

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 323

By: Paxton of the Senate

and

Wallace of the House

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10 COMMITTEE SUBSTITUTE

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

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

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

21 Section 5-112. A. A declaration of candidacy must be
22 accompanied by a:

23 1. A petition supporting a candidate's filing signed by ~~four~~
24 ~~percent (4%) of the registered voters eligible to vote for a~~
~~candidate in the first election wherein the candidate's name could~~

1 ~~appear on the ballot, as reflected by the latest January 15~~
2 ~~registration report not fewer than two percent (2%) of the number of~~
3 ~~registered voters in the district, county or state, as appropriate~~
4 ~~for the office sought; or by a~~

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

- 18 a. for candidates for Governor, Two Thousand Dollars
19 (\$2,000.00),
- 20 b. for candidates for United States Senator, Two Thousand
21 Dollars (\$2,000.00),
- 22 c. for candidates for United States Congress, One
23 Thousand Dollars (\$1,000.00),

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

17 B. A filing fee received by the Secretary of the State Election
18 Board shall be deposited in the State Election Board Revolving Fund
19 created pursuant to Section 3-107 of this title. A filing fee
20 received by a secretary of a county election board shall be
21 deposited in the County Election Board Special Depository Account
22 authorized by Section 3-108 of this title.

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

1 Section 20-102. A. Candidates for the nomination for President
2 of the United States shall file with the Secretary of the State
3 Election Board. Such candidates shall be members of political
4 parties recognized under the laws of the State of Oklahoma and shall
5 have filed a statement of candidacy with the Federal Election
6 Commission and shall have raised and expended not less than Five
7 Thousand Dollars (\$5,000.00) for ~~said~~ the office. The candidates
8 shall be required to swear an oath or affirm that they meet the
9 aforementioned qualifications, and their signatures shall be
10 witnessed by a notary public. Such filing beginning at 8:00 a.m. on
11 the first Monday in December and ending at 5:00 p.m. on the next
12 succeeding Wednesday, or at a time prescribed by the State Election
13 Board for a Presidential Preferential Primary to be held on a date
14 other than the first Tuesday in March. A statement of candidacy
15 must be accompanied by a petition supporting a candidate's filing
16 signed by one percent (1%) of the registered voters in each
17 congressional district eligible to vote for a candidate or one
18 thousand (1,000) registered voters in each congressional district
19 eligible to vote for a candidate, whichever is less, as reflected by
20 the latest January 15 registration report; or by a cashier's check
21 or certified check in the amount of ~~Two Thousand Five Hundred~~
22 ~~Dollars (\$2,500.00)~~ Five Thousand Dollars (\$5,000.00). The State
23 Election Board shall cause the names of all candidates who have
24 filed within the proper time to be printed on the official ballots.

1 The ballots shall be prepared as provided for by law. Voters shall
2 be restricted to one vote for the candidate of his or her choice of
3 the political party in which the voter is registered.

4 B. Each page of a petition supporting a candidate's filing
5 shall identify the county and the congressional district, and shall
6 contain the names of registered voters in only one congressional
7 district and in only one county.

8 C. Each page of a petition supporting a candidate's filing
9 shall be verified. Verification shall be made in substantial
10 compliance with the provisions of Section 6 of Title 34 of the
11 Oklahoma Statutes.

12 SECTION 3. This act shall become effective November 1, 2017.

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14 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
15 04/18/2017 - DO PASS, As Amended.

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