

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 30

By: Dahm

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5  
6 AS INTRODUCED

7 An Act relating to presidential electors; amending 26  
8 O.S. 2011, Section 10-101, as last amended by Section  
9 1, Chapter 76, O.S.L. 2020 (26 O.S. Supp. 2020,  
10 Section 10-101), which relates to nomination of  
11 presidential electors; modifying eligibility  
12 requirements for certain nominees; and declaring an  
13 emergency.

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

15 SECTION 1. AMENDATORY 26 O.S. 2011, Section 10-101, as  
16 last amended by Section 1, Chapter 76, O.S.L. 2020 (26 O.S. Supp.  
17 2020, Section 10-101), is amended to read as follows:

18 Section 10-101. A. The nominees for Presidential Electors of  
19 any recognized political party shall be selected at a convention of  
20 the party in a manner to be determined by the party.

21 B. The nominees for Presidential Electors shall be certified by  
22 the chair of the party to the Secretary of the State Election Board  
23 no later than July 15 of a presidential election year.

24 C. Failure of a political party to properly certify the names  
of its nominees for Presidential Electors within the time specified

1 shall bar such party from placing any candidates for Presidential  
2 Electors on the ballot at the General Election.

3 D. 1. A recognized political party shall certify its nominees  
4 for President of the United States and Vice President of the United  
5 States to the Secretary of the State Election Board no later than  
6 seventy-five (75) days prior to the date of the General Election to  
7 ensure the State Election Board and the county election boards have  
8 sufficient time to meet the deadline for sending absentee ballots to  
9 uniformed services voters pursuant to federal and state law. A  
10 recognized political party shall not nominate any person for  
11 President of the United States or Vice President of the United  
12 States who is not a natural born citizen as required by Section 1 of  
13 Article 2 of the Constitution of the United States. For purposes of  
14 this title, a person born within the lands, property and territories  
15 subject to the jurisdiction of the United States whose parents were  
16 not citizens of the United States at the time of birth of such  
17 person shall not be considered a natural born citizen and shall be  
18 ineligible to be the nominee of a recognized political party for  
19 President of the United States or Vice President of the United  
20 States.

21 2. If the nominating convention of a recognized political party  
22 is scheduled to conclude after the deadline provided in paragraph 1  
23 of this subsection, the Secretary may accept a provisional  
24 certification of the party's nominees for President and Vice

1 President of the United States. A provisional certification must be  
2 received by the Secretary prior to the deadline, and the party shall  
3 provide the official certification of nominees to the Secretary upon  
4 the adjournment of the convention.

5 SECTION 2. It being immediately necessary for the preservation  
6 of the public peace, health or safety, an emergency is hereby  
7 declared to exist, by reason whereof this act shall take effect and  
8 be in full force from and after its passage and approval.

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