to Section 3 of Article XXIX of the
3 Oklahoma Constitution.

4 SECTION 7. AMENDATORY Section 22, Chapter 313, O.S.L.
5 2014 (70 O.S. Supp. 2019, Section 2-111), is amended to read as
6 follows:

7 Section 2-111. A. Definitions of terms used in the Technology
8 Center District and Independent School District Campaign Finance and
9 Financial Disclosure Act shall be the same as those terms are
10 defined in Rules of the Ethics Commission promulgated pursuant to
11 Section 3 of Article XXIX of the Oklahoma Constitution, unless
12 otherwise provided herein.

13 B. As used in the Technology Center District and Independent
14 School District Campaign Finance and Disclosure Act:

15 1. "Campaign committee" means a committee which may be composed
16 of one or more persons the purpose of which is to support the
17 election of a specific candidate to school district office, whose
18 name as it will appear on the ballot shall appear in the name of the
19 committee;

20 2. "School district" means a technology center district or an
21 independent school district;

22 3. "School district office" means any elective school district
23 office for which Declarations of Candidacy are filed with the
24

1 secretary of the county election board as required by Section 13A-
2 105 of Title 26 of the Oklahoma Statutes; and

3 4. "School district political committee" means any committee
4 composed of ~~one~~ two or more persons whose purpose includes the
5 election or defeat of one or more candidates for school district
6 office, or questions submitted to a vote of the people at a school
7 district election, but which is not required to register with the
8 Ethics Commission or the Federal Election Commission.

9 SECTION 8. AMENDATORY Section 28, Chapter 313, O.S.L.
10 2014 (70 O.S. Supp. 2019, Section 2-117), is amended to read as
11 follows:

12 Section 2-117. All candidates for school district office and
13 all elected school district officers shall be required to file a
14 statement of financial interests with the school district clerk
15 subject to the same requirements as set forth for ~~candidates for~~
16 ~~state office required to file~~ statements of financial interests
17 filed with the Ethics Commission under Rules of the Ethics
18 Commission promulgated pursuant to Section 3 of Article XXIX of the
19 Oklahoma Constitution, including but not limited to time for filing
20 and contents.

21 SECTION 9. AMENDATORY Section 31, Chapter 313, O.S.L.
22 2014 (74 O.S. Supp. 2019, Section 4261), is amended to read as
23 follows:
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1 Section 4261. The Ethics Commission shall design all forms
2 required for compliance with the County Campaign Finance and
3 Financial Disclosure Act, the Municipal Campaign Finance and
4 Financial Disclosure Act and the Technology Center District and
5 Independent School District Campaign Finance and Financial
6 Disclosure Act. Such forms shall be made available in electronic
7 form on the Commission's ~~Internet~~ website. Additionally, the Ethics
8 Commission shall develop online reporting processes for the
9 reporting of information required by the Municipal Campaign Finance
10 and Financial Disclosure Act, the County Campaign Finance and
11 Financial Disclosure Act and the Technology Center District and
12 Independent School District Campaign Finance and Financial
13 Disclosure Act, as funds are available, to develop and maintain
14 online reporting.

15 SECTION 10. This act shall become effective November 1, 2020.

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17 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 02/27/2020 - DO PASS,
18 As Coauthored.