

# 2020 STATE OF OKLAHOMA BALLOT ACCESS PACKET NOMINEE OF UNRECOGNIZED POLITICAL PARTY FOR PRESIDENT OF THE UNITED STATES



**Attention:** This ballot access packet has been prepared by the Secretary of the Oklahoma State Election Board to place nominees of unrecognized political parties for President of the United States on the General Election ballot in this State. An "unrecognized party" is one that currently is not recognized under the laws of the State of Oklahoma as provided in 26 O.S. §1-108.

## Important Dates

Last day to Submit Statement of Candidacy and  
Petitions Supporting Candidacy or a filing fee:

**Wednesday, July 15, 2020**

The Secretary of the State Election Board shall determine and certify sufficiency of  
the petition within 30 days of receipt.

Last date for Presidential Electors pledged to the unrecognized party nominee for  
President to file Presidential Elector Oath with Secretary of the State Election Board:

**Tuesday, August 4, 2020**

Last date for the Chair of the unrecognized party to certify the name of the  
nominee for Vice President to the Secretary of the State Election Board:

**Wednesday, August 19, 2020**

## **Contents of Ballot Access Packet:**

Documents included in this Ballot Access Packet, listed below, must be filed with the Secretary of the Oklahoma State Election Board:

1. Oklahoma Statement of Candidacy for an unrecognized party's nominee for President of the United States to appear on the 2020 General Election ballot.
2. Candidate Qualifications and Requirements.
3. Petition Supporting Nominee of Unrecognized Party form.
4. State of Oklahoma Presidential Elector Oath form.

## Petition Signature Requirements

The number of signatures required to place candidates who are the nominees for President and Vice President of a political party not currently recognized under the laws of the State of Oklahoma shall be at least three percent (3%) of the total votes cast in the last General Election for Governor in Oklahoma.

The last General Election for Governor was held **November 6, 2018**.

<b>Total Votes Cast for Governor:</b>	<b>1,186,385</b>
<b>3%:</b>	<b>35,592</b>

<b>Minimum Required Signatures:</b>	<b><u>35,592</u></b>
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Each page of such petition shall contain the names of registered voters from a single county in this state. A petition form is included in this packet.

### **NEW – Filing Fee In Lieu of Petition**

Oklahoma law [26 O.S. §10-101.1 (e)] was amended in 2017 to allow an unrecognized political party to place its nominees for President and Vice President on the General Election ballot by submitting a filing fee in lieu of a petition. The filing fee is in the amount of five thousand dollars (\$5,000.00) for each Presidential Elector pledged to the candidate. Oklahoma is allotted seven Presidential Electors. The sum of the filing fees for seven Presidential electors pledged to the nominee of an unrecognized party is thirty-five thousand dollars (\$35,000.00).

The sum of the filing fees may be paid in a single cashier's check or certified check from the unrecognized party made payable to "**Secretary of the State Election Board.**"

## Ballot Access Deadlines in 2020

<b>July 15, 2020</b>	Last day to submit Statement of Candidacy with a petition or a filing fee to the Secretary of the State Election Board
<b>August 4, 2020</b>	Last day for Presidential Electors to file Presidential Elector Oath or Affirmation with the Secretary of the State Election Board
<b>August 19, 2020</b>	Last date for Chair of unrecognized party to certify the name of the nominee for Vice President to the Secretary of the State Election Board

# 2020 OKLAHOMA STATEMENT OF CANDIDACY

## Nominee of Unrecognized Political Party for President of the United States



**NOTICE:** All information provided on this form will be made publicly available.

### Unrecognized Political Party Information

Party Name: \_\_\_\_\_

Party Website: \_\_\_\_\_

### National Party Chair Information

Name: \_\_\_\_\_ Phone: (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_ ext. \_\_\_\_\_

E-mail Address: \_\_\_\_\_

Postal Address: \_\_\_\_\_  
 \_\_\_\_\_

### Oklahoma Campaign Contact — Optional

Name: \_\_\_\_\_ Phone: (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_ ext. \_\_\_\_\_

Postal Address: \_\_\_\_\_  
 \_\_\_\_\_

E-mail Address: \_\_\_\_\_

### Certification of Presidential Electors

	Elector's Name	Elector's Address
1		
2		
3		
4		
5		
6		
7		

I swear or affirm that information provided in this Statement of Candidacy is true and correct. I certify that the Electors named above are residents and registered voters in Oklahoma pledged to this candidate, and that each Elector will subscribe to and submit the appropriate Oath or Affirmation by the required date. I understand that the names of this party's nominees for President and Vice President must be certified to the Secretary of the State Election Board not fewer than 75 days preceding the General Election.

\_\_\_\_\_  
 (Signature of National Party Chair)

\_\_\_\_\_  
 (Date)

### Notary

SEAL

State of \_\_\_\_\_ County of \_\_\_\_\_

Subscribed and sworn to before me by \_\_\_\_\_ on \_\_\_\_\_  
(Name of person) (Date)

My Commission expires on \_\_\_\_\_ Commission Number \_\_\_\_\_

\_\_\_\_\_  
 Signature of Notary Public or Officer Authorized to Administer Oath

\_\_\_\_\_  
 Title of Officer (Notary Public or Other Officer)

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# Candidate Qualifications and Requirements

## **United States Constitution, Article II, Section 1:**

**Regarding Electors:** "Each State shall appoint, in such Manner as the Legislature thereof may direct, a Number of Electors, equal to the whole Number of Senators and Representatives to which the State may be entitled in the Congress: but no Senator or Representative, or Person holding an Office of Trust or Profit under the United States, shall be appointed an Elector."

**Regarding Qualifications:** "No Person except a natural born Citizen, or a Citizen of the United States, at the time of the Adoption of this Constitution, shall be eligible to the Office of President; neither shall any Person be eligible to that Office who shall not have attained to the Age of thirty five Years, and been fourteen Years a Resident within the United States."

## **Oklahoma Statutes, Title 26, Section 10-101.1:**

"A. The following procedure shall be observed for Presidential Electors pledged to an independent candidate for President of the United States:

"1. A person wishing to appear on the General Election ballot as an independent candidate for President of the United States shall file a Statement of Candidacy with the Secretary of the State Election Board no later than July 15 of a presidential election year;

"2. a. the Statement of Candidacy shall be in a form to be prescribed by the Secretary of the State Election Board, and shall include the candidate's full legal name, the candidate's address of residence, the candidate's mailing address, the name of the candidate as it should appear on the ballot and any other information required by the Secretary of the State Election Board,  
b. the candidate shall swear an oath or affirm on the Statement of Candidacy that the candidate meets the qualifications for President of the United States set forth in the Constitution of the United States, and the candidate's signature shall be witnessed by a notary public;

"3. The Statement of Candidacy shall be accompanied by a certification of the name and address of residence for each candidate for Presidential Elector pledged to the independent candidate for President of the United States. The number of electors so certified shall be equal to the number apportioned to the State of Oklahoma pursuant to the provisions of Section 1 of Article II of the United States Constitution. Each candidate for Presidential Elector so nominated shall subscribe to an oath prescribed by the Secretary of the State Election Board, which shall be in the same manner, substance and form as the oath described in [Section 10-102](#) of this title;

"4. a. the Statement of Candidacy shall be accompanied by a petition supporting a candidate's filing,  
"b. the form of the petition shall be prescribed by the Secretary of the State Election Board. Each page of the petition must contain the names of registered voters from a single county,  
"c. the petition shall bear the same number of signatures of registered voters that is required to form a recognized political party as described in [Section 1-108](#) of this title,  
"d. within thirty (30) days after receipt of the petition, the Secretary of the State Election Board shall determine the sufficiency of the petition,  
**"e. in lieu of the petition required by this subsection, a filing fee for each Presidential Elector committed to the independent candidate for President of the**

**United States may be submitted in the form of a cashier's check or certified check made payable to the Secretary of the State Election Board. The filing fee for each Presidential Elector shall be in an amount equal to the filing fee described in [Section 20-102](#) of this title. The sum of the filing fees for each Presidential Elector may be paid in a single cashier's check or certified check. The filing fees shall be deposited in the State Election Board Revolving Fund created pursuant to [Section 3-107](#) of this title; and**

"5. If the requirements set forth in this section are found by the Secretary of the State Election Board to be sufficient, then the independent candidate for President of the United States shall be qualified to appear on the General Election ballot. The candidate shall certify to the Secretary of the State Election Board the name of the candidate's Vice Presidential running mate no later than the deadline established in [Section 10-101](#) of this title for the certification by a recognized political party of its nominee for Vice President of the United States."

**"B. A political party not recognized under the laws of the State of Oklahoma may place its nominees for President of the United States, Vice President of the United States and Presidential Electors on the ballot subject to the same requirements, restrictions and deadlines as provided for an independent candidate for President of the United States. Provided, the national chair of the unrecognized political party shall submit the Statement of Candidacy on behalf of the unrecognized political party, and shall provide the Secretary of the State Election Board with a separate certificate of nomination for the unrecognized political party's nominees for President and Vice President of the United States, in a form and manner prescribed by the Secretary of the State Election Board."**

***Oklahoma Statutes, Title 26, Section 10-101:***

"D. A recognized political party shall certify its nominees for President of the United States and Vice President of the United States to the Secretary of the State Election Board no later than seventy-five (75) days prior to the date of the General Election to ensure the State Election Board and the county election boards have sufficient time to meet the deadline for sending absentee ballots to uniformed services voters pursuant to federal and state law."

***Oklahoma Statutes, Title 26, Section 10-102:***

"Every party nominee for Presidential Elector shall subscribe to an oath, stating that said nominee, if elected, will cast a ballot for the persons nominated for the offices of President and Vice President by the nominee's party. The oath shall be notarized by a notary public and filed with the Secretary of the State Election Board no fewer than ninety (90) days prior to the General Election."

***Oklahoma Statutes, Title 26, Section 10-104:***

"The electors for President and Vice President, hereinafter referred to as Presidential Electors, shall be registered voters of Oklahoma; provided, however, that no United States Senator or United States Representative or person holding an office of trust or profit under the United States shall be a Presidential Elector."

***Oklahoma Statutes, Title 26, Section 1-108:***

**Regarding Required Number of Petition Signatures:** ". . . petitions seeking recognition of a political party, in a form to be prescribed by the Secretary of the State Election Board, shall be filed with such Secretary, bearing the signatures of registered voters equal to at least three percent (3%) of the total votes cast in the last General Election for Governor. Each page of such petitions must contain the names of registered voters from a single county."

**STATE OF OKLAHOMA  
 PETITION SUPPORTING NOMINEE OF UNRECOGNIZED POLITICAL PARTY  
 FOR THE OFFICE OF PRESIDENT OF THE UNITED STATES**

**Unrecognized Political Party:** \_\_\_\_\_ **County in Oklahoma:** \_\_\_\_\_

I, the undersigned, certify that I am a registered voter in the State of Oklahoma, in the county named above, and I support the candidacy of the nominee of the unrecognized political party named above for President of the United States.

	Voter's Signature	Voter's Name (Print)	Voter's Street Address (Print)	City (Print)	ZIP Code	Date Signed		
						Month	Day	Year
1								
2								
3								
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								

**Notice to Circulator: Only voters who are residents of the county named above may sign this petition page.**

**Witnessed by:** \_\_\_\_\_  
 (Printed Name of Circulator)

\_\_\_\_\_  
 (Signature of Circulator)

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# State of Oklahoma



## Presidential Elector Oath or Affirmation

I, \_\_\_\_\_, do solemnly swear (or affirm) that if I am elected to the office of Presidential Elector at the next general election, I will cast my ballot as such Presidential Elector for the persons nominated for the offices of President and Vice President of the United States by the \_\_\_\_\_ Party as required by 26 O.S. §10-102.

\_\_\_\_\_  
(Elector's Signature) (Date)

### Notary

State of \_\_\_\_\_ County of \_\_\_\_\_

Signed and sworn to or affirmed before me on \_\_\_\_\_ by \_\_\_\_\_.  
(Date) (Name of Person Making Oath)

\_\_\_\_\_  
(Signature of Notarial Officer)

\_\_\_\_\_  
(Title and Rank of Notarial Officer)

\_\_\_\_\_  
(Commission Expiration Date)

\_\_\_\_\_  
(Commission Number)

\_\_\_\_\_  
(Impress SEAL here)

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