

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 HOUSE BILL 1804

By: Roberts (Sean)

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6 AS INTRODUCED

7 An Act relating to officers; amending 51 O.S. 2011,
8 Section 10, which relates to vacancies in office;
clarifying language; and providing an effective date.

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

12 SECTION 1. AMENDATORY 51 O.S. 2011, Section 10, is
13 amended to read as follows:

14 Section 10. A. All vacancies in state offices, except in
15 offices of the members of the Legislature, members of the House of
16 Representatives from Oklahoma in the Congress of the United States
17 of America and members of the Senate of the United States of
18 America, shall be filled by appointment by the Governor of this
19 state. When a vacancy occurs in the office of district judge,
20 associate district judge, or judge of any intermediate appellate
21 court, the Governor shall, in filling such vacancy, utilize the
22 services of the Judicial Nominating Commission in the manner as
23 provided for in the filling of judicial offices under Section 4,
24 Article 7B of the Oklahoma Constitution.

1 B. All vacancies in county offices except the board of county
2 commissioners or except for any elective county office of any county
3 in the State of Oklahoma having a population of more than six
4 hundred thousand (600,000), according to the latest Federal
5 Decennial Census shall be filled by appointment by the board of
6 county commissioners. If such an appointment is made prior to the
7 prescribed filing period for county officers in accordance with the
8 provisions of Section 131 of Title 19 of the Oklahoma Statutes, the
9 county commissioners shall, at the time said appointment is made,
10 proclaim a special election to fill the balance of the unexpired
11 term, providing the balance of the term does not expire in the year
12 following the next succeeding general election. In making the
13 proclamation, the county commissioners shall establish the dates for
14 the filing period, primary election, runoff primary election and
15 general election to be the same as the next succeeding filing
16 period, primary election, runoff primary election and general
17 election for county officers. The appointee shall be eligible to
18 become a candidate at said special election, providing said
19 appointee is otherwise qualified. The office to be filled shall be
20 printed on the same ballot as other county offices.

21 SECTION 2. This act shall become effective November 1, 2017.

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23 56-1-6628 SD 01/12/17

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