

1 STATE OF OKLAHOMA

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

3 SENATE BILL 866

By: Corn

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5
6 AS INTRODUCED

7 An Act relating to elections; creating the Oklahoma
8 Voter Verification and Election Integrity Act;
9 providing short title; providing procedures for voter
10 registration on election days; providing for
11 establishment of identity and residency; requiring
12 oath under certain circumstances; allowing
13 registration after certain deadline and specifying
14 procedures therefor; providing that certain persons
15 not permitted to vote except under certain
16 circumstances; allowing persons not receiving
17 absentee ballots to vote in person; specifying
18 elections to which procedures apply; providing for
19 codification; and providing an effective date.

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

21 SECTION 1. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 7-115.3 of Title 26, unless
23 there is created a duplication in numbering, reads as follows:

24 This act shall be known and may be cited as the "Oklahoma Voter
Verification and Election Integrity Act".

SECTION 2. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 7-115.4 of Title 26, unless
there is created a duplication in numbering, reads as follows:

1 A. A person who is eligible to register to vote may register on
2 election day by appearing in person at the polling place for the
3 precinct in which the individual resides and completing a voter
4 registration application, making written oath, and providing proof
5 of identity.

6 B. For purposes of this section, a person may establish
7 identity by presenting to a precinct or any election official any of
8 the following:

9 1. A current and valid government or tribal identification
10 document;

11 2. An Oklahoma driver license;

12 3. An Oklahoma non-operator's identification card;

13 4. A residential lease or utility bill that shows the name and
14 address of the voter;

15 5. A student identification card from a postsecondary
16 educational institution in Oklahoma;

17 6. A copy of a bank statement, government check, paycheck, or
18 other government document that shows the name and address of the
19 voter; or

20 7. Any current and valid form of photographic identification
21 approved by the State Election Board.

22 If the photographic identification presented does not contain
23 the person's current address in the precinct, the person may be
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1 requested to present a current document that shows the person's name
2 and address in the precinct.

3 C. In lieu of subsection B of this section, a person wishing to
4 vote may establish identity and residency in the precinct by written
5 oath of a person who is registered to vote in the precinct. The
6 registered voter's oath shall attest to the stated identity of the
7 person wishing to vote and that the person is a current resident of
8 the precinct. The oath must be signed by the attesting registered
9 voter in the presence of any precinct election official.

10 D. The oath required pursuant to subsection A and subsection C
11 of this section shall be attached to the voter registration
12 application, and the information contained in the oath shall be
13 recorded on the voter registration records of the person registering
14 to vote and on the voter registration records of the registered
15 voter attesting by oath on behalf of a person registering to vote if
16 applicable.

17 E. At any time before election day, a person who appears in
18 person at the their county election board office or at a satellite
19 absentee voting station after the deadline for registration in
20 Section 4-110.1 of Title 26 of the Oklahoma Statutes, may register
21 to vote and vote an absentee ballot by following the procedure in
22 this section for registering to vote on election day. A person who
23 wishes to vote in person at the polling place on election day and
24 who has not registered to vote before the deadline is required to

1 register to vote at the polling place on election day following the
2 procedure in this section.

3 SECTION 3. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 7-115.5 of Title 26, unless
5 there is created a duplication in numbering, reads as follows:

6 A. A person whose name does not appear on the election register
7 of the precinct in which that person claims the right to vote shall
8 not be permitted to vote, unless the person affirms that the person
9 is currently registered in the county and presents proof of
10 identity, or a county election board official informs a precinct
11 election official that an error has occurred and that the person is
12 a registered voter of that precinct. If the county election board
13 office finds no record of the person's registration but the person
14 insists that the person is a registered voter of that precinct, the
15 precinct election officials shall allow the person to cast a ballot.
16 If the voter informs the precinct election official that the voter
17 resides in the precinct and is not registered to vote, the voter may
18 register to vote and cast a ballot. If such a voter is unable to
19 establish identity in the manner provided in Section 2 of this act,
20 the voter shall be allowed to cast a provisional ballot.

21 B. A person who has been sent an absentee ballot by mail but
22 for any reason has not received it shall be permitted to cast a
23 ballot in person.

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1 C. Election day registration provided in this section shall
2 apply to all elections conducted under Title 26 of the Oklahoma
3 Statutes, including national, state, municipal and school district
4 elections.

5 SECTION 4. This act shall become effective November 1, 2009.

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