

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 57th Legislature (2019)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2119

By: Ortega

7 COMMITTEE SUBSTITUTE

8 An Act relating to cities and towns; amending 11 O.S.
9 2011, Section 15-103, as amended by Section 1,
10 Chapter 41, O.S.L. 2016 (11 O.S. Supp. 2018, Section
11 15-103), which relates to initiative and referendum
12 petitions; specifying certain qualifying election;
13 defining term; and providing an effective date.

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

15 SECTION 1. AMENDATORY 11 O.S. 2011, Section 15-103, as
16 amended by Section 1, Chapter 41, O.S.L. 2016 (11 O.S. Supp. 2018,
17 Section 15-103), is amended to read as follows:

18 Section 15-103. A. The form of the petition for either
19 initiative or referendum in a municipality shall be substantially as
20 provided in Sections 1 and 2 of Title 34 of the Oklahoma Statutes.
21 A true copy of each measure proposed by initiative and referendum
22 shall be filed with the clerk of the municipality before it is
23 circulated and signed by the registered voters.

1 B. Every petition for either the initiative or referendum shall
2 be signed by a number of the registered voters residing in the
3 municipality equal to at least twenty-five percent (25%) of the
4 total number of votes cast at the most recent preceding general
5 municipal election or biennial town meeting if the municipality is
6 subject to the Oklahoma Town Meeting Act. The signatures to each
7 petition shall be verified in the manner provided by law.

8 C. Signed copies of an initiative petition shall be submitted
9 to the clerk within ninety (90) days after the initial filing of the
10 measure with the clerk. Signed copies of a petition invoking a
11 referendum upon any ordinance or resolution shall be submitted to
12 the clerk within sixty (60) days after the passage of the ordinance
13 or resolution. Amendments to municipal charters may be proposed by
14 an initiative petition, and signed copies of such petition shall be
15 submitted to the clerk not less than sixty (60) days before the
16 election at which the amendments are to be voted upon.

17 D. For the purposes of this section, "total number of votes
18 cast" shall mean the sum of the votes cast for all candidates in the
19 race for the highest-ranking at-large municipal office appearing on
20 a ballot. If no such office appeared on a ballot, then "total
21 number of votes cast" shall be determined by using the sum of votes
22 cast for or against the municipal question or proposition receiving
23 the largest total number of votes on a ballot, provided that all
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1 voters registered and residing within the municipal limits were
2 eligible to vote on such question or proposition.

3 SECTION 2. This act shall become effective November 1, 2019.
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5 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 02/12/2019 - DO PASS,
6 As Amended.
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