

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 1862

By: McMullen

4  
5  
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2001,  
8 Sections 4-103 and 4-110.1, which relate to voter  
9 registration; providing for registration on election  
10 day; providing an effective date; and declaring an  
11 emergency.

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

13 SECTION 1. AMENDATORY 26 O.S. 2001, Section 4-103, is  
14 amended to read as follows:

15 Section 4-103. A. Any person who will become a qualified  
16 elector during the sixty (60) days before the next ensuing election  
17 at which he could vote shall be entitled to become a registered  
18 voter of the precinct of his or her residence not more than sixty  
19 (60) ~~and not less than twenty-four (24)~~ days prior to said election.

20 B. An individual who is eligible to vote may register on  
21 election day by appearing in person at the polling place for the  
22 precinct in which the individual maintains residence, by completing  
23 a registration application, making an oath in the form prescribed by  
24 the State Election Board and providing proof of residence. An

1 individual may prove residence for purposes of registering by either  
2 of the following forms of identification:

3 1. A document containing a photograph of the voter, issued by  
4 the state, the federal government, a county, a municipality, or a  
5 federally recognized Indian tribe; or

6 2. A copy of a current utility bill, bank statement, government  
7 check, or paycheck.

8 C. False swearing or affirming under oath shall be punishable  
9 as a felony, and the penalty shall be distinctly set forth on the  
10 face of the statement.

11 SECTION 2. AMENDATORY 26 O.S. 2001, Section 4-110.1, is  
12 amended to read as follows:

13 Section 4-110.1 A. Voter registration applications may be  
14 submitted at any time. ~~However, completed applications received by~~  
15 ~~the State Election Board, any county election board, any agency~~  
16 ~~designated to accept voter registration applications or any motor~~  
17 ~~license agent as part of a driver's license or identification card~~  
18 ~~application twenty four (24) days prior to an election; any mail~~  
19 ~~application postmarked twenty four (24) days or less prior to an~~  
20 ~~election or any mail application received without a postmark~~  
21 ~~nineteen (19) days or less prior to an election shall not be~~  
22 ~~approved for that election if the applicant's residence is located~~  
23 ~~within the geographical boundaries of the entity for which the~~  
24 ~~election is being conducted.~~

1       ~~B. No more than seven (7) days after any election, each county~~  
2 ~~election board secretary for the county of the applicant's residence~~  
3 ~~shall mail a notice of disposition as required in Section 8 of this~~  
4 ~~act to all persons whose voter registration applications were~~  
5 ~~received twenty four (24) days or less prior to the election.~~

6       ~~C. Registration for voting purposes occurs when a completed~~  
7 ~~voter registration application is approved by the county election~~  
8 ~~board secretary for the county or the applicant's residence and on~~  
9 ~~the date that the information is entered into the Oklahoma Election~~  
10 ~~Management System for the county of the applicant's residence.~~

11       ~~D. Registration for candidate filing or party affiliation~~  
12 ~~purposes occurs at the earliest time the completed voter~~  
13 ~~registration application is received at the State Election Board,~~  
14 ~~any county election board, any agency designated to accept voter~~  
15 ~~registration applications or any Motor License Agent as part of a~~  
16 ~~driver's license or identification card application provided that~~  
17 ~~the application subsequently is approved by the secretary of the~~  
18 ~~county election board for the county of the applicant's residence;~~  
19 ~~or, in the case of mail applications, registration for candidate~~  
20 ~~filing or party affiliation purposes shall occur at the time when~~  
21 ~~the completed voter registration application is postmarked provided~~  
22 ~~that the application subsequently is approved by the secretary of~~  
23 ~~the county election board for the county of the applicant's~~  
24 ~~residence; or in the case of a mail application received without a~~

1 postmark, registration for candidate filing or party affiliation  
2 purposes shall occur at the earliest time when the completed  
3 application is received by the State Election Board or any county  
4 election board provided that the application is subsequently  
5 approved by the secretary of the county election board for the  
6 county of the applicant's residence.

7 SECTION 3. This act shall become effective July 1, 2009.

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

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