

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2139

By: Shelton

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5
6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2001,
8 Section 4-120.4, as amended by Section 7, Chapter
9 447, O.S.L. 2002 (26 O.S. Supp. 2008, Section 4-
10 120.4), which relates to convicted felons; providing
11 for notice of restoration of voting rights; and
12 providing an effective date.

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

14 SECTION 1. AMENDATORY 26 O.S. 2001, Section 4-120.4, as
15 amended by Section 7, Chapter 447, O.S.L. 2002 (26 O.S. Supp. 2008,
16 Section 4-120.4), is amended to read as follows:

17 Section 4-120.4 A. The Secretary of the State Election Board
18 shall accept written notice from the United States Attorney of
19 persons convicted of felonies in a district court of the United
20 States. The Secretary of the State Election Board shall cause the
21 voter registrations of persons listed in the written notice to be
22 cancelled in the county of the person's residence and shall notify
23 the secretary of the appropriate county election board of the
24 cancellation.

1 B. The court clerk in each county shall prepare a list monthly
2 of all persons convicted in the county of a felony and shall
3 transmit the list to the secretary of the county election board.
4 The list shall include information necessary to identify a person on
5 the list as a registered voter prescribed by the Secretary of the
6 State Election Board. The secretary shall cancel the registration
7 of registered voters in the county included on the list. The
8 secretary of the county election board shall forward the names of
9 any persons on the list who are not residents of the county to the
10 Secretary of the State Election Board. The Secretary of the State
11 Election Board shall cause the voter registrations of persons from a
12 list who are forwarded to the Secretary to be cancelled in the
13 county of the person's residence.

14 C. Upon completion of the sentence imposed, any person
15 convicted of a felony shall be notified by the sentencing court that
16 the voting rights of the person shall be restored upon registering
17 to vote.

18 D. The Secretary of the State Election Board, secretaries of
19 county election boards, and their agents and employees shall not be
20 held civilly liable for any action taken based upon information
21 concerning felony convictions received from a United States Attorney
22 or a county court clerk pursuant to subsections A and B of this
23 section if a reasonable effort was made to make an accurate match of
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1 the information provided with voter registration records before
2 canceling any voter's registration.

3 SECTION 2. This act shall become effective November 1, 2009.

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5 52-1-5545 LRB 12/18/08

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