

CORRECTED

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

SENATE BILL 1191

By: Dugger

AS INTRODUCED

An Act relating to board of education elections; amending 26 O.S. 2011, Section 13A-109, as amended by Section 7, Chapter 380, O.S.L. 2015 (26 O.S. Supp. 2019, Section 13A-109), which relates to resolutions calling for elections; removing language requiring the board of education of a school district and the board of education of a technology center school district to issue certain news release; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 26 O.S. 2011, Section 13A-109, as amended by Section 7, Chapter 380, O.S.L. 2015 (26 O.S. Supp. 2019, Section 13A-109), is amended to read as follows:

Section 13A-109. A. The board of education of every school district and technology center school district shall notify, by resolution, the secretary of the county election board responsible for certifying its election of any regular or special election.

B. The resolution calling for an election or elections shall include, but shall not be limited to, the following information:

1 1. Date or dates of the election or elections;

2 2. Identification of the office or offices to be filled,
3 qualifications of candidates for office and the length of term of
4 each;

5 3. Information describing election districts within the school
6 district, if applicable;

7 4. Ballot titles of the question or questions to be voted upon;

8 5. Information describing the persons eligible to vote in the
9 election; and

10 6. All other information necessary for conducting the election
11 or elections.

12 C. Resolutions calling for regular elections shall be delivered
13 to the secretary of the county election board no fewer than fifteen
14 (15) days preceding the first day of the filing period established
15 in Section 13A-105 of this title. The resolution shall contain all
16 questions to be voted upon at the election to be held on the day as
17 required in Section 13A-103 of this title.

18 D. Resolutions calling for special elections shall be delivered
19 to the secretary of the county election board no fewer than sixty
20 (60) days preceding the election. A special filing period, if
21 necessary, shall be scheduled for three days and shall begin not
22 more than twenty (20) days following the date the resolution is
23 required to be submitted to the county election board.

1 E. In addition to notifying the secretary of the county
2 election board of the election by resolution as required in this
3 section:

4 1. For elections of members of the board of education of a
5 school district, the board shall also publish a legal notice for
6 each regular and special election in one issue of a legal newspaper
7 of the county, as defined by Section 106 of Title 25 of the Oklahoma
8 Statutes, in the county wherein the school district administrative
9 office is located at least ten (10) days prior to the filing period
10 ~~and shall issue a news release of the upcoming filing period and~~
11 ~~election to a newspaper of general circulation in the county wherein~~
12 ~~the school district administrative office is located.~~ The legal
13 notice ~~and press release~~ shall include, but shall not be limited to,
14 the dates of the filing period for the election or elections and the
15 office or offices to be filled. The notice shall also be posted at
16 the school district administrative offices and county election board
17 offices; and

18 2. For elections of members of the board of education of a
19 technology center school district, the board shall also publish a
20 legal notice for each regular and special election in one issue of a
21 legal newspaper of the county, as defined by Section 106 of Title 25
22 of the Oklahoma Statutes, in each county wherein the school district
23 is a member in the technology center district at least ten (10) days
24 prior to the filing period. ~~Additionally, the technology center~~

1 ~~school district shall issue a news release of the upcoming filing~~
2 ~~period and election to a newspaper of general circulation in each~~
3 ~~county wherein the school district is a member in the technology~~
4 ~~center district.~~ The legal notice and press release shall include,
5 but shall not be limited to, the dates of the filing period for the
6 election or elections and the office or offices to be filled. The
7 notice shall also be posted in each county at the technology center
8 school district administrative offices, if such office exists in the
9 county, and county election board office in each county.

10 SECTION 2. This act shall become effective July 1, 2020.

11 SECTION 3. It being immediately necessary for the preservation
12 of the public peace, health or safety, an emergency is hereby
13 declared to exist, by reason whereof this act shall take effect and
14 be in full force from and after its passage and approval.

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