

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

HOUSE BILL 1844

By: Fugate

AS INTRODUCED

An Act relating to elections; amending 26 O.S. 2001, Sections 1-102 and 1-103, which relate to primary and runoff primary elections; bypassing primary and runoff primary elections under certain circumstances; and providing an effective date.

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

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

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

1 ballots. No county, municipality or school district shall schedule
2 an election on any date during the twenty (20) days immediately
3 preceding the date of any such primary election.

4 B. If a political party has two nominees for office and no
5 other political party has a nominee for the office, in lieu of a
6 Primary Election, the nominees shall be placed on the official
7 ballot as candidates for the office at the General Election.

8 C. If a political party has more than two nominees for office
9 and no other political party has a nominee for the office, the two
10 nominees receiving the highest number of votes at the Primary
11 Election shall be placed on the official ballot as candidates for
12 the office at the General Election, regardless of whether any
13 nominee received a majority of all votes cast for the office.

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

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

1 municipality or school district shall schedule an election on any
2 date during the twenty (20) days immediately preceding the date of
3 any such Runoff Primary Election.

4 SECTION 3. This act shall become effective November 1, 2021.

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6 58-1-6888 LRB 12/29/20

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