

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 323 By: Paxton of the Senate  
3 and  
4 Wallace of the House  
5  
6

7 An Act relating to elections; amending 26 O.S. 2011,  
8 Sections 5-112 and 20-102, which relate to petitions  
9 and filing fees; modifying requirements for petition  
10 accompanying declaration of candidacy; modifying  
11 amount of fees to file as candidate for certain  
12 offices; providing procedure for adjustment of fees;  
13 and providing an effective date.

14 AMENDMENT NO. 1. Replace the title, enacting clause and entire bill  
15 and insert

16 "An Act relating to elections; amending 26 O.S. 2011,  
17 Sections 5-112 and 20-102, which relate to petitions  
18 and filing fees; modifying requirements for petition  
19 accompanying declaration of candidacy; modifying  
20 amount of fees to file as candidate for certain  
21 offices; providing procedure for adjustment of fees;  
22 and providing an effective date.

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

24 SECTION 1. AMENDATORY 26 O.S. 2011, Section 5-112, is  
amended to read as follows:

1 Section 5-112. A. A declaration of candidacy must be  
2 accompanied by a:

3 1. A petition supporting a candidate's filing signed by four  
4 ~~percent (4%) of the registered voters eligible to vote for a~~  
5 ~~candidate in the first election wherein the candidate's name could~~  
6 ~~appear on the ballot, as reflected by the latest January 15~~  
7 ~~registration report~~ not fewer than two percent (2%) of the number of  
8 registered voters in the district, county or state, as appropriate  
9 for the office sought; or by a

10 2. A cashier's check or certified check in the amount of Two  
11 ~~Hundred Dollars (\$200.00) for candidates filing with the Secretary~~  
12 ~~of the State Election Board or the secretary of a county election~~  
13 ~~board; provided, however, such cashier's check or certified check~~  
14 ~~shall be in the amount of One Thousand Five Hundred Dollars~~  
15 ~~(\$1,500.00) for candidates for Governor, One Thousand Dollars~~  
16 ~~(\$1,000.00) for candidates for United States Senator and Seven~~  
17 ~~Hundred Fifty Dollars (\$750.00) for candidates for the United States~~  
18 ~~Congress, and Five Hundred Dollars (\$500.00) for candidates for~~  
19 ~~Lieutenant Governor, Corporation Commission, Attorney General, State~~  
20 ~~Auditor and Inspector, State Superintendent of Public Instruction,~~  
21 ~~State Treasurer, Commissioner of Insurance and Commissioner of Labor~~  
22 as follows:

23 a. for candidates for Governor, Two Thousand Dollars  
24 (\$2,000.00),

- 1        b. for candidates for United States Senator, Two Thousand  
2        Dollars (\$2,000.00),
- 3        c. for candidates for United States Congress, One  
4        Thousand Dollars (\$1,000.00),
- 5        d. for candidates for Lieutenant Governor, Corporation  
6        Commission, Attorney General, State Auditor and  
7        Inspector, State Superintendent of Public Instruction,  
8        State Treasurer, Commissioner of Insurance and  
9        Commissioner of Labor, One Thousand Dollars  
10       (\$1,000.00),
- 11       e. for candidates for the State House of Representatives,  
12       Five Hundred Dollars (\$500.00),
- 13       f. for candidates for the State Senate, Seven Hundred  
14       Fifty Dollars (\$750.00),
- 15       g. for candidates for District Judge or Associate  
16       District Judge, Five Hundred Dollars (\$500.00),
- 17       h. for candidates for District Attorney, Five Hundred  
18       Dollars (\$500.00), and
- 19       i. for candidates for county office, Three Hundred  
20       Dollars (\$300.00).

21        B. A filing fee received by the Secretary of the State Election  
22 Board shall be deposited in the State Election Board Revolving Fund  
23 created pursuant to Section 3-107 of this title. A filing fee  
24 received by a secretary of a county election board shall be

1 deposited in the County Election Board Special Depository Account  
2 authorized by Section 3-108 of this title.

3 SECTION 2. AMENDATORY 26 O.S. 2011, Section 20-102, is  
4 amended to read as follows:

5 Section 20-102. A. Candidates for the nomination for President  
6 of the United States shall file with the Secretary of the State  
7 Election Board. Such candidates shall be members of political  
8 parties recognized under the laws of the State of Oklahoma and shall  
9 have filed a statement of candidacy with the Federal Election  
10 Commission and shall have raised and expended not less than Five  
11 Thousand Dollars (\$5,000.00) for ~~said~~ the office. The candidates  
12 shall be required to swear an oath or affirm that they meet the  
13 aforementioned qualifications, and their signatures shall be  
14 witnessed by a notary public. Such filing beginning at 8:00 a.m. on  
15 the first Monday in December and ending at 5:00 p.m. on the next  
16 succeeding Wednesday, or at a time prescribed by the State Election  
17 Board for a Presidential Preferential Primary to be held on a date  
18 other than the first Tuesday in March. A statement of candidacy  
19 must be accompanied by a petition supporting a candidate's filing  
20 signed by one percent (1%) of the registered voters in each  
21 congressional district eligible to vote for a candidate or one  
22 thousand (1,000) registered voters in each congressional district  
23 eligible to vote for a candidate, whichever is less, as reflected by  
24 the latest January 15 registration report; or by a cashier's check

1 or certified check in the amount of ~~Two Thousand Five Hundred~~  
2 ~~Dollars (\$2,500.00)~~ Five Thousand Dollars (\$5,000.00). The State  
3 Election Board shall cause the names of all candidates who have  
4 filed within the proper time to be printed on the official ballots.  
5 The ballots shall be prepared as provided for by law. Voters shall  
6 be restricted to one vote for the candidate of his or her choice of  
7 the political party in which the voter is registered.

8 B. Each page of a petition supporting a candidate's filing  
9 shall identify the county and the congressional district, and shall  
10 contain the names of registered voters in only one congressional  
11 district and in only one county.

12 C. Each page of a petition supporting a candidate's filing  
13 shall be verified. Verification shall be made in substantial  
14 compliance with the provisions of Section 6 of Title 34 of the  
15 Oklahoma Statutes.

16 SECTION 3. This act shall become effective November 1, 2017."  
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1 Passed the House of Representatives the 26th day of April, 2017.

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4 Presiding Officer of the House of  
5 Representatives

6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2017.

7  
8  
9 Presiding Officer of the Senate

1 ENGROSSED SENATE  
2 BILL NO. 323

By: Paxton of the Senate

3 and

4 Wallace of the House

5  
6 An Act relating to elections; amending 26 O.S. 2011,  
7 Sections 5-112 and 20-102, which relate to petitions  
8 and filing fees; modifying requirements for petition  
9 accompanying declaration of candidacy; modifying  
amount of fees to file as candidate for certain  
offices; providing procedure for adjustment of fees;  
and providing an effective date.

10  
11 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

12 SECTION 4. AMENDATORY 26 O.S. 2011, Section 5-112, is  
13 amended to read as follows:

14 Section 5-112. A. A declaration of candidacy must be  
15 accompanied by ~~a~~:

16 1. A petition supporting a candidate's filing signed by ~~four~~  
17 ~~percent (4%) of the registered voters eligible to vote for a~~  
18 ~~candidate in the first election wherein the candidate's name could~~  
19 ~~appear on the ballot, as reflected by the latest January 15~~  
20 ~~registration report~~ not fewer than two percent (2%) of the number of  
21 registered voters in the district, county or state, as appropriate  
22 for the office sought; or by a

23 2. A cashier's check or certified check in the amount of Two  
24 ~~Hundred Dollars (\$200.00) for candidates filing with the Secretary~~

1 ~~of the State Election Board or the secretary of a county election~~  
2 ~~board; provided, however, such cashier's check or certified check~~  
3 ~~shall be in the amount of One Thousand Five Hundred Dollars~~  
4 ~~(\$1,500.00) for candidates for Governor, One Thousand Dollars~~  
5 ~~(\$1,000.00) for candidates for United States Senator and Seven~~  
6 ~~Hundred Fifty Dollars (\$750.00) for candidates for the United States~~  
7 ~~Congress, and Five Hundred Dollars (\$500.00) for candidates for~~  
8 ~~Lieutenant Governor, Corporation Commission, Attorney General, State~~  
9 ~~Auditor and Inspector, State Superintendent of Public Instruction,~~  
10 ~~State Treasurer, Commissioner of Insurance and Commissioner of Labor~~  
11 as follows:

- 12 a. for candidates for Governor, Two Thousand Dollars  
13 (\$2,000.00),
- 14 b. for candidates for United States Senator, Two Thousand  
15 Dollars (\$2,000.00),
- 16 c. for candidates for United States Congress, One  
17 Thousand Dollars (\$1,000.00),
- 18 d. for candidates for Lieutenant Governor, Corporation  
19 Commission, Attorney General, State Auditor and  
20 Inspector, State Superintendent of Public Instruction,  
21 State Treasurer, Commissioner of Insurance and  
22 Commissioner of Labor, One Thousand Dollars  
23 (\$1,000.00),

24



- 1           e. for candidates for the State Senate or State House of  
2           Representatives, Five Hundred Dollars (\$500.00),  
3           f. for candidates for District Judge or Associate  
4           District Judge, Five Hundred Dollars (\$500.00),  
5           g. for candidates for District Attorney, Five Hundred  
6           Dollars (\$500.00), and  
7           h. for candidates for county office, Three Hundred  
8           Dollars (\$300.00).

9           B. A filing fee received by the Secretary of the State Election  
10 Board shall be deposited in the State Election Board Revolving Fund  
11 created pursuant to Section 3-107 of this title. A filing fee  
12 received by a secretary of a county election board shall be  
13 deposited in the County Election Board Special Depository Account  
14 authorized by Section 3-108 of this title.

15           SECTION 5.           AMENDATORY           26 O.S. 2011, Section 20-102, is  
16 amended to read as follows:

17           Section 20-102. A. Candidates for the nomination for President  
18 of the United States shall file with the Secretary of the State  
19 Election Board. Such candidates shall be members of political  
20 parties recognized under the laws of the State of Oklahoma and shall  
21 have filed a statement of candidacy with the Federal Election  
22 Commission and shall have raised and expended not less than Five  
23 Thousand Dollars (\$5,000.00) for ~~said~~ the office. The candidates  
24 shall be required to swear an oath or affirm that they meet the

1 | aforementioned qualifications, and their signatures shall be  
2 | witnessed by a notary public. Such filing beginning at 8:00 a.m. on  
3 | the first Monday in December and ending at 5:00 p.m. on the next  
4 | succeeding Wednesday, or at a time prescribed by the State Election  
5 | Board for a Presidential Preferential Primary to be held on a date  
6 | other than the first Tuesday in March. A statement of candidacy  
7 | must be accompanied by a petition supporting a candidate's filing  
8 | signed by one percent (1%) of the registered voters in each  
9 | congressional district eligible to vote for a candidate or one  
10 | thousand (1,000) registered voters in each congressional district  
11 | eligible to vote for a candidate, whichever is less, as reflected by  
12 | the latest January 15 registration report; or by a cashier's check  
13 | or certified check in the amount of ~~Two Thousand Five Hundred~~  
14 | ~~Dollars (\$2,500.00)~~ Five Thousand Dollars (\$5,000.00). The State  
15 | Election Board shall cause the names of all candidates who have  
16 | filed within the proper time to be printed on the official ballots.  
17 | The ballots shall be prepared as provided for by law. Voters shall  
18 | be restricted to one vote for the candidate of his or her choice of  
19 | the political party in which the voter is registered.

20 |       B. Each page of a petition supporting a candidate's filing  
21 | shall identify the county and the congressional district, and shall  
22 | contain the names of registered voters in only one congressional  
23 | district and in only one county.

24 |

1 C. Each page of a petition supporting a candidate's filing  
2 shall be verified. Verification shall be made in substantial  
3 compliance with the provisions of Section 6 of Title 34 of the  
4 Oklahoma Statutes.

5 SECTION 6. This act shall become effective November 1, 2017.

6 Passed the Senate the 21st day of March, 2017.

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\_\_\_\_\_  
Presiding Officer of the Senate

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10 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
11 2017.

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Presiding Officer of the House  
of Representatives

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