

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

HOUSE BILL 2655

By: Echols

AS INTRODUCED

An Act relating to elections; amending 26 O.S. 2011, Section 13A-103, as amended by Section 1, Chapter 9, O.S.L. 2018 (26 O.S. Supp. 2020, Section 13A-103), which relates to school board election dates; modifying date of school board elections; amending 26 O.S. 2011, Section 1-101, which relates to general elections; modifying prohibition for certain school district election dates; and providing an effective date.

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

SECTION 1. AMENDATORY 26 O.S. 2011, Section 13A-103, as amended by Section 1, Chapter 9, O.S.L. 2018 (26 O.S. Supp. 2020, Section 13A-103), is amended to read as follows:

Section 13A-103. A. 1. ~~The~~ Until the first Tuesday of November, 2022, the general election of members of the board of education of every school district and technology center school district shall be conducted on the first Tuesday of April of each year. Beginning the first Tuesday of November, 2022, and on the general election date every two (2) years thereafter as defined in Section 1-101 of Title 26 of the Oklahoma Statutes, the general

1 election of members of the board of education of every school  
2 district and technology center school district shall be conducted.  
3 Elected members serving a term on November 1, 2022, shall be  
4 reelected on November 1, 2022. On the first Tuesday of November,  
5 and every year thereafter, members whose terms expire before the  
6 next succeeding general election shall be elected.

7       2. The primary election of members of the board of education of  
8 every school district and technology center school district, if  
9 necessary, shall be conducted on the second Tuesday in February of  
10 each year, except in any year when a Presidential Preferential  
11 Primary is held in February, then the election shall be held on the  
12 same day as the Presidential Preferential Primary.

13       3. If only two candidates qualify to have their names appear on  
14 the ballot, the names of both candidates shall appear on the ballot  
15 at the board of education general election.

16       4. If more than two candidates qualify to have their names  
17 appear on the ballot, the names of all such candidates shall appear  
18 on the ballot at the board of education primary election. A  
19 candidate receiving more than fifty percent (50%) of the votes cast  
20 in the board of education primary election shall be elected to the  
21 office. If no candidate receives more than fifty percent (50%) of  
22 the votes cast in the board of education primary election, then the  
23 two candidates with the highest number of votes shall appear on the  
24 ballot at the board of education general election.

1 B. Elections on the question of making a levy or levies for  
2 schools under Section 9, Section 9B or Section 10 of Article X of  
3 the Oklahoma Constitution shall be held on the second Tuesday in  
4 February of each year, except in any year when a Presidential  
5 Preferential Primary is held in February, then the election shall be  
6 held on the same day as the Presidential Preferential Primary.

7 C. The board of education of every school district or  
8 technology center school district may call a special election for  
9 the purpose of voting on any matter or question authorized by law.

10 SECTION 2. AMENDATORY 26 O.S. 2011, Section 1-101, is  
11 amended to read as follows:

12 Section 1-101. On the first Tuesday succeeding the first Monday  
13 of November, 1976, and every four (4) years thereafter, a General  
14 Election shall be held, at which time electors for President and  
15 Vice President shall be elected. On said date, and every two (2)  
16 years thereafter, United States Senators and United States  
17 Representatives, whose terms expire before the next succeeding  
18 General Election, and state, district and county officers, whose  
19 terms expire before the next succeeding General Election, shall be  
20 elected. No county, municipality or school district, except for  
21 school board member elections as provided in Section 13A-103 of this  
22 title, shall schedule an election on any date during the twenty (20)  
23 days immediately preceding the date of any such General Election.

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

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