

1 STATE OF OKLAHOMA

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

3 SENATE BILL 985

By: Jett

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5
6 AS INTRODUCED

7 An Act relating to political party of candidates;
8 amending 26 O.S. 2011, Sections 5-111, as last
9 amended by Section 1, Chapter 402, O.S.L. 2013 and 6-
10 101, as amended by Section 2, Chapter 96, O.S.L. 2013
11 (26 O.S. Supp. 2020, Sections 5-111 and 6-101), which
12 relate to declaration of candidacy forms and ballots;
13 requiring inclusion of certain affiliation on
14 declaration of candidacy form; requiring inclusion of
15 certain affiliation on printed ballot; updating
16 statutory language; and providing an effective date.

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

18 SECTION 1. AMENDATORY 26 O.S. 2011, Section 5-111, as
19 last amended by Section 1, Chapter 402, O.S.L. 2013 (26 O.S. Supp.
20 2020, Section 5-111), is amended to read as follows:

21 Section 5-111. A. Forms to be used for filing Declarations of
22 Candidacy shall be prescribed by the Secretary of the State Election
23 Board and shall contain the following information:

- 24 1. The name of the candidate as it shall appear on the ballot;
- 25 2. The legal name of the candidate;
- 26 3. The candidate's place of residence and mailing address;
- 27 4. The name of the office sought;

1 5. The candidate's date of birth;

2 6. The party affiliation of the candidate ~~seeking political~~
3 ~~party nomination~~ regardless of whether the office sought is partisan
4 or nonpartisan;

5 7. The precinct and county wherein the candidate is a
6 registered voter;

7 8. An oath wherein the candidate swears or affirms that he or
8 she is qualified to become a candidate for the office sought, and
9 that, if elected, the candidate will be qualified to hold the
10 office; and

11 9. Any additional information which the Secretary deems
12 necessary.

13 B. If the candidate has ever been ultimately determined by a
14 court of proper authority to be guilty of an offense specified in
15 subsection A of Section 5-105a of this title or at the time of
16 filing the Declaration of Candidacy is named in an outstanding
17 warrant for arrest for such an offense, in this or any other state,
18 the candidate shall provide the following information on a form
19 prescribed by the Secretary of the State Election Board:

20 1. The name of the offense;

21 2. The date of conviction or issuance of the outstanding
22 warrant; and

23 3. The county and state of conviction or issuance of the
24 outstanding warrant.

1 The provisions of this subsection shall not apply to an offense
2 for which the candidate has received a pardon.

3 C. A Declaration of Candidacy form must be signed by the
4 candidate, and the signature must be properly notarized by a notary
5 public or other person authorized by law to administer oaths.

6 D. In addition to the information required by this section, a
7 candidate may include a telephone number, email address and website
8 address. Such additional information shall not be required of any
9 candidate but if provided shall be made available to the public.

10 SECTION 2. AMENDATORY 26 O.S. 2011, Section 6-101, as
11 amended by Section 2, Chapter 96, O.S.L. 2013 (26 O.S. Supp. 2020,
12 Section 6-101), is amended to read as follows:

13 Section 6-101. The name of any candidate for any office shall
14 be printed on the official ballot as ~~said~~ the candidate is
15 designated on the declaration of candidacy; provided, however, that
16 no candidate shall have any prefix, suffix or title placed before or
17 after the candidate's name. The party affiliation of the candidate
18 shall be printed on the ballot with the name of the candidate
19 regardless of whether the office sought is partisan or nonpartisan.

20 SECTION 3. This act shall become effective November 1, 2021.

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