# 2023 Board of Education Election Timeline

## November 2022

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
|  |  | 1 | 2 | 3 | 4 | 5 |
| 6 | 7 | 8 | 9 | 10 | 11 | 12 |
| 13 | 14 | 15 | 16 | 17 | 18 | 19 |
| 20 | 21 | 22 | 23 | 24 | 25 | 26 |
| 27 | 28 | 29 | 30 |  |  |  |

### Board of Education Election Resolution

2022 Board of Education Election Resolution due to County Election Board Secretary by the close of business at the County Election Board office on November 18, 2022.

Deadline for school district to publish a legal notice is November 25, 2022. A copy of the notice must also be filed with the County Election Board.

##### December 2022

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
|  |  |  |  | 1 | 2 | 3 |
| 4 | 5 | 6 | 7 | 8 | 9 | 10 |
| 11 | 12 | 13 | 14 | 15 | 16 | 17 |
| 18 | 19 | 20 | 21 | 22 | 23 | 24 |
| 25 | 26 | 27 | 28 | 29 | 30 | 31 |

**Filing Period**

Opens 8 a.m. on Monday, December 5, 2022.

Closes at 5 p.m. on Wednesday, December 7, 2022.

#### Contesting Candidacy

Must be filed with the County Election Board Secretary who accepted the Declaration of Candidacy by 5 p.m. on Friday, December 9, 2022.

#### Withdrawal of Candidate

Must be filed with the County Election Board Secretary who accepted the Declaration of Candidacy by 5 p.m. on Friday, December 9, 2022.

###### Pre-Election Expense Claim – Board of Education Primary

District may expect to receive Pre-Election Expense Claim during the week of December 10, 2022.

## January 2023

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
| 1 | 2 | 3 | 4 | 5 | 6 | 7 |
| 8 | 9 | 10 | 11 | 12 | 13 | 14 |
| 15 | 16 | 17 | 18 | 19 | 20 | 21 |
| 22 | 23 | 24 | 25 | 26 | 27 | 28 |
| 29 | 30 | 31 |  |  |  |  |

District required to submit amount due to the County Election Board by January 23, 2023.

February 2023

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
|  |  |  | 1 | 2 | 3 | 4 |
| 5 | 6 | 7 | 8 | 9 | 10 | 11 |
| 12 | 13 | 14 | 15 | 16 | 17 | 18 |
| 19 | 20 | 21 | 22 | 23 | 24 | 25 |
| 26 | 27 | 28 |  |  |  |  |

**Board of Education Primary Election in the event 3 or more candidates file**

Board of Education Primary Election – Tuesday, February 14, 2023.

County Election Board certifies results of Board of Education Primary Election by 5 p.m. on Friday, February 17, 2023.

If no candidate receives more than 50% of the vote, the top two candidates will proceed to the Board of Education General Election on Tuesday, April 4, 2023.

The candidate who receives a majority of the vote (50% +1) is elected.

## March 2023

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
|  |  |  | 1 | 2 | 3 | 4 |
| 5 | 6 | 7 | 8 | 9 | 10 | 11 |
| 12 | 13 | 14 | 15 | 16 | 17 | 18 |
| 19 | 20 | 21 | 22 | 23 | 24 | 25 |
| 26 | 27 | 28 | 29 | 30 | 31 |  |

###### Pre-Election Expense Claim – Board of Education General Election

District may expect to receive Pre-Election Expense Claim during the week of February 20, 2023.

District required to submit amount due to the County Election Board by March 20, 2023.

##### April 2023

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
|  |  |  |  |  |  | 1 |
| 2 | 3 | 4 | 5 | 6 | 7 | 8 |
| 9 | 10 | 11 | 12 | 13 | 14 | 15 |
| 16 | 17 | 18 | 19 | 20 | 21 | 22 |
| 23 | 24 | 25 | 26 | 27 | 28 | 29 |
| 30 |  |  |  |  |  |  |

###### Board of Education General Election

Board of Education General Election – Tuesday, April 4, 2023.

County Election Board certifies results of the election by 5 p.m.on Friday, April 7, 2023.

**BOARD OF EDUCATION ELECTION RESOLUTION**

TO: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County Election Board

FROM: The \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ School District, Independent School

District No. \_\_\_\_ of \_\_\_\_\_\_\_\_\_\_\_, County, Oklahoma

The Board of Education of the \_\_\_\_\_\_\_\_\_\_\_\_ School District has approved the following resolution calling for an election to be submitted to the voters of the district.

Date of the Election:

A Board of Education Primary Election shall be held on February 14, 2023, only if three or more candidates file for the Board of Education position scheduled to be on the ballot or for a Board of Education position appearing on the ballot as an unexpired term. A Board of Education General Election shall be held on April 4, 2023, under the following circumstances: if only two candidates file for a position scheduled to be on the ballot or for a position on the ballot for an unexpired term or if no candidate in the Board of Education Primary Election receives more than 50% of the votes cast. The polling places shall be open from 7:00 a.m. to 7:00 p.m.

*[Insert Closure of Precinct or Polling Place if Applicable]*

Board Member Position on Ballot:

The voters shall elect a board member for board position No. \_\_\_, which has a \_\_\_\_\_-year term of office.

[If applicable and for an unexpired term of office add]

The voters shall also elect a board member for board position No. \_\_\_, an unexpired term with \_\_\_ years remaining.

Qualifications of Candidates for Office:

To be eligible to be a candidate for member of the board of education of a school district, a person must have resided in the district for at least six months preceding the first day of the filing period, and have been a registered voter registered with the county election board at an address located within the geographical boundaries of the district for six months preceding the first day of the filing period. In school districts that have been divided into election districts, a candidate must have resided in the district for six months preceding the first day of the filing period and have been a registered voter registered with the county election board at an address located within the geographical boundaries of the election district for six months preceding the first day of the filing period.

No person shall be eligible to be a candidate for or elected to be a member of the board of education of a school district unless the person has been awarded a high school diploma or certificate of high school equivalency.

A person who has been convicted of a misdemeanor involving embezzlement or a felony under the laws of this state or of the United States or who has entered a plea of guilty or nolo contendere to such misdemeanor involving embezzlement or felony or who has been convicted of a crime in another state which would have been a misdemeanor involving embezzlement or a felony under the laws of this state or has entered a plea of guilty or nolo contendere to such crime shall not be eligible to be a candidate for or be elected to any school board office for a period of fifteen years following completion of his sentence or during the pendency of an appeal of such conviction or plea.

No person shall be eligible to be a candidate for or serve on a board of education if he or she is currently employed by the school district governed by the board of education or is related within the second degree by affinity or consanguinity to any other member of the board of education or to any employee of the school district. The following are relatives within the second degree: A candidate’s spouse, child, parent, grandchild, grandparent, brother, sister, spouse’s child, spouse’s grandchild, spouse’s brother, spouse’s sister, spouse’s grandparent, grandchild’s spouse, parent’s spouse, and child’s spouse. The prohibitions in this paragraph shall not apply if the board member candidate is related within the second degree of affinity or consanguinity to an individual employed as a substitute teacher by the school district or as a temporary substitute support employee if the school district has an Average Daily Membership of less than five thousand (5,000).

Candidates must affirm that upon being elected as a new member of the Board of Education, within fifteen (15) months of election, they will complete at least twelve (12) hours of instruction on education issues, including school finance, Oklahoma education laws, and ethics, duties and responsibilities of district board of education members. Three (3) of these twelve (12) credits must be earned as follows: one (1) credit in ethics, one (1) credit in open meeting act and open records act, and one (1) credit in school finance. Incumbents must affirm that they will complete six (6) hours of instruction within fifteen (15) months of election emphasizing changes in school law. Three (3) of these six (6) credits must be earned as follows: one (1) credit in ethics, one (1) credit in open meeting act and open records act, and one (1) credit in school finance.

Voters Eligible to Vote:

To be eligible to vote, a voter must be registered with the county election board at an address within the geographical boundaries of the district.

Ballot Titles:

The ballot to be submitted to the voters shall call for the voters to:

1. Select one candidate for \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_School Board Position No. \_\_\_\_:
2. Select one candidate for \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_School Board Position No.\_\_\_\_. [if applicable otherwise remove this line].

Approved by the \_\_\_\_\_\_\_\_ Board of Education this \_\_\_ day of \_\_\_\_\_\_\_\_\_, \_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

President of the Board of Education Clerk of the Board of Education

**SPECIAL ELECTION RESOLUTION**

TO: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County Election Board

FROM: The \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ School District, Independent School

District No. \_\_\_\_ of \_\_\_\_\_\_\_\_\_\_\_, County, Oklahoma

The Board of Education of the \_\_\_\_\_\_\_\_\_\_\_\_ School District has approved the following resolution calling for a special election to be submitted to the voters of the district.

Date of the Election:

An election shall be held on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ with the polling places open from 7:00 a.m. to 7:00 p.m.

*[Insert Closure of Precinct or Polling Place if Applicable]*

Issues to be Voted Upon:

The voters will be asked to fill the vacancy of Office No. \_\_\_\_ of the \_\_\_\_\_\_\_\_\_\_\_\_\_\_ Board of Education. The term of office shall commence at the board meeting immediately following the election and continuing through \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

Special Filing Period

Effective November 1, 2015, it is required that a candidate filing period of three (3) days will begin not more than twenty (20) days following the date the resolution calling the election is required to be filed with the secretary of the county election board. To comply with this requirement, the filing period is hereby set for \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

*OR: Alternate paragraph when special election is scheduled on same date as a regular or special federal or state election.*

***Please note that when a special election is called by the Board of Education on the same date as a regular or special federal or state election, the resolution calling the special election is required to be filed with the secretary of the county election board not less than seventy-five (75) days prior to the election and the filing period will begin not more than 10 days following the date the resolution calling the special election is filed with the secretary of the County Election Board. .***

Qualifications of Candidates for Office:

To be eligible to be a candidate for member of the board of education of a school district, a person must have resided in the district for at least six months preceding the first day of the filing period, and have been a registered voter registered with the county election board at an address located within the geographical boundaries of the district for six months preceding the first day of the filing period. In school districts that have been divided into election districts, a candidate must have resided in the district for six months preceding the first day of the filing period and have been a registered voter registered within the county election board at an address located within the geographical boundaries of the election district for six months preceding the first day of the filing period.

No person shall be eligible to be a candidate for or elected to be a member of the board of education of a school district unless the person has been awarded a high school diploma or certificate of high school equivalency.

A person who has been convicted of a misdemeanor involving embezzlement or a felony under the laws of this state or of the United States or who has entered a plea of guilty or nolo contendere to such misdemeanor involving embezzlement or felony or who has been convicted of a crime in another state which would have been a misdemeanor involving embezzlement or a felony under the laws of this state or has entered a plea of guilty or nolo contendere to such crime shall not be eligible to be a candidate for school office for a period of fifteen years following completion of his sentence or during the pendency of an appeal of such conviction or plea.

No person shall be eligible to be a candidate for or serve on a board of education if he or she is currently employed by the school district governed by the board of education or is related within the second degree by affinity or consanguinity to any other member of the board of education or to any employee of the school district. The following are relatives within the second degree: A candidate’s spouse, child, parent, grandchild, grandparent, brother, sister, spouse’s child, spouse’s grandchild, spouse’s brother, spouse’s sister, spouse’s grandparent, grandchild’s spouse, parent’s spouse, and child’s spouse. The prohibitions in this paragraph shall not apply if the board member candidate is related within the second degree of affinity or consanguinity to an individual employed as a substitute teacher by the school district or as a temporary substitute support employee if the school district has an Average Daily Membership of less than five thousand (5,000).

Candidates must affirm that upon being elected as a new member of the Board of Education, within fifteen (15) months of election, they will complete at least twelve (12) hours of instruction on education issues, including school finance, Oklahoma education laws, and ethics, duties and responsibilities of district board of education members. Three (3) of these twelve (12) credits must be earned as follows: one (1) credit in ethics, one (1) credit in open meeting act and open records act, and one (1) credit in school finance. Incumbents must affirm that they will complete six (6) hours of instruction within fifteen (15) months of election emphasizing changes in school law. Three (3) of these six (6) credits must be earned as follows: one (1) credit in ethics, one (1) credit in open meeting act and open records act, and one (1) credit in school finance.

Voters Eligible to Vote:

To be eligible to vote, a voter must be registered with the county election board at an address within the geographical boundaries of the district.

Approved by the \_\_\_\_\_\_\_\_ Board of Education this \_\_\_ day of \_\_\_\_\_\_\_\_\_, \_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

President of the Board of Education Clerk of the Board of Education

ELECTION RESOLUTION FOR DISTRICTS WITH AN AVERAGE DAILY MEMBERSHIP OF LESS THAN FOUR HUNDRED (400) WHO HAVE ADOPTED A POLICY TO ALLOW BOARD MEMBERS AND BOARD MEMBER CANDIDATES TO BE RELATED TO ANY SCHOOL EMPLOYEE WITHIN THE SECOND DEGREE OF CONSANGUINITY OR AFFINITY PER OKLAHOMA STATUTE TITLE 70 SECTIONS 5-113 AND 5-113.1

**BOARD OF EDUCATION ELECTION RESOLUTION**

TO: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County Election Board

FROM: The \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ School District, Independent School

District No. \_\_\_\_ of \_\_\_\_\_\_\_\_\_\_\_, County, Oklahoma

The Board of Education of the \_\_\_\_\_\_\_\_\_\_\_\_ School District has approved the following resolution calling for an election to be submitted to the voters of the district.

Date of the Election:

A Board of Education Primary Election shall be held on February 14, 2023 only if three or more candidates file for the Board of Education position scheduled to be on the ballot or for a Board of Education position appearing on the ballot as an unexpired term. A Board of Education General Election shall be held on April 4, 2023 under the following circumstances: if only two candidates file for a position scheduled to be on the ballot or for a position on the ballot for an unexpired term or if no candidate in the Board of Education Primary Election receives more than 50% of the votes cast. The polling places shall be open from 7:00 a.m. to 7:00 p.m.

*[Insert Closure of Precinct or Polling Place if Applicable]*

Board Member Position on Ballot:

The voters shall elect a board member for board position No. \_\_\_, which has a \_\_\_\_\_-year term of office.

[If applicable and for an unexpired term of office add]

The voters shall also elect a board member for board position No. \_\_\_, an unexpired term with \_\_\_ years remaining.

Qualifications of Candidates for Office:

To be eligible to be a candidate for member of the board of education of a school district, a person must have resided in the district for at least six months preceding the first day of the filing period, and have been a registered voter registered with the county election board at an address located within the geographical boundaries of the district for six months preceding the first day of the filing period. In school districts that have been divided into election districts, a candidate must have resided in the district for six months preceding the first day of the filing period and have been a registered voter registered with the county election board at an address located within the geographical boundaries of the election district for six months preceding the first day of the filing period.

No person shall be eligible to be a candidate for or elected to be a member of the board of education of a school district unless the person has been awarded a high school diploma or certificate of high school equivalency.

A person who has been convicted of a misdemeanor involving embezzlement or a felony under the laws of this state or of the United States or who has entered a plea of guilty or nolo contendere to such misdemeanor involving embezzlement or felony or who has been convicted of a crime in another state which would have been a misdemeanor involving embezzlement or a felony under the laws of this state or has entered a plea of guilty or nolo contendere to such crime shall not be eligible to be a candidate for or be elected to any school board office for a period of fifteen years following completion of his sentence or during the pendency of an appeal of such conviction or plea.

Candidates must affirm that upon being elected as a new member of the Board of Education, within fifteen (15) months of election, they will complete at least twelve (12) hours of instruction on education issues, including school finance, Oklahoma education laws, and ethics, duties and responsibilities of district board of education members. Three (3) of these twelve (12) credits must be earned as follows: one (1) credit in ethics, one (1) credit in open meeting act and open records act, and one (1) credit in school finance. Incumbents must affirm that they will complete six (6) hours of instruction within fifteen (15) months of election emphasizing changes in school law. Three (3) of these six (6) credits must be earned as follows: one (1) credit in ethics, one (1) credit in open meeting act and open records act, and one (1) credit in school finance.

Voters Eligible to Vote:

To be eligible to vote, a voter must be registered with the county election board at an address within the geographical boundaries of the district.

Ballot Titles:

The ballot to be submitted to the voters shall call for the voters to:

1. Select one candidate for \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_School Board Position No. \_\_\_\_:
2. Select one candidate for \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ School Board Position No.\_\_\_\_. [if applicable]

Approved by the \_\_\_\_\_\_\_\_ Board of Education this \_\_\_ day of \_\_\_\_\_\_\_\_\_, \_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

President of the Board of Education Clerk of the Board of Education

SPECIAL ELECTION RESOLUTION FOR DISTRICTS WITH AN AVERAGE DAILY MEMBERSHIP OF LESS THAN FOUR HUNDRED (400) WHO HAVE ADOPTED A POLICY TO ALLOW BOARD MEMBERS AND BOARD MEMBER CANDIDATES TO BE RELATED TO ANY SCHOOL EMPLOYEE WITHIN THE SECOND DEGREE OF CONSANGUINITY OR AFFINITY PER OKLAHOMA STATUTE TITLE 70 SECTIONS 5-113 AND 5-113.1

**SPECIAL BOARD OF EDUCATION ELECTION RESOLUTION**

TO: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County Election Board

FROM: The \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ School District, Independent School

District No. \_\_\_\_ of \_\_\_\_\_\_\_\_\_\_\_, County, Oklahoma

The Board of Education of the \_\_\_\_\_\_\_\_\_\_\_\_ School District has approved the following resolution calling for a special election to be submitted to the voters of the district.

Date of the Election:

An election shall be held on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ with the polling places open from 7:00 a.m. to 7:00 p.m.

*[Insert Closure of Precinct or Polling Place if Applicable]*

Issues to be Voted Upon:

The voters will be asked to fill the vacancy of Office No. \_\_\_\_ of the \_\_\_\_\_\_\_\_\_\_\_\_\_\_ Board of Education. The term of office shall commence at the board meeting immediately following the election and continuing through \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

Special Filing Period:

Effective November 1, 2015, it is required that a candidate filing period of three (3) days will begin not more than twenty (20) days following the date the resolution calling the election is required to be filed with the secretary of the county election board. To comply with this requirement, the filing period is hereby set for \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

*OR: Alternate paragraph when special election is scheduled on same date as a regular or special federal or state election.*

***Please note that when a special election is called by the Board of Education on the same date as a regular or special federal or state election, the resolution calling the special election is required to be filed with the secretary of the county election board not less than seventy-five (75) days prior to the election and the filing period will begin not more than 10 days following the date the resolution calling the special election is filed with the secretary of the County Election Board.***

Qualifications of Candidates for Office:

To be eligible to be a candidate for member of the board of education of a school district, a person must have resided in the district for at least six months preceding the first day of the filing period, and have been a registered voter registered with the county election board at an address located within the geographical boundaries of the district for six months preceding the first day of the filing period. In school districts that have been divided into election districts, a candidate must have resided in the district for six months preceding the first day of the filing period and have been a registered voter registered within the county election board at an address located within the geographical boundaries of the election district for six months preceding the first day of the filing period.

No person shall be eligible to be a candidate for or elected to be a member of the board of education of a school district unless the person has been awarded a high school diploma or certificate of high school equivalency.

A person who has been convicted of a misdemeanor involving embezzlement or a felony under the laws of this state or of the United States or who has entered a plea of guilty or nolo contendere to such misdemeanor involving embezzlement or felony or who has been convicted of a crime in another state which would have been a misdemeanor involving embezzlement or a felony under the laws of this state or has entered a plea of guilty or nolo contendere to such crime shall not be eligible to be a candidate for school office for a period of fifteen years following completion of his sentence or during the pendency of an appeal of such conviction or plea.

Candidates must affirm that upon being elected as a new member of the Board of Education, within fifteen (15) months of election, they will complete at least twelve (12) hours of instruction on education issues, including school finance, Oklahoma education laws, and ethics, duties and responsibilities of district board of education members. Three (3) of these twelve (12) credits must be earned as follows: one (1) credit in ethics, one (1) credit in open meeting act and open records act, and one (1) credit in school finance. Incumbents must affirm that they will complete six (6) hours of instruction within fifteen (15) months of election emphasizing changes in school law. Three (3) of these six (6) credits must be earned as follows: one (1) credit in ethics, one (1) credit in open meeting act and open records act, and one (1) credit in school finance.

Voters Eligible to Vote:

To be eligible to vote, a voter must be registered with the county election board at an address within the geographical boundaries of the district.

Approved by the \_\_\_\_\_\_\_\_ Board of Education this \_\_\_ day of \_\_\_\_\_\_\_\_\_, \_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

President of the Board of Education Clerk of the Board of Education

**Contest of Candidacy Information Sheet**

Any candidate (referred to as petitioner) may contest the candidacy of any other candidate (referred to as contestee) for the same office by filing a written petition with the Secretary of the County Election Board who accepted the Declaration of Candidacy. In the event a candidate is unopposed, a petition contesting the candidacy may be filed by any registered voter who is eligible to vote for that office. A contest of candidacy petition must be filed no later than 5 p.m. on the second business day following the close of the filing period. The petition must list the reasons alleged by the petitioner that the contestee is not qualified by law to become a candidate.

The petition must be accompanied by a deposit in the form of a certified check or cashier’s check. Personal checks and cash will not be accepted. The check must be in the amount of Two Hundred Fifty Dollars ($250.00), and it must be made out to the “Secretary of the County Name County Election Board.” An optional Petition for Contest of Candidacy form is available from the County Election Board.

**Serving Notice**

The County Election Board Secretary will set a hearing date for the contest. Once the hearing is scheduled, it is the petitioner’s responsibility to have a copy of the petition and a copy of the notice served on the contestee.

The petitioner takes a copy of the petition, the Notice of Hearing, and the Return of Service form provided by the County Election Board Secretary to the Sheriff of the county in which the contestee resides. An employee of the Sheriff’s office is required to serve the petition and the Notice on the contestee within 24 hours from the time the County Election Board Secretary received the petition. For example, if the contest of candidacy petition was filed at 3 p.m. on Friday, the contestee must be served by 3 p.m. on Saturday. The Sheriff must provide the petitioner with written confirmation that service either was or was not performed. The petitioner presents the Return of Service form at the hearing when the County Election Board asks for proof of service.

If the Sheriff is unable to serve the contestee, this is indicated on the Return of Service form. The petitioner then serves the contestee’s copies of the notice and petition on the County Election Board Secretary at the contest of candidacy hearing. By law, the County Election Board Secretary is the constructive service agent for all candidates who file Declarations of Candidacy with him or her, and the candidates are presumed to have accepted such constructive service when they file their Declarations.

**Burden of Proof**

The petitioner must prove the allegations in the petition. However, a contestee who does not appear to answer the petition is deemed to be in default and is considered to have admitted the allegations in the petition. If the allegations are sufficient to disqualify the contestee, the Board shall strike the candidacy and remove the candidate’s name from the ballot.

**Contestee May Appear or Answer**

The contestee may appear at the hearing and/or may file a written answer to the allegations in the petition only after posting a deposit of $250 in the form of a cashier’s check or a certified check. The purpose of the contestee’s appearance and/or written answer is to explain why his or her candidacy is valid.

**Counsel**

Candidates may be represented by counsel but are not required to be.

**At the Hearing**

More than one contest may be scheduled at the same time and place. If this is the case, the County Election Board members will announce at the beginning of the hearing the order in which the contests will be heard.

The petitioner will be asked to make an opening statement to the Board. The contestee then will be asked to make an opening statement. The contestee may waive, reserve or make an opening statement. The County Election Board may place a time limit on opening statements.

Following the opening statements, the parties will present witnesses and evidence. Witnesses will be called to the witness stand. The petitioner, the contestee and the County Election Board members will have the opportunity to question witnesses.

After all witnesses have been presented, the Secretary will ask for closing statements. The petitioner speaks first and then the contestee. The County Election Board also may place a time limit on closing statements.

The Secretary may ask the District Attorney to advise the Board on the applicable law. The Board members then have a chance to ask the District Attorney, counsel or the parties any final questions.

The County Election Board members will decide either to retain or to strike the candidacy. The decision is made by a motion, second, and a roll call vote.

**Decision of the Board**

If the petitioner’s allegations are not sufficient to disqualify the contestee, the candidate’s name will be retained on the ballot. If the Board members determine that the contestee’s Declaration of Candidacy can be amended to conform to the law, they may order the contestee to make the amendment. If the Board members determine that the contestee is not qualified to become a candidate for the office, they may order that the candidacy be stricken. In this case, the contestee’s filing fee is forfeited.

The County Election Board’s decision is final.

**Costs of the Hearing**

If the contestee does not appear or if the contestee’s name is retained on the ballot, the costs of the contest hearing are deducted from the petitioner’s deposit. Any remaining balance is refunded to the petitioner. If the contestee appears or answers but the candidacy is stricken, costs of the contest hearing are deducted from the contestee’s deposit, and any balance is refunded.

If you have any questions, please contact the County Election Board at CEB Telephone Number.

26 O.S. §5-118, et seq.

*For a petition to contest candidacy, please refer to your local county election board.*

**petition for contest of candidacy**

I, the undersigned, am a candidate for the Office of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ by virtue of having lawfully filed a Declaration of Candidacy during the filing period held \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. I hereby contest the candidacy of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (herein referred to as contestee) for the same office, pursuant to Title 26, Section 5-118, of the Oklahoma Statutes. I accompany this petition with a cashier’s check or certified check in the amount of $250.00.

As the basis for this contest, I allege that the contestee was not qualified by law to become a candidate for the office for the reasons listed below.

List all reasons:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Petitioner

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Petitioner’s Printed Name

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date

**Closing Split Precincts in School District Elections**

Title 26 O.S. Section 13A-101 allows school districts to close some precincts under certain circumstances. The State Election Board has promulgated rules to implement the law. Following is a summary of the steps school district officials may follow to take advantage of the new law and the new procedure.

1. If only part of a precinct is located inside the boundaries of a school district, the precinct may be closed for the school district’s election only if school officials certify **in the resolution** calling the election that **no persons reside** within that part of the precinct.

2. If only part of a precinct is located inside the boundaries of a school district and **100 or fewer voters are registered in the part of the precinct within the district**, the precinct polling place may be closed upon request of school district officials. The request must be submitted in writing to the County Election Board Secretary along with the resolution but should not be included in the text of the resolution.

3. The superintendent is required to assist the Secretary of the County Election Board in determining the number of registered voters who reside in the part of the precinct located within the school district’s boundaries. Instructions are provided by the Secretary.

4. The procedure may be used in any school district election. Once a precinct is closed for an election, the district is not responsible for expenses (Precinct Official compensation and Precinct Registry fees) in the precinct.

# Contact the County Election Board Secretary for more information

.**COMMON EDUCATION SCHOOL DISTRICT**

**Legal Notice**

**(Must be published in a newspaper of the county wherein the school district administrative office is located at least ten days prior to the filing period.)**

**(Post at the school district administrative offices as well as the county election board office.)**

The Board of Education of \_\_\_\_\_\_\_\_\_\_\_\_ Public School District hereby provides legal notice that the school board election filing period for candidates will open on Monday, December 5, 2022 at 8:00 a.m. and will end at 5 p.m. on Wednesday, December 7, 2022.

Board Member Position on Ballot:

The voters shall elect a board member for board position No. \_\_\_, which has a \_\_\_\_\_-year term of office.

**COMMON EDUCATION SCHOOL DISTRICT**

**To be printed on school letterhead**

**Press Release**

**(Shall be issued to a newspaper of general circulation in the county where the school district’s administrative office is located.)**

The Board of Education of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Public School District hereby announces that statutorily qualified individuals interested in running as a candidate for the #\_\_\_\_ seat on the \_\_\_\_\_\_\_\_\_\_\_\_\_\_ Board of Education may file to run as a candidate for this seat at the \_\_\_\_\_\_\_\_\_\_\_\_\_County Election Board between the hours of 8 a.m. and 5 p.m.. on each of the following days: Monday, December 5 through Wednesday, December 7, 2022.

**TECHNOLOGY CENTER SCHOOL DISTRICT**

**Legal Notice**

**(Must be published in a newspaper in each county wherein the school district board of education is a member of the technology center district at least ten days prior to the filing period.)**

**(Post in each county at the school district administrative offices as well as the county election board office.)**

The Board of Education of \_\_\_\_\_\_\_\_\_\_\_\_ Technology Center School District hereby provides legal notice that the school board election filing period for candidates will open on Monday, December 5, 2022 at 8:00 a.m. and will end on Wednesday, December 7, 2022 at 5 p.m.

Board Member Position on Ballot:

The voters shall elect a board member for board position No. \_\_\_, which has a \_\_\_\_\_-year term of office.

**TECHNOLOGY CENTER SCHOOL DISTRICT**

**To be printed on school letterhead**

**Press Release**

**(Shall be issued to a newspaper of general circulation in each county where the school district board of education is a member of the technology center district.)**

The Board of Education of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Technology Center School District hereby announces that statutorily qualified individuals interested in running as a candidate for the #\_\_\_\_ seat on the \_\_\_\_\_\_\_\_\_\_\_\_\_ Technology Center School District Board of Education may file to run as a candidate for this seat at the \_\_\_\_\_\_\_\_\_\_\_\_\_County Election Board between the hours of 8 a.m. and 5 p.m. on Monday, December 5 through Wednesday, December 7, 2022.