

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 CONFERENCE COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 HOUSE BILL NO. 3232

By: Crosswhite Hader and
Roberts (Sean) of the House

7 and

Paxton and Garvin of the
Senate

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11 CONFERENCE COMMITTEE SUBSTITUTE

12 An Act relating to elections; providing for
13 suspension of provisions implementing federal law;
14 providing for certain determination; creating
15 committee to oversee operations of elections;
16 providing for membership, co-chairs, quorum, and
17 powers and duties; providing for codification; and
18 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 22-117 of Title 26, unless there
22 is created a duplication in numbering, reads as follows:

23 A. In the event any federal law, regulation, order, or other
24 official action seeks to substantially modify or supersede any voter
registration or election administration laws and procedures duly

1 enacted by the Legislature, that federal law, regulation, order, or
2 other official action shall be applicable only to elections for
3 federal office held in this state.

4 B. A determination that a federal law, regulation, order, or
5 other official action would substantially modify or supersede the
6 voter registration or election administration laws and procedures
7 duly enacted by the Legislature shall be made by the Attorney
8 General, with the concurrence of the Secretary of the State Election
9 Board. The determination shall be made in writing and shall state
10 the reasons for the determination.

11 C. 1. There is hereby created a committee to propose changes
12 to the time, place, and manner of conducting elections for state,
13 county, and other non-federal offices in the event a determination
14 made pursuant to subsection B of this section.

15 2. A report of proposed recommendations described in paragraph
16 1 of this subsection shall be submitted to the President Pro Tempore
17 of the Senate, the Speaker of the House of Representatives, and the
18 Governor within sixty (60) days of a determination made pursuant to
19 subsection B of this section. To become operative, such
20 recommendations shall be enacted by the Legislature in the same
21 manner as other legislation.

22 3. Provided, if the Legislature is not in session at the time
23 of a determination made pursuant to subsection B of this section,
24 then the committee may temporarily modify election dates and other

1 associated dates and deadlines provided in this title to ensure that
2 no other election in this state is held on the same date as a
3 special or regular election for federal office. Such modifications
4 shall expire on January 1 of the year following the next regularly
5 scheduled General Election.

6 4. The committee shall consist of eleven (11) members, as
7 follows:

- 8 a. four members of the Oklahoma State Senate, at least
9 one of whom shall be a member of the minority party,
10 to be appointed by the President Pro Tempore of the
11 Senate,
- 12 b. four members of the Oklahoma House of Representatives,
13 at least one of whom shall be a member of the minority
14 party, to be appointed by the Speaker of the House of
15 Representatives,
- 16 c. the Attorney General, or designee,
- 17 d. the chair of the District Attorneys Council, or
18 designee;
- 19 e. the Governor, or designee.

20 5. The Secretary of the State Election Board, or designee, and
21 a secretary of a county election board designated by the Secretary
22 of the State Election Board, shall attend committee meetings in an
23 advisory capacity.

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1 D. The President Pro Tempore of the Senate and the Speaker of
2 the House of Representatives shall each designate a co-chair of the
3 committee from among the members from their respective houses.

4 E. A quorum of the committee shall consist of at least six
5 members; the agenda for each meeting shall be set by the co-chairs
6 and shall be made available to the public, by posting on the Senate
7 and House websites, at least twenty-four (24) hours prior to the
8 time of the meeting. Meetings of the committee shall be governed by
9 joint rules of the Legislature.

10 F. The members and co-chairs of the oversight committee shall
11 be appointed no later than two weeks after a determination is made
12 pursuant to subsection B of this section, and shall provide
13 recommendations to the Legislature within two (2) months after the
14 first meeting.

15 SECTION 2. This act shall become effective November 15, 2022.

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