

# An Act

ENROLLED HOUSE

BILL NO. 1830

By: Armes of the House

and

Ballenger of the Senate

An Act relating to counties and county officers; amending 19 O.S. 2011, Sections 131 and 131.1, which relate to county officers; modifying residence requirement for county commissioners; providing for evidence of residency; and providing an effective date.

SUBJECT: County officers

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

SECTION 1. AMENDATORY 19 O.S. 2011, Section 131, is amended to read as follows:

Section 131. A. At the general election to be held in November 1974, there shall be elected in each county of the state, a court clerk, a county sheriff, and a county clerk who shall hold office for a term of two (2) years, the terms of the court clerk, county sheriff and county clerk beginning on the first Monday in January following their election, and until their successors are elected and qualified. At the general election to be held in November 1976, and each four (4) years thereafter, there shall be elected in each county of the state, a court clerk, a county sheriff, and a county clerk who shall hold office for a term of four (4) years; the terms of the court clerk, the county sheriff and the county clerk, beginning on the first business day in January following their election, and until their successors are elected and qualified.

B. At the general election to be held in November 1974, and each four (4) years thereafter, there shall be elected in each

county of the state, a county assessor and a county treasurer, who shall hold office for a term of four (4) years. The term of the county assessor shall begin on the first business day in January following the election, and shall terminate when a successor is elected and qualified. The term of the county treasurer shall begin on the first Monday in July following the election and shall terminate when the successor is duly elected and qualified.

C. At the general election to be held in November 1990, and each four (4) years thereafter, there shall be elected in each county of the state two county commissioners, one from the first county commissioner district and one from the third county commissioner district, who shall hold office for a term of four (4) years. At the general election to be held in November 1990, there shall be elected in each county of the state one county commissioner from the second county commissioner district who shall hold office for a term of six (6) years. At the general election to be held in November 1996, and each four (4) years thereafter, there shall be elected in each county of the state, one county commissioner from the second county commissioner district, who shall hold office for a term of four (4) years. The terms of the county commissioners shall begin on the first business day in January following their election, and shall terminate when their successors are elected and qualified.

D. A county officer shall be eligible to become a candidate for another county office or state office.

E. In order to file as a candidate for county commissioner in a county commissioner's district, the candidate must have been a qualified registered elector and have maintained a current principal residence in that district for at least six (6) months immediately preceding the first day of the filing period prescribed by law. ~~Except, however, to file as a candidate for a county commissioner in any county commissioner's district in 2004, the candidate must have been a qualified registered elector in that district no later than December 21, 2003~~ Evidence of a "principal residence" may include, but not be limited to, the address listed on:

1. A federal or state tax return;
2. A driver license; or
3. An automobile registration.

SECTION 2. AMENDATORY 19 O.S. 2011, Section 131.1, is amended to read as follows:

Section 131.1 To file as a candidate for any county office, a person must have been a registered voter and have maintained a current principal residence within the county for the six-month period immediately preceding the first day of the filing period prescribed by law. Provided, to file as a candidate for the office of county commissioner, a person must have been a registered voter within the county commissioner district and ~~a resident residing~~ have maintained a current principal residence within such district for the six-month period immediately preceding the first day of the filing period prescribed by law. Evidence of a "principal residence" may include, but not be limited to, the address listed on:

1. A federal or state tax return;
2. A driver license; or
3. An automobile registration.

SECTION 3. This act shall become effective November 1, 2013.

Passed the House of Representatives the 9th day of May, 2013.

Mike John  
Presiding Officer of the House  
of Representatives

Passed the Senate the 17th day of April, 2013.

Anthony Syta  
Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 13<sup>th</sup>  
day of May, 20 13, at 3:21 o'clock P M.  
By: Kandi C. Batts

Approved by the Governor of the State of Oklahoma this 16<sup>th</sup>  
day of May, 20 13, at 10:10 o'clock A M.

Mary Fallin  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 16<sup>th</sup>  
day of May, 20 13, at 11:35 o'clock A. M.  
By: Chris Francis