

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 58th Legislature (2022)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3677

By: Roberts (Sean)

7
8 COMMITTEE SUBSTITUTE

9 An Act relating to elections; amending 26 O.S. 2021,
10 Section 4-112, which relates to voter registration;
11 requiring verification of certain information;
12 amending 26 O.S. 2021, Section 7-130, which relates
13 to poll watchers; making certain acts unlawful;
14 providing for penalty; and providing an effective
15 date.

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

17 SECTION 1. AMENDATORY 26 O.S. 2021, Section 4-112, is
18 amended to read as follows:

19 Section 4-112. A. The Secretary of the State Election Board
20 shall devise and distribute a registration application form to be
21 used for registering voters. Such registration application shall
22 contain the following information:
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1 1. The applicant's full name and date of birth, county and
2 place of residence, and mailing address pursuant to the provisions
3 of subsection G of this section;

4 2. A space or section to designate a political party recognized
5 by the laws of the State of Oklahoma with which the applicant
6 chooses to be affiliated;

7 3. The Oklahoma driver license or identification card number if
8 the applicant has been issued a current and valid driver license or
9 identification card by the Department of Public Safety, or if the
10 applicant does not have a valid Oklahoma driver license or
11 identification card, the last four digits of the voter's Social
12 Security number;

13 4. An oath of the eligibility of the applicant to become a
14 registered voter; and

15 5. Such other information as may be deemed necessary by the
16 Secretary to identify such applicant and to ascertain his or her
17 eligibility.

18 B. A voter registration application shall be signed by the
19 applicant in writing. The applicant shall personally subscribe his
20 or her name to or make his or her mark on the application, and no
21 agent, representative or employee of the applicant may sign or mark
22 on the applicant's behalf. The signature or mark must be the
23 original, handwritten signature, autograph or mark of the applicant.
24 No facsimile, reproduction, typewritten or other substitute

1 signature, autograph or mark will be valid. Notwithstanding any law
2 to the contrary, the Secretary of the State Election Board shall
3 prescribe procedures to authorize any person incapable of personally
4 making a mark to complete a voter registration application with
5 assistance of an official of any voter registration agency or motor
6 license agency specified in Sections 4-109.2 and 4-109.3 of this
7 title. Provided, for applications submitted electronically, in lieu
8 of the signature requirements set forth in this subsection, the
9 applicant shall consent to the use of his or her driver license or
10 identification card signature as provided in Section 4-109.4 of this
11 title.

12 C. Persons who do not indicate a recognized political party or
13 political organization on their registration application shall be
14 designated as Independents.

15 D. Any person may apply in writing to the Secretary of the
16 State Election Board for permission to print, copy or otherwise
17 prepare and distribute the registration applications designed by the
18 Secretary of the State Election Board. The Secretary may revoke any
19 such permission at any time.

20 E. All registration applications shall be distributed to the
21 public at no charge.

22 F. The Secretary also shall prescribe procedures to accept and
23 use the National Mail Voter Registration Form, or its successor, as
24 required by the National Voter Registration Act of 1993. Provided,

1 to be accepted as a valid voter registration application, the form
2 shall include the applicant's original, handwritten signature,
3 autograph or mark as described in subsection B of this section.

4 G. Applicants for voter registration or for change of voter
5 registration in any way shall provide a residence address and, if
6 different from the residence address, a mailing address. A
7 residence address shall include the street address of the residence,
8 including a full house number, street name or number, apartment or
9 suite number, if applicable, and zip code. If a street address is
10 not available for the residence, applicants shall provide such
11 information as the Secretary of the State Election Board deems
12 necessary for voter registration purposes. A post office box may
13 not be given as a residence address. A mailing address, which shall
14 include the city and zip code, may be the actual emergency
15 notification or 911 address on file in the local community, a rural
16 route and box number, a post office box number or a street address.

17 H. A full or partial Social Security number or driver license
18 number in a voter registration record or a voter registration
19 application shall not be considered a public record and shall be
20 kept confidential by the State Election Board and each county
21 election board.

22 I. The Secretary of State shall establish standards to verify
23 the authenticity of the information required in paragraph 3 of
24

1 subsection A of this section for every registered voter in the
2 state.

3 SECTION 2. AMENDATORY 26 O.S. 2021, Section 7-130, is
4 amended to read as follows:

5 Section 7-130. A. Any candidate or any recognized political
6 party shall be entitled to have a watcher present at any place where
7 an official count is being conducted. Such watcher must be
8 commissioned in writing by the candidate, or by the chair of the
9 recognized political party of the county in which the watcher is
10 being authorized. Such commission must be filed with the secretary
11 of the appropriate county election board no later than 5:00 p.m. on
12 Wednesday preceding the election. Watchers must subscribe to an
13 oath to observe all laws and rules prescribed for watchers as
14 hereinafter provided. Such oath must be administered by the
15 inspector of the precinct in which the watcher is authorized.
16 Watchers shall be entitled to observe the voting device both before
17 the polls are opened and after the polls are closed; provided,
18 further, that such watchers shall not be present at the polling
19 place at other times. Watchers may be commissioned to observe
20 voting device testing and to accompany personnel assigned to repair
21 or maintain machines during the period of the election. In such
22 case, the watchers shall be limited to observing the repair or
23 maintenance work being performed and making a written record of such

1 work. Any watcher who violates the law prescribed for watchers
2 shall be deemed guilty of a misdemeanor.

3 B. Any person who illegally removes, obstructs the view, or
4 otherwise restricts the free movement of a watcher shall, upon
5 conviction, be guilty of a felony pursuant to Section 16-101 of this
6 title.

7 SECTION 3. This act shall become effective November 1, 2022.

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9 COMMITTEE REPORT BY: COMMITTEE ON ELECTIONS AND ETHICS, dated
10 03/02/2022 - DO PASS, As Amended.

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