

1 ENGROSSED SENATE
2 BILL NO. 1108

By: Justice of the Senate

3 and

4 Banz of the House

5 An Act relating to elections; amending 26 O.S. 2011,
6 Sections 2-128.1, 6-105, 6-110, 7-132 and 10-105,
7 which relate to conduct of elections; modifying
8 authority of Secretary of State Election Board to
9 obtain services of additional precinct election board
10 members under certain circumstances; modifying
11 information required to be printed on ballots;
12 requiring party ballots to be differentiated by
13 certain means; modifying procedure for transmittal of
14 election results to Secretary of State Election
15 Board; authorizing Secretary of State Election Board
16 to modify method of identifying Presidential
17 Electors; allowing delay of certain mailing if
18 sufficient funds not available; providing for
19 noncodification; and declaring an emergency.

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

21 SECTION 1. AMENDATORY 26 O.S. 2011, Section 2-128.1, is
22 amended to read as follows:

23 Section 2-128.1. In anticipation of large numbers of voters in
24 specific precincts at any election, the Secretary of the State
Election Board may authorize the secretary of any county election
board to appoint or employ additional precinct election board
members, ~~in multiples of three,~~ as needed to assist the regular
precinct election officials in processing voters. The Secretary of

1 the State Election Board shall prescribe procedures to be used in
2 such cases.

3 SECTION 2. AMENDATORY 26 O.S. 2011, Section 6-105, is
4 amended to read as follows:

5 Section 6-105. At the General Election, ~~each~~ the ballot shall
6 contain a separate section for the following:

- 7 1. ~~Electors for~~ President and Vice President;
- 8 2. United States Senators and United States Representatives;
- 9 3. State officers;
- 10 4. Justices of the Supreme Court, Judges of the Court of
11 Criminal Appeals and Judges of the Court of Appeals;
- 12 5. District judges and associate district judges;
- 13 6. State questions; and
- 14 7. State Senators, State Representatives, district attorneys
15 and county officers.

16 SECTION 3. AMENDATORY 26 O.S. 2011, Section 6-110, is
17 amended to read as follows:

18 Section 6-110. The names of candidates of the several political
19 parties shall be printed on separate ballots for the Primary and
20 Runoff Primary Elections, and each party's ballot shall be a
21 ~~different~~ differentiated by color or by other conspicuous means
22 determined by the Secretary of the State Election Board.

23 SECTION 4. AMENDATORY 26 O.S. 2011, Section 7-132, is
24 amended to read as follows:

1 Section 7-132. After the last voter has voted, the inspector
2 shall insert the key or other device in the voting device and obtain
3 printouts of results from the election results storage medium. The
4 Secretary of the State Election Board shall prescribe the number of
5 such printouts to be obtained. The inspector, judge and clerk shall
6 each sign all printouts which shall be certificates that the results
7 of the precinct are true and correct. The printed certificate of
8 vote and electronic results of the election results storage medium
9 shall be official results of the precinct. The inspector shall
10 cause one copy of each certificate to be posted on the door or
11 entrance of the polling place ~~and~~. The secretary of the county
12 election board shall cause ~~one copy of each certificate~~ the official
13 results of the precinct to be transmitted forthwith to the Secretary
14 of the State Election Board in the manner prescribed by the
15 Secretary of the State Election Board.

16 SECTION 5. AMENDATORY 26 O.S. 2011, Section 10-105, is
17 amended to read as follows:

18 Section 10-105. A. At any General Election in which
19 Presidential Electors are to be elected, the State Election Board
20 shall provide ballots on which the names of the Presidential
21 Electors of each political party shall be ~~bracketed~~ printed adjacent
22 to the names of ~~said~~ the party's candidates for President and Vice
23 President. The names of the Independent nominees for Presidential
24 Electors shall be ~~bracketed~~ printed adjacent to the names of the

1 candidates for President and Vice President for whom they have
2 subscribed an oath to cast their ballots or ~~bracketed~~ printed
3 adjacent to the word "Uncommitted" in the event ~~said~~ the nominees
4 are uncommitted. ~~Said~~ The ballots shall, in all other respects,
5 have the appearance of ballots used for state officers.

6 B. Provided, the Secretary of the State Election Board shall
7 have the authority to print only the names of the candidates for
8 President and Vice President of the United States on the ballot and
9 cause to be printed a supplemental list of the nominees for
10 Presidential Electors described in subsection A of this section. In
11 such a case, a list of the nominees for Presidential Electors may be
12 conspicuously displayed or posted in each voting booth or otherwise
13 made available to each voter.

14 SECTION 6. NEW LAW A new section of law not to be
15 codified in the Oklahoma Statutes reads as follows:

16 Notwithstanding the provisions of any statute of this state, if
17 the Secretary of the State Election Board determines that sufficient
18 funds are not available in fiscal year 2017 to send an address
19 confirmation mailing to certain voters by June 1, 2017, as required
20 by Section 4-120.2 of Title 26 of the Oklahoma Statutes, then the
21 Secretary may delay such mailing until a date not later than
22 December 31, 2017.

23 SECTION 7. It being immediately necessary for the preservation
24 of the public peace, health and safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

3 Passed the Senate the 3rd day of March, 2016.

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5 _____
6 Presiding Officer of the Senate

7 Passed the House of Representatives the ____ day of _____,
8 2016.

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11 Presiding Officer of the House
12 of Representatives
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