

EHB 1412

THE STATE SENATE
Wednesday, March 26, 2003

ENGROSSED

House Bill No. 1412

As Amended

ENGROSSED HOUSE BILL NO. 1412 - By: PETTIGREW of the House and REYNOLDS of the Senate.

An Act relating to elections; amending 26 O.S. 2001, Section 14-108, as amended by Section 15, Chapter 447, O.S.L. 2002 (26 O.S. Supp. 2002, Section 14-108), which relates to return of absentee ballots; prohibiting certain persons from notarizing absentee ballots; prohibiting certain acts; amending 26 O.S. 2001, Section 26-102, which relates to penalties for illegal voting; adding prohibited act; providing for codification; and providing an effective date.

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

SECTION 1. AMENDATORY 26 O.S. 2001, Section 14-108, as amended by Section 15, Chapter 447, O.S.L. 2002 (26 O.S. Supp. 2002, Section 14-108), is amended to read as follows:

Section 14-108. A. The voter shall be required to mark ~~his or her~~ the ballot in ink or other manner as prescribed by the Secretary of the State Election Board; seal the ballots in the plain opaque envelope; fill out completely and sign the affidavit, such signature to be notarized at no charge by a notary public; seal the plain opaque envelope inside the envelope bearing the affidavit and return both envelopes, sealed inside the return envelope, by United States

1 mail or by a private mail service, provided such service has
2 delivery documentation, to the county election board.

3 B. The ballot shall not be notarized by any person whose name
4 appears on the ballot as a candidate or by any campaign chairperson
5 or campaign treasurer for a candidate whose name appears on the
6 ballot.

7 SECTION 2. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 4-120.10 of Title 26, unless
9 there is created a duplication in numbering, reads as follows:

10 No person who has transferred voter registration pursuant to
11 Section 4-116 or 4-118 of Title 26 of the Oklahoma Statutes shall
12 vote or attempt to vote in the precinct in which the person was
13 registered prior to the transfer of registration.

14 SECTION 3. AMENDATORY 26 O.S. 2001, Section 16-102, is
15 amended to read as follows:

16 Section 16-102. Any person who votes more than once at any
17 election, who votes in a precinct after having transferred voter
18 registration to a new precinct, or who, knowing that he is not
19 eligible to vote at an election, willfully votes at said election
20 shall be deemed guilty of a felony.

21 SECTION 4. This act shall become effective November 1, 2003.

22 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated 3-24-03
23 - DO PASS, As Amended.