

ENROLLED HOUSE
BILL NO. 2002

BY: HAMILTON (James), HAGER,
GRIESER, WIDENER, VAUGHN
(George) and HILLIARD of
the HOUSE

and

LONG (Ed) and CAPPS of
the SENATE

AN ACT RELATING TO ELECTIONS; AMENDING 26 O.S.
1991, SECTIONS 3-120 AND 13A-101, WHICH RELATE TO
POLLING PLACES AND SCHOOL ELECTIONS; AUTHORIZING
COUNTY ELECTION BOARD SECRETARY TO COMBINE CERTAIN
VOTER REGISTRATION RECORDS AND DESIGNATE ALTERNATE
POLLING PLACES DURING CERTAIN SCHOOL ELECTIONS;
PROHIBITING MOVEMENT OF CERTAIN VOTER RECORDS;
REQUIRING CERTAIN SCHOOL DISTRICTS AND AREA
VOCATIONAL-TECHNICAL SCHOOL DISTRICTS TO SHARE
POLLING PLACES; REQUIRING CERTAIN NOTICE TO BE
PUBLISHED AND POSTED IN CERTAIN PLACES; SPECIFYING
CONTENT OF SUCH NOTICE; PROVIDING AN EFFECTIVE
DATE; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 26 O.S. 1991, Section 3-120, is
amended to read as follows:

Section 3-120. ~~There~~ Except as otherwise provided for by law,
there shall be one (1) polling place for each precinct, said polling
place to be located within the geographic boundaries of such
precinct. The State Election Board shall be authorized to adopt
rules and regulations providing exceptions to the aforesaid
requirement. Persons, businesses, churches and any other
nongovernmental entities providing space for use as a polling place
shall not be held liable for any torts arising from any incident
occurring in such space during the period when such space is used as
a polling place.

SECTION 2. AMENDATORY 26 O.S. 1991, Section 13A-101, is
amended to read as follows:

Section 13A-101. A. Except as otherwise provided by law, the
general election laws shall apply to all elections for school
districts and vocational-technical school districts. When it is
impossible or impractical to apply the general election laws for
school districts and vocational-technical school districts, the
Secretary of the State Election Board shall prescribe procedures
consistent with the purposes of the general election laws.

B. The Secretary of the State Election Board may allow certain
precincts to be closed during school district and vocational-
technical school district elections upon request of the secretary of
the county election board or upon request of the board of education
of a school district.

C. Except as otherwise provided in this section, upon request
of the board of education of any school district, or of the board of

education of any vocational-technical school district, or both if an election in the precinct is affected by both, the secretary of a county election board shall combine the voter registration records of any precinct, not split by two or more school districts in which elections are being held or by two or more school board districts in school districts of ten thousand (10,000) or more average daily membership, with those of an adjacent precinct within the school district for any school election, provided that the voter registration records of no more than three precincts may be combined in one precinct. No voter registration records may be moved if another entity, other than a public school or vocational-technical school district, is holding an election in the precinct on the same day. No voter registration records may be moved across county lines.

D. School districts and vocational-technical school districts shall share polling places where the districts overlap if the districts hold elections on the same day.

E. At least ten (10) days prior to a school election, the superintendent for each board of education for a district in which voter registration information has been combined shall publish a notice and issue a news release of the polling place locations for that election in a newspaper of general circulation in each county where voter registration information was combined. Said notice shall list the name and location of the combined polling places, and which precinct will conduct the voting. Said notice shall include information about options for absentee and in-person absentee voting. Ten (10) days prior to the election, the county election board shall post a notice on the door of each polling place from which voter registration information is being moved. Said notice shall list the name and location of the combined polling places, and which precinct will conduct the voting. Said notice shall also be posted at each affected county election board stating that such polling place will not be open and explaining options for mail and in-person absentee voting.

SECTION 3. This act shall become effective September 1, 1992.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 20th day of May, 1992.

Speaker of the House of
Representatives

Passed the Senate the 27th day of May, 1992.

President of the Senate