

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

HOUSE BILL 3172

By: West (Kevin)

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:

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

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

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

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

17 3. "Municipal political committee" means any committee composed
18 of ~~one~~ two or more persons whose purpose includes the election or
19 defeat of one or more candidates for municipal office, or questions
20 submitted to a vote of the people at a municipal election, but which
21 is not required to register with the Ethics Commission or the
22 Federal Election Commission.

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

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

12 SECTION 3. AMENDATORY Section 3, Chapter 313, O.S.L.
13 2014 (19 O.S. Supp. 2019, Section 138.12), is amended to read as
14 follows:

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

20 B. As used in the County Campaign Finance and Financial
21 Disclosure Act:

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

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

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

13 SECTION 4. AMENDATORY Section 4, Chapter 313, O.S.L.
14 2014 (19 O.S. Supp. 2019, Section 138.13), is amended to read as
15 follows:

16 Section 138.13 Each campaign committee shall file a ~~notarized~~
17 statement of organization with the county election board subject to
18 the same requirements as set forth for candidate committees for
19 state office to file statements of organization with the Ethics
20 Commission under Rules of the Ethics Commission promulgated pursuant
21 to Section 3 of Article XXIX of the Oklahoma Constitution, including
22 but not limited to time for filing and contents, except as otherwise
23 provided in the County Campaign Finance and Financial Disclosure
24 Act. The statement of organization shall be accompanied by a check

1 drawn upon the campaign committee's account in the amount of Fifty
2 Dollars (\$50.00) as a nonrefundable processing fee to be deposited
3 in the County Election Board Special Depository Account.

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

6 SECTION 5. AMENDATORY Section 5, Chapter 313, O.S.L.
7 2014 (19 O.S. Supp. 2019, Section 138.14), is amended to read as
8 follows:

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

16 SECTION 6. AMENDATORY Section 8, Chapter 313, O.S.L.
17 2014 (19 O.S. Supp. 2019, Section 138.17), is amended to read as
18 follows:

19 Section 138.17 All candidates for county office and all elected
20 county officers shall be required to file a ~~notarized~~ statement of
21 financial interests with the county election board subject to the
22 same requirements as set forth for statements of financial interests
23 filed with the Ethics Commission under Rules of the Ethics
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1 Commission promulgated pursuant to Section 3 of Article XXIX of the
2 Oklahoma Constitution.

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

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

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

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

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

21 3. "School district office" means any elective school district
22 office for which Declarations of Candidacy are filed with the
23 secretary of the county election board as required by Section 13A-
24 105 of Title 26 of the Oklahoma Statutes; and

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

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

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

19 SECTION 9. AMENDATORY Section 31, Chapter 313, O.S.L.
20 2014 (74 O.S. Supp. 2019, Section 4261), is amended to read as
21 follows:

22 Section 4261. The Ethics Commission shall design all forms
23 required for compliance with the County Campaign Finance and
24 Financial Disclosure Act, the Municipal Campaign Finance and

1 Financial Disclosure Act and the Technology Center District and
2 Independent School District Campaign Finance and Financial
3 Disclosure Act. Such forms shall be made available in electronic
4 form on the Commission's ~~Internet~~ website. Additionally, the Ethics
5 Commission shall develop online reporting processes for the
6 reporting of information required by the Municipal Campaign Finance
7 and Financial Disclosure Act, the County Campaign Finance and
8 Financial Disclosure Act and the Technology Center District and
9 Independent School District Campaign Finance and Financial
10 Disclosure Act, as funds are available, to develop and maintain
11 online reporting.

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

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