

1 STATE OF OKLAHOMA

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

3 SENATE BILL 616

By: Dahm

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5
6 AS INTRODUCED

7 An Act relating to local bond elections; amending 11
8 O.S. 2011, Section 16-112, as amended by Section 4,
9 Chapter 380, O.S.L. 2015 (11 O.S. Supp. 2020, Section
10 16-112), which relates to municipal special
11 elections; modifying date when certain special
12 elections may be conducted; amending 70 O.S. 2011,
13 Section 15-102, which relates to education bond
14 elections; specifying date on which certain elections
15 may be conducted; updating statutory language;
16 providing an effective date; and declaring an
17 emergency.

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

19 SECTION 1. AMENDATORY 11 O.S. 2011, Section 16-112, as
20 amended by Section 4, Chapter 380, O.S.L. 2015 (11 O.S. Supp. 2020,
21 Section 16-112), is amended to read as follows:

22 Section 16-112. When the municipal governing body shall deem it
23 advisable, it may, by resolution or ordinance, authorize the mayor
24 to call a special election on a date established in Section 3-101 of
25 Title 26 of the Oklahoma Statutes for the purpose of submitting to
26 the registered voters of the municipality the ~~question of issuing~~

1 ~~municipal bonds, of~~ granting of any franchise, or for any other
2 purpose authorized by law.

3 Notwithstanding any other law, for purposes of submitting to the
4 registered voters of the municipality the question of issuing
5 municipal bonds or any tax, the governing body may, by resolution
6 ordinance, authorize the mayor to call a special election on a state
7 or federal election day in November in an odd or even-numbered year.

8 SECTION 2. AMENDATORY 70 O.S. 2011, Section 15-102, is
9 amended to read as follows:

10 Section 15-102. ~~The~~ Notwithstanding any other law, the board of
11 education shall call an election to be held on a state or federal
12 election day in November in an odd or even-numbered year, and to be
13 conducted by the county election board in all respects as other
14 elections, for the purpose of taking the sense of the district upon
15 the question of issuing such bonds, naming in the proclamation of
16 such election the amount of bonds to be voted on and the purpose for
17 which they are to be issued; and it shall cause to be published in a
18 newspaper of general circulation in ~~said~~ the district the time and
19 place of such election, such notices to be given at least ten (10)
20 days before such election. In all instances where proclamations for
21 elections for boards of education are required by statute of the
22 mayor of a city, and in all instances where elections for boards of
23 education are provided for by statute wherein the mayor and city
24 clerk are denominated, the president of the board of education shall

1 be substituted for the mayor and the clerk of the board of education
2 shall be substituted for the city clerk. Boards of education are
3 hereby declared to be free and independent of cities in all matters
4 relating to school elections legally called upon all school matters,
5 and presidents of boards of education shall have full power to issue
6 proclamations calling school elections; provided, that no election
7 shall be called on the same proposition within four (4) months after
8 such proposition has been defeated at an election by the school
9 district electors. The provisions of this ~~act~~ section as to the
10 waiting period shall not apply where the school facilities have been
11 destroyed by an act of God. The cost of such elections, together
12 with the cost of such proclamations, publication, notices or other
13 expenses required, shall be legal costs of boards of education.

14 SECTION 3. This act shall become effective July 1, 2021.

15 SECTION 4. It being immediately necessary for the preservation
16 of the public peace, health or safety, an emergency is hereby
17 declared to exist, by reason whereof this act shall take effect and
18 be in full force from and after its passage and approval.

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