

1 **SENATE FLOOR VERSION**

2 April 11, 2023

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL NO. 2056

By: Roberts and Wolfley of the
House

6 and

7 Bergstrom of the Senate

8
9 [elections - cancelation of voter registration -
10 mailing addresses - ballots - hours for voting - vote
11 centers - effective date -
12 emergency]

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

14 SECTION 1. AMENDATORY 26 O.S. 2021, Section 4-113, as
15 amended by Section 1, Chapter 293, O.S.L. 2022 (26 O.S. Supp. 2022,
16 Section 4-113), is amended to read as follows:

17 Section 4-113. A. The Secretary of the State Election Board
18 shall devise a voter identification card which shall be issued to
19 every person who becomes a registered voter in Oklahoma. The voter
20 identification card shall contain such information as is necessary
21 to determine a registered voter's eligibility.

22 B. When a person registers to vote or changes his or her
23 registration in any manner to require a new voter identification
24 card, or upon the eighteenth birthday of a person who has submitted

1 a voter registration application pursuant to the provisions of
2 subsection B of Section 4-103 of this title, the county election
3 board secretary in the county of the voter's residence shall
4 transmit the new voter identification card as acknowledgment of the
5 transaction which may be the notice required in Section 4-103.1 of
6 this title. New voter identification cards provided for in this
7 subsection shall be mailed to the physical address of the voter if
8 such address is valid to receive mail delivery; provided, however,
9 the voter identification card shall be transmitted to the mailing
10 address provided by the voter on his or her voter registration
11 application if the mailing type or physical address meets one of the
12 following exceptions:

13 1. The voter's physical address of residence is not a valid
14 address to receive mail delivery. A valid address is one that
15 follows the correct standards and formatting of the United States
16 Postal Service. A valid address shall have a street name, street
17 number, city, state, and ZIP code. An invalid address is one that
18 has a directional address or unknown structure under standards of
19 the United States Postal Service or is otherwise not eligible to
20 receive mail delivery from the United States Postal Service. ~~If the~~
21 ~~applicant's address of residence is not a valid address for mail~~
22 ~~delivery, the voter identification card shall be transmitted to the~~
23 ~~mailing address provided by the applicant on his or her voter~~
24 ~~registration application;~~

1 2. The voter cannot receive mail delivery at a physical address
2 due to "No Mail Receptacle" according to the United States Postal
3 Service; or

4 3. The mailing of the voter identification card is the result
5 of an action initiated by the election board which may include
6 notification to the voter of changes to a polling place, district
7 lines, or precincts listed on the voter registration card, but shall
8 not include address confirmation mailings provided in accordance
9 with Section 4-120.2 of this title.

10 C. 1. If a voter registration card is mailed to the voter's
11 physical address and is returned to the election board by the postal
12 service due to "No Mail Receptacle", the voter registration card may
13 be resent to the mailing address provided on the voter registration
14 application. A person whose voter identification card was returned
15 pursuant to this subsection may appear in person to request and be
16 provided the returned voter registration card at the county election
17 board by presenting proof of identity as described in subsection A
18 of Section 7-114 of this title.

19 2. Upon determination that a voter's physical address of
20 residence cannot receive mail as described in paragraph 1 or 2 of
21 subsection B of this section, the secretary of the county election
22 board may make a notation of such information in the election
23 management system, and any future mailings under the voter's current
24 voter registration may be mailed to the voter's mailing address.

1 D. The Secretary of the State Election Board may promulgate
2 rules to implement the requirements of this section.

3 SECTION 2. AMENDATORY 26 O.S. 2021, Section 4-120.1, is
4 amended to read as follows:

5 Section 4-120.1 A. A registered voter may have his or her name
6 removed from the voter registration database by executing a written
7 notice for same to the Secretary of the State Election Board or any
8 county election board. Such written notice shall be personally
9 signed by the voter and either shall be notarized or shall be
10 witnessed by two persons whose names and addresses shall be included
11 on the notice.

12 B. Any voter who voluntarily cancels his or her voter
13 registration as provided in this section shall be eligible to submit
14 a new voter registration application in the same county when sixty
15 (60) or more calendar days have passed since the submission of the
16 request for cancellation.

17 SECTION 3. AMENDATORY Section 1, Chapter 291, O.S.L.
18 2022 (26 O.S. Supp. 2022, Section 6-104.1), is amended to read as
19 follows:

20 Section 6-104.1 A. All ballots used for any election shall be
21 printed on paper to ensure a fair and accurate count; provided, each
22 precinct polling place and in-person absentee voting location shall
23 provide a means for any voter who requires assistance by reason of
24 blindness, disability, or inability to read or write to cast a

1 ballot privately and independently, in a manner to be determined by
2 the Secretary of the State Election Board.

3 B. 1. Ballots for each election day precinct shall be printed
4 in advance of the date of the election. Provided, the Secretary of
5 the State Election Board may authorize the printing of additional
6 ballots on election day in the event of a ballot shortage or due to
7 an emergency or unforeseen circumstance as described in Section 22-
8 101 of this title.

9 2. Nothing in this subsection shall prohibit the printing or
10 marking of ballots for persons with blindness, disability, or
11 inability to read or write as provided in subsection A of this
12 section.

13 SECTION 4. AMENDATORY 26 O.S. 2021, Section 7-104, is
14 amended to read as follows:

15 Section 7-104. A. At every Primary, Runoff Primary and General
16 Election and any other election conducted by a county election
17 board, each polling place in the state shall open at 7:00 a.m. and
18 shall remain open continuously until 7:00 p.m., and every registered
19 voter of a precinct who presents himself between said hours shall be
20 entitled to vote, as provided by law, provided further, all
21 qualified voters who are in line waiting to vote at 7:00 p.m. shall
22 be allowed to vote.

23 B. 1. A registered voter wishing to vote on election day shall
24 appear at the polling place for his or her assigned precinct.

1 2. Neither the State Election Board nor any county election
2 board shall utilize vote centers for voting on election day. For
3 the purposes of this section "vote center" means a place where any
4 voter in the entire jurisdiction can vote on election day,
5 regardless of the voter's precinct assignment. Provided, an
6 exception to this requirement may be authorized for a county
7 election board by the Secretary of the State Election Board in the
8 event of an emergency as described in Section 22-101 of this title.
9 The emergency use of a countywide vote center must be limited to the
10 precincts directly impacted by the emergency.

11 3. Nothing in this subsection shall prohibit the use of
12 subprecincts as described in Section 3-119 of this title, nor shall
13 it prohibit the assignment of precinct officials to serve more than
14 one precinct, if authorized by law, if the precincts share the same
15 election day polling place.

16 C. If any provision of federal law specifies hours for voting
17 in federal elections, the Secretary of the State Election Board
18 shall direct the county election boards to allow voting in all
19 elections held on the same day as such federal elections during the
20 hours specified by federal law.

21 SECTION 5. This act shall become effective July 1, 2023.

22 SECTION 6. It being immediately necessary for the preservation
23 of the public peace, health or safety, an emergency is hereby
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1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

3 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
4 April 11, 2023 - DO PASS AS AMENDED BY CS

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