

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 HOUSE BILL 2429

By: Roberts (Sean)

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6 AS INTRODUCED

7 An Act relating to elections; authorizing certain
8 data validation for citizenship status; providing for
9 utilization of the Office of Management and
10 Enterprise Services for security of data validation;
11 requiring participation from state agencies;
12 specifying time to conduct data validations;
13 requiring reporting of noncitizens to district
14 attorney; providing for reporting of results of data
15 validation to certain persons; providing exemption to
16 the Oklahoma Open Records Act; providing for
17 promulgation of rules; providing for codification;
18 and providing an effective date.

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

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 4-120.11 of Title 26, unless
22 there is created a duplication in numbering, reads as follows:

23 A. The Secretary of the State Election Board is hereby
24 authorized to conduct a data validation of the state voter
25 registration database with other state or federal databases that
26 contain information regarding the citizenship status of a person.
27 The Secretary may utilize the Office of Management and Enterprise
28 Services to ensure the security of the data being validated. Any

1 state agency requested to participate in the data validation
2 pursuant to this section shall be required to cooperate unless
3 specifically prohibited by federal law. The Secretary of the State
4 Election Board shall conduct the data validation pursuant to this
5 section no later than June 30, 2020, and at least once every two (2)
6 years thereafter.

7 B. Persons who are identified in the data validation pursuant
8 to this section as potentially being noncitizens and who are
9 registered to vote shall be reported to the district attorney in the
10 county in which the voter is registered. Upon being notified by the
11 Secretary of the State Election Board about persons who are
12 potentially noncitizens and who are registered to vote, the district
13 attorney shall investigate and notify the Secretary within sixty
14 (60) days of the disposition of each investigation.

15 C. The Secretary of the State Election Board shall provide a
16 report on the results of the data validation to the Governor, the
17 President Pro Tempore of the Senate and the Speaker of the House of
18 Representatives no later than December 31 of any year in which the
19 data validation is conducted.

20 D. Personal information, including the name, address and
21 birthdate of persons included in the data validation, shall not be
22 subject to the Oklahoma Open Records Act and shall not be made
23 public except by an order of the court. The total number of
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1 potential identifications reported to each district attorney shall
2 be a matter of public record.

3 E. The Secretary of the State Election Board shall promulgate
4 rules and shall prescribe materials necessary for the implementation
5 of this section.

6 SECTION 2. This act shall become effective November 1, 2019.

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