

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 514

By: Montgomery

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5  
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2011,  
8 Section 14-113.2, which relates to absentee voting;  
9 modifying requirements for marking and returning of  
10 absentee ballots for certain persons; and providing  
11 an effective date.

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

13 SECTION 1. AMENDATORY 26 O.S. 2011, Section 14-113.2, is  
14 amended to read as follows:

15 Section 14-113.2 A. ~~The~~ 1. A voter who receives an absentee  
16 ballot pursuant to Section 14-110.1 of this title shall be  
17 responsible for marking the ~~ballots~~ ballot or directing a person  
18 chosen by the voter to mark the ~~ballots~~ ballot in accordance with  
19 the provisions of Section 7-123.3 of this title and as prescribed by  
20 the Secretary of the State Election Board~~†~~.

21 2. The voter shall seal the ballots in the plain opaque  
22 envelope~~†~~.

23 3. The voter shall fill out completely and sign the affidavit  
24 or direct a person chosen by the voter to sign the affidavit, ~~such~~

1 whose name and address of residence shall be printed on the  
2 affidavit.

3 4. The signature ~~to~~ of the voter shall be witnessed by two  
4 persons, who did not sign the affidavit on behalf of the voter,  
5 whose printed name, signature and address of residence shall appear  
6 on the affidavit~~†.~~

7 5. The voter shall seal the plain opaque envelope inside the  
8 envelope bearing the affidavit and return both envelopes, sealed  
9 inside the return envelope, ~~by United States mail or by a private~~  
10 ~~mail service, provided such service has delivery documentation, to~~  
11 ~~the county election board~~ in the same manner described in Section  
12 14-108 of this title.

13 B. No person, except members of absentee voting boards, shall  
14 witness the signature of more than five affidavits of persons who  
15 swear they are physically incapacitated and unable to vote in person  
16 at their precinct on election day. No person who is a candidate for  
17 an office on the ballot or who is related within the third degree of  
18 consanguinity or affinity to a candidate on the ballot may witness  
19 any absentee ballot affidavit.

20 SECTION 2. This act shall become effective November 1, 2021.

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