

An Act

ENROLLED SENATE
BILL NO. 890

By: Daniels and Kirt of the
Senate

and

Osburn and Deck of the
House

An Act relating to campaign finance and financial disclosures; amending 11 O.S. 2021, Sections 56-101, 56-102, 56-104, 56-105, 56-106, 56-107, 56-108, 56-109, and 56-110, which relate to the Municipal Campaign Finance and Financial Disclosure Act; modifying definition; transferring certain duties from municipal clerk to the Ethics Commission; modifying certain posting requirements; amending 19 O.S. 2021, Sections 138.11, 138.12, 138.13, 138.14, 138.15, 138.16, 138.17, 138.18, and 138.19, which relate to the County Campaign Finance and Financial Disclosure Act; modifying definition; removing certain requirement for notarization; removing certain processing fee; transferring certain duties from county election board to the Ethics Commission; modifying certain posting requirements; amending 70 O.S. 2021, Sections 2-110, 2-111, 2-113, 2-114, 2-115, 2-116, 2-117, 2-118, and 2-119, which relate to the Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act; transferring certain duties from school district clerk to the Ethics Commission; modifying certain posting requirements; updating statutory references; updating statutory language; and providing an effective date.

SUBJECT: Campaign finance and financial disclosures

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

SECTION 1. AMENDATORY 11 O.S. 2021, Section 56-101, is amended to read as follows:

Section 56-101. Sections ~~44~~ 56-101 through ~~20~~ 56-110 of this ~~act~~ title shall be the provisions of the Local Government Campaign Finance and Financial Disclosure Act applicable to municipalities and shall be known as the "Municipal Campaign Finance and Financial Disclosure Act".

SECTION 2. AMENDATORY 11 O.S. 2021, Section 56-102, is amended to read as follows:

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

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

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

2. "Municipal office" means any elective municipal office established under state or municipal law; and

3. "Municipal political committee" means any committee composed of one or more persons whose purpose includes the election or defeat of one or more candidates for municipal office but which is not required to register with ~~the Ethics Commission or~~ the Federal Election Commission.

SECTION 3. AMENDATORY 11 O.S. 2021, Section 56-104, is amended to read as follows:

Section 56-104. Each campaign committee shall file a statement of organization with the ~~municipal clerk~~ Ethics Commission subject to the same requirements as set forth for candidate committees for state office required to file statements of organization ~~with the Ethics Commission~~ under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including, but not limited to, time for filing and contents.

SECTION 4. AMENDATORY 11 O.S. 2021, Section 56-105, is amended to read as follows:

Section 56-105. Every municipal political committee shall file a statement of organization with the ~~municipal clerk~~ Ethics Commission subject to the same requirements as set forth for political committees required to file statements of organization ~~with the Ethics Commission~~ under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including, but not limited to, time for filing and contents.

SECTION 5. AMENDATORY 11 O.S. 2021, Section 56-106, is amended to read as follows:

Section 56-106. Every campaign committee and every municipal political committee shall file a report of contributions and expenditures with the ~~municipal clerk~~ Ethics Commission subject to the same requirements as set forth for candidate committees and political action committees, respectively, required to file reports of contributions and expenditures ~~with the Ethics Commission~~ under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including, but not limited to, time for filing and contents.

SECTION 6. AMENDATORY 11 O.S. 2021, Section 56-107, is amended to read as follows:

Section 56-107. Statements of organization and reports of contributions and expenditures required to be filed with the ~~municipal clerk~~ Ethics Commission under the Municipal Campaign

Finance and Financial Disclosure Act shall be public records. The ~~municipal clerk~~ Ethics Commission shall maintain statements of organization and reports of contributions and expenditures for four (4) years after the date on which they are filed, ~~if not posted on the municipality's website as provided herein,~~ at which time the documents may be destroyed or retained subject to the discretion of the ~~municipal clerk~~ Ethics Commission. ~~If the municipality in which the statements of organization and reports of contributions and expenditures are filed maintains an Internet website, the municipal clerk~~ The Ethics Commission may post ~~on the website~~ copies of statements of organization and reports of contributions and expenditures.

SECTION 7. AMENDATORY 11 O.S. 2021, Section 56-108, is amended to read as follows:

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

SECTION 8. AMENDATORY 11 O.S. 2021, Section 56-109, is amended to read as follows:

Section 56-109. Statements of financial interests required to be filed with the ~~municipal clerk~~ Ethics Commission under the Municipal Campaign Finance and Financial Disclosure Act shall be public records. The ~~municipal clerk~~ Ethics Commission shall maintain statements of financial interests for four (4) years after the date on which they are filed, ~~if not posted on the municipality's website as provided herein,~~ at which time the documents may be destroyed or retained subject to the discretion of the ~~municipal clerk~~ Ethics Commission. ~~If the municipality in which the statements of financial interests are filed maintains an Internet website, the municipal clerk~~ The Ethics Commission may post ~~on the website~~ copies of statements of financial interests.

SECTION 9. AMENDATORY 11 O.S. 2021, Section 56-110, is amended to read as follows:

Section 56-110. The Municipal Campaign Finance and Financial Disclosure Act shall be enforced by the Ethics Commission in the same manner as Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution are enforced, including, but not limited to, acceptance of complaints, civil prosecutions, settlement agreements, and any other compliance practices or requirements. Complaints ~~may be received by the Ethics Commission alleging filing of statements or reports required to be filed under the Municipal Campaign Finance and Financial Disclosure Act later than the prescribed time for filing.~~ Such complaints shall be in the same form as other complaints made according to the Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution. Upon receipt of ~~such~~ complaints of late filing, the Ethics Commission shall investigate whether the allegation or allegations are true and, if so, shall assess a late filing penalty of One Hundred Dollars (\$100.00) per day, not to exceed a maximum of One Thousand Dollars (\$1,000.00) for the filing of any statement or report. If the Ethics Commission determines the allegation or allegations are not true, it shall take no further action. Persons assessed a late filing fee may protest the assessment subject to provisions of the Administrative Procedures Act.

SECTION 10. AMENDATORY 19 O.S. 2021, Section 138.11, is amended to read as follows:

Section 138.11. Sections ~~2~~ 138.11 through ~~10~~ 138.19 of this ~~act~~ title shall be the provisions of the Local Government Campaign Finance and Financial Disclosure Act applicable to counties and shall be known as the "County Campaign Finance and Financial Disclosure Act".

SECTION 11. AMENDATORY 19 O.S. 2021, Section 138.12, is amended to read as follows:

Section 138.12. A. Definitions of terms used in the County Campaign Finance and Financial Disclosure Act shall be the same as those terms are defined in Rules of the Ethics Commission

promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, unless otherwise provided herein.

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

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

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

3. "County political committee" means any committee composed of one or more persons whose purpose includes the election or defeat of one or more candidates for county office but which is not required to register with ~~the Ethics Commission or~~ the Federal Election Commission.

SECTION 12. AMENDATORY 19 O.S. 2021, Section 138.13, is amended to read as follows:

Section 138.13. Each campaign committee shall file a ~~notarized~~ statement of organization with the ~~county election board~~ Ethics Commission subject to the same requirements as set forth for candidate committees for state office to file statements of organization ~~with the Ethics Commission~~ under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including, but not limited to, time for filing and contents, except as otherwise provided in the County Campaign Finance and Financial Disclosure Act. ~~The statement of organization shall be accompanied by a check drawn upon the campaign committee's account in the amount of Fifty Dollars (\$50.00) as a nonrefundable processing fee to be deposited in the County Election Board Special Depository Account. Expenditures from such fees may be made by the secretary of the county election board for any lawful purpose.~~

SECTION 13. AMENDATORY 19 O.S. 2021, Section 138.14, is amended to read as follows:

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

SECTION 14. AMENDATORY 19 O.S. 2021, Section 138.15, is amended to read as follows:

Section 138.15. Every campaign committee and every county political committee shall file reports of contributions and expenditures with the ~~county election board~~ Ethics Commission subject to the same requirements as set forth for reports of contributions and expenditures filed ~~with the Ethics Commission~~ under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including, but not limited to, time for filing and contents.

SECTION 15. AMENDATORY 19 O.S. 2021, Section 138.16, is amended to read as follows:

Section 138.16. Statements of organization and reports of contributions and expenditures required under the County Campaign Finance and Financial Disclosure Act shall be public records. The ~~county election board~~ Ethics Commission shall maintain statements of organization and reports of contributions and expenditures for four (4) years after the date on which they are filed or prepared, ~~if not posted on the county's website as provided herein,~~ at which time the documents may be destroyed or retained at the discretion of the ~~county election board~~ Ethics Commission. ~~If the county in which the statements of organization are filed maintains an Internet website,~~ The Ethics Commission may post on the website copies of statements of organization and reports of contributions and expenditures.

SECTION 16. AMENDATORY 19 O.S. 2021, Section 138.17, is amended to read as follows:

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

SECTION 17. AMENDATORY 19 O.S. 2021, Section 138.18, is amended to read as follows:

Section 138.18. Statements of financial interests required under the County Campaign Finance and Financial Disclosure Act shall be public records. The ~~county election board~~ Ethics Commission shall maintain statements of financial interests for four (4) years after the date on which they are filed, at which time the documents may be destroyed or retained at the discretion of the ~~county election board~~ Ethics Commission. The Ethics Commission may post copies of statements of organization and reports of contributions and expenditures.

SECTION 18. AMENDATORY 19 O.S. 2021, Section 138.19, is amended to read as follows:

Section 138.19. The County Campaign Finance and Financial Disclosure Act shall be enforced by the Ethics Commission in the same manner as Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution are enforced, including, but not limited to, acceptance of complaints, civil prosecutions, settlement agreements, and any other compliance practices or requirements. ~~Complaints may be received by the Ethics Commission alleging filing of statements required to be filed under the County Campaign Finance and Financial Disclosure Act later than the prescribed time for filing or failure to produce reports required to be available for public inspection and copying. Such~~ complaints shall be in the same form as other complaints made according to the Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution. Upon receipt of ~~such~~ complaints, the Ethics Commission shall investigate

whether the allegation or allegations are true and, if so, shall assess a late reporting penalty ~~of~~ up to One Hundred Dollars (\$100.00) per day, not to exceed a maximum of One Thousand Dollars (\$1,000.00) for the filing of any statement or report. If the Ethics Commission determines the allegation or allegations are not true, it shall take no further action. Persons assessed a late reporting penalty may protest the assessment subject to provisions of the Administrative Procedures Act.

SECTION 19. AMENDATORY 70 O.S. 2021, Section 2-110, is amended to read as follows:

Section 2-110. Sections ~~21~~ 2-110 through ~~30~~ 2-119 of this ~~act~~ title shall be the provisions of the Local Government Campaign Finance and Financial Disclosure Act applicable to technology center districts and independent school districts and shall be known as the "Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act".

SECTION 20. AMENDATORY 70 O.S. 2021, Section 2-111, is amended to read as follows:

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

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

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

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

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

4. "School district political committee" means any committee composed of one or more persons whose purpose includes the election or defeat of one or more candidates for school district office but which is not required to register with ~~the Ethics Commission or the~~ Federal Election Commission.

SECTION 21. AMENDATORY 70 O.S. 2021, Section 2-113, is amended to read as follows:

Section 2-113. Each campaign committee shall file a statement of organization with the ~~school district clerk~~ Ethics Commission subject to the same requirements as set forth for candidate committees for state office required to file statements of organization ~~with the Ethics Commission~~ under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, ~~including,~~ but not limited to, ~~time for~~ filing and contents.

SECTION 22. AMENDATORY 70 O.S. 2021, Section 2-114, is amended to read as follows:

Section 2-114. Every school district political committee shall file a statement of organization with the ~~school district clerk~~ Ethics Commission subject to the same requirements as set forth for political committees required to file statements of organization ~~with the Ethics Commission~~ under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, ~~including,~~ but not limited to, ~~time for~~ filing and contents.

SECTION 23. AMENDATORY 70 O.S. 2021, Section 2-115, is amended to read as follows:

Section 2-115. Every campaign committee and every school district political committee shall file a report of contributions and expenditures with the ~~school district clerk~~ Ethics Commission subject to the same requirements as set forth for candidate

committees and political action committees, respectively, required to file reports of contributions and expenditures ~~with the Ethics Commission~~ under Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution, including, but not limited to, time for filing and contents.

SECTION 24. AMENDATORY 70 O.S. 2021, Section 2-116, is amended to read as follows:

Section 2-116. Statements of organization and reports of contributions and expenditures required to be filed with the ~~school district clerk~~ Ethics Commission under the Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act shall be public records. The ~~school district clerk~~ Ethics Commission shall maintain statements of organization and reports of contributions and expenditures for four (4) years after the date on which they are filed, ~~if not posted on the school district's website as provided herein,~~ at which time the documents may be destroyed or retained subject to the discretion of the ~~school district clerk~~ Ethics Commission. ~~If the school district in which the statements of organization and reports of contributions and expenditures are filed maintains an Internet website, the school district clerk~~ The Ethics Commission may post ~~on the website~~ copies of statements of organization and reports of contributions and expenditures.

SECTION 25. AMENDATORY 70 O.S. 2021, Section 2-117, is amended to read as follows:

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

SECTION 26. AMENDATORY 70 O.S. 2021, Section 2-118, is amended to read as follows:

Section 2-118. Statements of financial interests required to be filed with the ~~school district clerk~~ Ethics Commission under the Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act shall be public records. The ~~school district clerk~~ Ethics Commission shall maintain statements of financial interests for four (4) years after the date on which they are filed, ~~if not posted on the school district's website as provided herein,~~ at which time the documents may be destroyed or retained subject to the discretion of the ~~school district clerk~~ Ethics Commission. ~~If the school district in which the statements of financial interests are filed maintains an Internet website, the school district clerk~~ The Ethics Commission may post ~~on the website~~ copies of statements of financial interests.

SECTION 27. AMENDATORY 70 O.S. 2021, Section 2-119, is amended to read as follows:

Section 2-119. The Technology Center District and Independent School District Campaign Finance and Financial Disclosure Act shall be enforced by the Ethics Commission in the same manner as Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution are enforced, including, but not limited to, acceptance of complaints, civil prosecutions, settlement agreements, and any other compliance practices or requirements. ~~Complaints may be received by the Ethics Commission alleging filing of statements or reports required to be filed under the Technology Center District and Independent School District Campaign Finance and Disclosure Act later than the prescribed time for filing. Such~~ complaints shall be in the same form as other complaints made according to the Rules of the Ethics Commission promulgated pursuant to Section 3 of Article XXIX of the Oklahoma Constitution. Upon receipt of ~~such~~ complaints of late filing, the Ethics Commission shall investigate whether the allegation or allegations are true and, if so, shall assess a late filing penalty of One Hundred Dollars (\$100.00) per day, not to exceed a maximum of One Thousand Dollars (\$1,000.00) for the filing of any statement or report. If the Ethics Commission determines the allegation or allegations are not true, it shall take no further action. Persons assessed a late filing fee may protest the assessment subject to provisions of the Administrative Procedures Act.

SECTION 28. This act shall become effective November 1, 2025.

Passed the Senate the 12th day of March, 2025.

Presiding Officer of the Senate

Passed the House of Representatives the 30th day of April, 2025.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____