

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 HOUSE BILL 3059

By: Fugate

4  
5  
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2021,  
8 Section 6-102, which relates to unopposed candidates;  
9 providing for retention ballots for certain  
10 legislative candidates; providing for special  
11 election; and providing an effective date.

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

13 SECTION 1. AMENDATORY 26 O.S. 2021, Section 6-102, is  
14 amended to read as follows:

15 Section 6-102. A. Any candidate who is unopposed in any  
16 election shall be deemed to have been nominated or elected, as the  
17 case may be, and his name will not appear on the ballot at any  
18 election in which he is so unopposed.

19 B. If an incumbent candidate for legislative office remains  
20 unopposed at the succeeding General Election, the candidate's name  
21 shall be placed on a retention ballot. Ballots for retention of  
22 legislators shall be printed in the same manner as other ballots for  
23 the General Election, except as hereinafter provided. Near the top  
24 of the ballot shall be printed the following words: "NOTICE TO

1 VOTER: Vote separately on each legislator; they are not running  
2 against each other." Below said words shall appear the legislative  
3 district number, as reflected by the numbers of the districts from  
4 which said legislators were elected, and this question: "Shall  
5 (Here insert name of legislator) be retained in Office?" Said  
6 question shall be followed by the words "YES" and "NO", one above  
7 the other. If the candidate receives a fifty-one percent (51%)  
8 majority of votes in the affirmative, he or she shall retain the  
9 legislative office. If the candidate fails to receive a fifty-one  
10 percent (51%) majority of votes in the affirmative, a Special  
11 Election shall be called pursuant to Section 12-106 of this title to  
12 fill the vacancy. The incumbent candidate shall continue to serve  
13 until a successor has been elected.

14 SECTION 2. This act shall become effective January 1, 2024.

15

16 58-2-8522 LRB 12/27/21

17

18

19

20

21

22

23

24