

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 HOUSE BILL 1879

By: Proctor

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5  
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2011,  
8 Section 4-109.3, as last amended by Section 3,  
9 Chapter 326, O.S.L. 2016 (26 O.S. Supp. 2016, Section  
10 4-109.3), which relates to voter registration;  
11 providing for automatic voter registration;  
12 authorizing Secretary of the State Election Board to  
13 adopt rules; and providing an effective date.

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

15 SECTION 1. AMENDATORY 26 O.S. 2011, Section 4-109.3, as  
16 last amended by Section 3, Chapter 326, O.S.L. 2016 (26 O.S. Supp.  
17 2016, Section 4-109.3), is amended to read as follows:

18 Section 4-109.3 A. When a qualified elector applies for  
19 issuance or renewal of an Oklahoma driver's license, or issuance of  
20 a state identification card issued pursuant to Section 6-105 of  
21 Title 47 of the Oklahoma Statutes, or for a change of address for  
22 driver license purposes, the person shall be asked if he or she  
23 wishes to register to vote or to change his or her address for  
24 voting purposes. If the person wishes to register to vote or to  
change his or her address for voting purposes, the person shall be

1 given a voter registration application which should be completed and  
2 signed by the applicant and returned to the official of the motor  
3 license agency. If the person declines, he or she shall be given a  
4 declination statement with the application form prescribed by the  
5 Secretary of the State Election Board which shall be retained by the  
6 motor license agency or designated representative of the Department  
7 of Public Safety for twenty-four (24) months. All completed voter  
8 registration applications shall be transmitted by the motor license  
9 agent at the close of business each week to the State Election Board  
10 in preaddressed, postage prepaid envelopes provided by the State  
11 Election Board. If a person registers or declines to register to  
12 vote, the office at which the person submits the voter registration  
13 application or the fact that the person declined to register shall  
14 remain confidential and will be used only for voter registration  
15 purposes.

16 B. Motor license agents shall receive fifty cents (\$0.50) per  
17 valid voter registration application or application for change in  
18 voter registration taken by themselves and employees of the motor  
19 license agent's office taken at the agent's office, payable by the  
20 State Election Board.

21 C. The Oklahoma Tax Commission shall notify the Secretary of  
22 the State Election Board of motor license agent appointments. The  
23 Oklahoma Department of Public Safety shall notify the Secretary of  
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1 the State Election Board of motor license agents qualified to issue  
2 driver licenses.

3 D. The Secretary of the State Election Board is authorized to  
4 develop with the Department of Public Safety a system to  
5 electronically transmit voter registration applications from motor  
6 license agencies to the State Election Board or county election  
7 boards. Such system shall be consistent with the requirements for  
8 electronic submission of voter registration applications provided in  
9 Section 4-109.4 of this title.

10 E. The Secretary of the State Election Board shall develop a  
11 system by which the Department of Public Safety and motor license  
12 agents shall provide to the Secretary electronic records containing  
13 the legal name, age, residence and citizenship information for, and  
14 the electronic signature of, each person who is a qualified elector.

15 F. Upon receiving the electronic record for, and electronic  
16 signature of a qualified elector, the Secretary shall provide the  
17 information to the county election board of the county in which the  
18 person may be registered as a qualified elector. The Secretary or  
19 county election board shall notify each person of the process to:

- 20 1. Decline being registered as a qualified elector, or  
21 2. Adopt a political party affiliation.

22 G. If a person notified under subsection F of this section does  
23 not decline to be registered as an elector within twenty-one (21)  
24 calendar days after the Secretary of State or county clerk issues

1 the notification, the person's electronic record and electronic  
2 signature submitted under subsection E of this section shall  
3 constitute a completed registration card for the person for purposes  
4 of this section. The person shall be registered to vote if the  
5 county election board determines that the person is a qualified  
6 elector, and the person is not already registered to vote.

7 H. A county election board shall not send a ballot to, or add  
8 to an elector registration list, a person who meets eligibility  
9 requirements until at least twenty-one (21) calendar days after the  
10 Secretary or county election board provided notification to the  
11 person as described in subsection F of this section.

12 I. The Secretary is authorized to adopt rules to implement the  
13 requirements of this section.

14 SECTION 2. This act shall become effective November 1, 2017.

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