

1 **SENATE FLOOR VERSION**

2 February 20, 2013

3 SENATE BILL NO. 752

By: Ivester of the Senate

4 and

5 Banz of the House

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7
8 An Act relating to elections; amending 26 O.S. 2011,
9 Section 7-114, which relates to determination of
10 voting eligibility; providing exemption for
11 identification card issued to certain persons; 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. 2011, Section 7-114, is
15 amended to read as follows:

16 Section 7-114. A. Each person appearing to vote shall announce
17 that person's name to the judge of the precinct and shall provide
18 proof of identity, whereupon the judge shall determine whether the
19 person's name is in the precinct registry. As used in this section,
20 "proof of identity" shall mean a document that satisfies all of the
21 following:

22 1. The document shows the name of the person to whom the
23 document was issued, and the name substantially conforms to the name
24 in the precinct registry;

1 2. The document shows a photograph of the person to whom the
2 document was issued;

3 3. The document includes an expiration date, which is after the
4 date of the election in which the person is appearing to vote. The
5 provisions of this paragraph shall not apply to:

6 a. an identification card issued to a person sixty-five
7 (65) years of age or older which is valid
8 indefinitely, as provided in Section 6-105.3 of Title
9 47 of the Oklahoma Statutes, or

10 b. an identification card issued by a branch of the armed
11 services of the United States to a person who is a
12 member of such branch or is retired therefrom; and

13 4. The document was issued by the United States, the State of
14 Oklahoma or the government of a federally recognized Indian tribe or
15 nation.

16 Provided, if the person presents a voter identification card
17 issued by the appropriate county election board, such card may serve
18 as proof of identity without meeting the requirements of paragraphs
19 2 and 3 of this subsection.

20 B. 1. If a person declines to or is unable to produce proof of
21 identity, the person may sign a statement under oath, in a form
22 approved by the Secretary of the State Election Board, swearing or
23 affirming that the person is the person identified on the precinct
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1 registry, and shall be allowed to cast a provisional ballot as
2 provided in Section 7-116.1 of this title.

3 2. False swearing or affirming under oath shall be punishable
4 as a felony as provided in Section 16-103 of this title, and the
5 penalty shall be distinctly set forth on the face of the statement.

6 SECTION 2. This act shall become effective November 1, 2013.

7 COMMITTEE REPORT BY: COMMITTEE ON RULES
8 February 20, 2013 - DO PASS
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