

1 STATE OF OKLAHOMA

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

3 SENATE BILL 351

By: Holt

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5
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2011,
8 Sections 10-101, 10-101.1 and 10-101.2, which relate
9 to nomination of presidential electors; modifying
10 procedures for candidates for presidential electors
11 to have names placed upon ballot; modifying signature
12 requirements and allowing option of filing fee;
13 updating language; and providing an effective date.

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

15 SECTION 1. AMENDATORY 26 O.S. 2011, Section 10-101, is
16 amended to read as follows:

17 Section 10-101. The nominees for Presidential Electors of any
18 recognized political party shall be selected at a statewide
19 convention of ~~said~~ the party in a manner to be determined by ~~said~~
20 the party. The nominees for Presidential Electors shall be
21 certified by ~~said~~ the party's ~~chairman~~ chair to the Secretary of the
22 State Election Board no fewer than ninety (90) days nor more than
23 one hundred eighty (180) days from the date of the General Election
24 at which candidates for Presidential Electors shall appear on the
ballot. Failure of a political party to properly certify the names

1 of its nominees for Presidential Electors within the time specified
2 shall bar such party from placing any candidates for Presidential
3 Electors on the ballot at ~~said~~ the election. Candidates for
4 Presidential Electors seeking to appear on the ballot as uncommitted
5 shall be entitled to have their names placed upon the ballot at a
6 General Election by observing the following procedure:

7 1. No later than July 15 of a presidential election year,
8 petitions seeking ballot access for ~~said~~ the uncommitted candidates
9 for Presidential Electors, in a form to be prescribed by the
10 Secretary of the State Election Board, shall be filed with ~~said~~ the
11 Secretary, bearing the signatures of registered voters equal to at
12 least ~~three percent (3%) of the total votes cast in the last General~~
13 ~~Election for President~~ five thousand (5,000) signatures, or a
14 cashier's check or certified check in the amount of Five Thousand
15 Dollars (\$5,000.00). Each page of ~~said~~ the petitions must contain
16 the name of registered voters from a single county.

17 2. Within thirty (30) days after receipt of ~~said~~ the petitions
18 or filing fee, the State Election Board shall determine the
19 sufficiency of ~~said~~ the petitions. If ~~said~~ the Board determines
20 there are a sufficient number of valid signatures of registered
21 voters, the nominees for Presidential Electors are entitled to
22 appear on the ballot at the next following General Election at which
23 candidates for Presidential Electors shall appear on the ballot.

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1 SECTION 2. AMENDATORY 26 O.S. 2011, Section 10-101.1, is
2 amended to read as follows:

3 Section 10-101.1. The names of a slate of candidates for the
4 office of Presidential Elector pledged to an Independent candidate
5 for President of the United States shall be printed on the ballot
6 only by observing the following procedure:

7 1. No later than July 15 of a presidential election year,
8 petitions signed by a number of registered voters supporting the
9 candidacy of ~~said~~ an Independent candidate for President of the
10 United States equal to at least ~~three percent (3%) of the total~~
11 ~~votes cast in the last General Election for President~~ five thousand
12 (5,000) signatures, or a cashier's check or certified check in the
13 amount of Five Thousand Dollars (\$5,000.00), shall be filed with the
14 Secretary of the State Election Board. The form of ~~said~~ the
15 petitions shall be prescribed by the Secretary. Each page of ~~said~~
16 the petitions must contain the names of registered voters from a
17 single county.

18 2. Within thirty (30) days after receipt of ~~said~~ the petitions
19 or filing fee, the State Election Board shall determine the
20 sufficiency of ~~said~~ the petitions.

21 3. If the petitions or filing fee are found to be sufficient,
22 the Independent candidate for President of the United States shall,
23 no later than September 1, certify to the Secretary of the State
24 Election Board the names of the nominees for Presidential Elector

1 pledged to ~~him~~ such candidate and the name of ~~his~~ the Vice
2 Presidential running mate. Each candidate for Presidential Elector
3 so nominated shall subscribe to an oath stating that, if elected, he
4 or she will cast ~~his~~ a ballot for the nominating candidate ~~who~~
5 ~~nominated him~~ and for ~~said~~ the candidate's Vice Presidential running
6 mate. ~~Said~~ The oath shall be filed with the Secretary of the State
7 Election Board no later than September 15.

8 SECTION 3. AMENDATORY 26 O.S. 2011, Section 10-101.2, is
9 amended to read as follows:

10 Section 10-101.2. The names of a slate of candidates for the
11 office of Presidential Elector pledged to the nominee of a political
12 party not recognized under the laws of the State of Oklahoma for
13 President of the United States shall be printed on the ballot only
14 by observing the following procedure:

15 1. No later than July 15 of a presidential election year,
16 petitions signed by a number of registered voters supporting the
17 candidacy of ~~said~~ the unrecognized political party's nominee for
18 President of the United States equal to at least ~~three percent (3%)~~
19 ~~of the total votes cast in the last General Election for President~~
20 five thousand (5,000) signatures, or a cashier's check or certified
21 check in the amount of Five Thousand Dollars (\$5,000.00), shall be
22 filed with the Secretary of the State Election Board. Notice of
23 intention to circulate petitions shall be filed with the Secretary
24 of the State Election Board before such petitions may be circulated.

1 The form of ~~said~~ the petitions shall be prescribed by the Secretary.
2 Each page of ~~said~~ the petitions must contain the names of registered
3 voters from a single county.

4 2. Within thirty (30) days after receipt of ~~said~~ the petitions
5 or filing fee, the State Election Board shall determine the
6 sufficiency of ~~said~~ the petitions.

7 3. If the petitions or filing fee are found to be sufficient,
8 the nominee for President of the United States shall, no later than
9 September 1, certify to the Secretary of the State Election Board
10 the names of the nominees for Presidential Elector pledged to ~~him~~
11 such candidates and the name of ~~his~~ the Vice Presidential running
12 mate. Each candidate for Presidential Elector so nominated shall
13 subscribe to an oath stating that, if elected, he or she will cast
14 ~~his~~ a ballot for the nominating candidate ~~who nominated him~~ and for
15 ~~said~~ the candidate's Vice Presidential running mate. ~~Said~~ The oath
16 shall be filed with the Secretary of the State Election Board no
17 later than September 15.

18 SECTION 4. This act shall become effective November 1, 2017.

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