

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 SENATE BILL 1758

By: Johnson (Constance)

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5
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2001,
8 Section 2-107, as last amended by Section 2, Chapter
9 545, O.S.L. 2004 (26 O.S. Supp. 2007, Section 2-107),
10 which relates to powers and duties of the Secretary
11 of the State Election Board; granting Secretary
12 authority to cancel or reschedule elections under
13 certain circumstances; and providing an effective
14 date.

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

16 SECTION 1. AMENDATORY 26 O.S. 2001, Section 2-107, as
17 last amended by Section 2, Chapter 545, O.S.L. 2004 (26 O.S. Supp.
18 2007, Section 2-107), is amended to read as follows:

19 Section 2-107. The Secretary of the State Election Board shall
20 be the administrative officer of the State Election Board ~~and~~, shall
21 have general supervisory authority over county election boards and
22 shall have the authority to provide administrative supervision to
23 any county election board, as well as the authority to stand in the
24 place of the secretary of the county election board for the purpose
of employing county election board personnel when a vacancy exists

1 in the office of the secretary of the county election board. The
2 Secretary shall have the ~~authority to~~ following powers and duties:

3 1. To employ and fix the salaries and duties of such personnel
4 as may be necessary to perform the duties of the State Election
5 Board. ~~The Secretary may;~~

6 2. To promulgate, repeal or modify such rules ~~or regulations~~ as
7 the Secretary deems necessary to facilitate and assist in achieving
8 and maintaining uniformity in the application, operation and
9 interpretation of the state and federal election laws and a maximum
10 degree of correctness, impartiality and efficiency in administration
11 of the election laws; provided, however, that such rules ~~or~~
12 ~~regulations~~, to be binding and effective, must have been officially
13 adopted by the Secretary of the State Election Board; ~~the.~~ The
14 procedure and adoption of such rules ~~and regulations~~ shall be
15 subject to the provisions of the Administrative Procedures Act. ~~The~~
16 ~~Secretary shall;~~

17 3. To promote and encourage voter registration and voter
18 participation in elections. ~~The Secretary shall be;~~

19 4. To serve as the chief state election official responsible
20 for coordination of state responsibilities under the National Voter
21 Registration Act of 1993 and under the Help America Vote Act of
22 2002. ~~The Secretary shall have the authority to;~~

23 5. To implement programs for confirmation of voter registration
24 and for removal of ineligible voters in compliance with general

1 Oklahoma election law and requirements of the National Voter
2 Registration Act of 1993; and

3 6. With the consent of the Chair of the State Election Board,
4 to order the cancellation or rescheduling of any election, other
5 than an election conducted pursuant to the provisions of federal
6 law, in the event of an emergency or natural disaster which impedes
7 the ability of the State Election Board or any county election board
8 to conduct the election, or impedes the ability of voters to travel
9 to their polling places to cast ballots.

10 SECTION 2. This act shall become effective January 1, 2009.

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