

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 3364

By: Roberts (Eric)

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5
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2021,
8 Section 14-105, which relates to absentee voting;
9 removing obsolete language; providing for application
10 for absentee ballot by means of electronic
11 communication; providing for application for absentee
12 ballot by paper application; defining term; providing
13 an effective date; and declaring an emergency.

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

15 SECTION 1. AMENDATORY 26 O.S. 2021, Section 14-105, is
16 amended to read as follows:

17 Section 14-105. A. Any registered voter may apply for an
18 absentee ballot in person at the county election board, by United
19 States mail, ~~by telegraph,~~ by facsimile device as defined in Section
20 1862 of Title 21 of the Oklahoma Statutes or by a means of
21 electronic communication designated by the Secretary of the State
22 Election Board. The Secretary of the State Election Board shall
23 prescribe a form to be used for the application, although any
24 application setting forth substantially the same facts shall be
valid.

1 B. 1. A registered voter applying for an absentee ballot by
2 means of electronic communication shall provide his or her name,
3 birth date, and an identification number.

4 2. The identification number provided must match the
5 identification number on the voter registration in order to apply
6 for an absentee ballot pursuant to this subsection.

7 3. If the name, birth date, or identification number provided
8 does not match the voter registration, the voter shall be informed
9 that the county election board is unable to find the registration
10 with the provided information and that the voter should contact the
11 county election board to resolve the issue.

12 4. If the voter does not have a birth date or identification
13 number on his or her voter registration and wants to use electronic
14 communication to apply for an absentee ballot, the voter shall
15 complete a new voter registration to include such birth date and
16 identification number.

17 5. Identifying information such as birth date and
18 identification number shall not be modified online in an existing
19 voter registration, except as provided in Section 4-109.4 of this
20 title. A voter who does not have an identification number on his or
21 her voter registration may apply for absentee ballots pursuant to
22 subsection C of this section.

23 6. A registered voter applying for an absentee ballot pursuant
24 to this subsection, that meets the criteria provided in Section 7-

1 115.1 of this title shall be required to confirm his or her address
2 prior to submitting the form electronically.

3 C. 1. A registered voter applying for an absentee ballot in
4 person, by United States mail, or by facsimile device shall provide
5 his or her name, birth date, and an identification number.

6 2. The identification number provided must match the
7 identification number on the voter registration.

8 3. If the voter registration did not include an identification
9 number, no identification number shall be required on the absentee
10 ballot application.

11 4. If the voter does not recall which identification number he
12 or she included on the voter registration, the voter may provide
13 multiple identification numbers, at least one of which must match
14 the identification number on the voter registration if the voter
15 registration included an identification number.

16 5. If the voter registration does not have an identification
17 number, then the absentee ballot application shall be accepted
18 without a match of an identification number.

19 D. For purposes of this section, "identification number" means
20 a number submitted on the registration application pursuant to
21 paragraph 3 of subsection A of Section 4-112 of this title.

22 SECTION 2. This act shall become effective July 1, 2022.

23 SECTION 3. It being immediately necessary for the preservation
24 of the public peace, health or safety, an emergency is hereby

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.

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