

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

SENATE BILL 375

By: Howard

AS INTRODUCED

An Act relating to elections; amending 26 O.S. 2021, Sections 1-102 and 5-110, which relate to primary elections and filing period; modifying date for primary elections; modifying filing period for declarations of candidacy; updating statutory language; and declaring an emergency.

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

SECTION 1. AMENDATORY 26 O.S. 2021, Section 1-102, is amended to read as follows:

Section 1-102. A Primary Election shall be held on the ~~last~~ third Tuesday in June of each even-numbered year, at which time each political party recognized by the laws of ~~Oklahoma~~ this state 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 name printed upon the General Election ballots. No

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

4 SECTION 2. AMENDATORY 26 O.S. 2021, Section 5-110, is  
5 amended to read as follows:

6 Section 5-110. Declarations of Candidacy provided herein must  
7 be filed with the secretary of the appropriate election board no  
8 earlier than 8:00 a.m. on the second ~~Wednesday~~ Monday of April of  
9 any even-numbered year and no later than 5:00 p.m. on the next  
10 succeeding ~~Friday~~ Wednesday. Such Declarations of Candidacy may be  
11 transmitted by United States mail, but in no event shall the  
12 secretary of any election board accept such Declarations after the  
13 time prescribed by law.

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

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