

1 STATE OF OKLAHOMA

2 2nd Session of the 56th Legislature (2018)

3 HOUSE BILL 3396

By: Williams

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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 1,
9 Chapter 242, O.S.L. 2017 (26 O.S. Supp. 2017, Section
10 4-109.3), which relates to voter registration;
11 authorizing State Election Board to develop certain
12 system; authorizing Secretary of the Board to provide
13 certain information to county election board;
14 providing for automatic voter registration;
15 prohibiting sending of ballots to certain persons;
16 and providing an effective date.

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

18 SECTION 1. AMENDATORY 26 O.S. 2011, Section 4-109.3, as
19 last amended by Section 1, Chapter 242, O.S.L. 2017 (26 O.S. Supp.
20 2017, Section 4-109.3), is amended to read as follows:

21 Section 4-109.3 A. When a qualified elector applies for
22 issuance or renewal of an Oklahoma driver license, or issuance of a
23 state identification card issued pursuant to Section 6-105 of Title
24 47 of the Oklahoma Statutes, he or she shall be provided voter
registration services as required by the National Voter Registration
Act. All completed paper voter registration applications shall be
transmitted by the agency accepting the application at the close of

1 business each week to the State Election Board in preaddressed,
2 postage prepaid envelopes provided by the State Election Board. If
3 a person registers or declines to register to vote, the office at
4 which the person submits the voter registration application or the
5 fact that the person declined to register shall remain confidential
6 and will be used only for voter registration purposes.

7 B. A change of address for an Oklahoma driver license or state
8 identification card submitted by a registered voter shall also serve
9 as a change of address for voter registration purposes if the new
10 address is within the same county where the voter is registered to
11 vote. If the new address is outside the county where the voter is
12 currently registered to vote, the voter shall be sent a notice and
13 application with instructions for registering to vote at the new
14 address. A change of address for an Oklahoma driver license or
15 state identification card shall not be used to update a voter
16 registration address if the registrant states in writing that the
17 change of address is not for voter registration purposes.

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

23 D. The Oklahoma Tax Commission shall notify the Secretary of
24 the State Election Board of motor license agent appointments. The

1 Oklahoma Department of Public Safety shall notify the Secretary of
2 the State Election Board of motor license agents qualified to issue
3 driver licenses.

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

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

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

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

23 H. If a person notified under subsection G of this section does
24 not decline to be registered as an elector within twenty-one (21)

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

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

13 J. The Secretary of the State Election Board shall promulgate
14 rules and procedures to implement the requirements of this section.

15 SECTION 2. This act shall become effective November 1, 2018.

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