

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1751

By: Crosswhite Hader

4
5
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2011,
8 Section 5-111, as last amended by Section 1, Chapter
9 402, O.S.L. 2013 (26 O.S. Supp. 2020, Section 5-111),
10 which relates to declaration of candidacy forms;
11 modifying information on form; providing for civil
12 penalty; and providing an effective date.

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

14 SECTION 1. AMENDATORY 26 O.S. 2011, Section 5-111, as
15 last amended by Section 1, Chapter 402, O.S.L. 2013 (26 O.S. Supp.
16 2020, Section 5-111), is amended to read as follows:

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

- 20 1. The name of the candidate as it shall appear on the ballot;
21 2. The legal name of the candidate;
22 3. The candidate's place of residence and mailing address;
23 4. The name of the office sought;
24 5. The candidate's date of birth;

1 6. The party affiliation of the candidate seeking political
2 party nomination;

3 7. The precinct and county wherein the candidate is a
4 registered voter;

5 8. An oath wherein the candidate swears or affirms that he or
6 she resides at the current address listed on the Declaration of
7 Candidacy form and is qualified to become a candidate for the office
8 sought, and that, if elected, the candidate will be qualified to
9 hold the office; and

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

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

19 1. The name of the offense;

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

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

24

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 E. Any candidate that provides an address on the Declaration of
11 Candidacy form other than his or her principal residence shall be
12 subject to a civil penalty issued by the State Election Board of not
13 more than Two Hundred Dollars (\$200.00).

14 SECTION 2. This act shall become effective November 1, 2021.

15
16 58-1-6275 LRB 01/07/21
17
18
19
20
21
22
23
24