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SENATE FLOOR VERSION

February 11, 2015

SENATE BILL NO. 173

By: Fry

An Act relating to notaries public; amending Section 1, Chapter 26, O.S.L. 2012, as amended by Section 1, Chapter 347, O.S.L. 2014 (26 O.S. Supp. 2014, Section 14-108.1), which relates to absentee ballots and affidavits; removing maximum limit for certain notarial acts; and providing an effective date.

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

SECTION 1. AMENDATORY Section 1, Chapter 26, O.S.L. 2012, as amended by Section 1, Chapter 347, O.S.L. 2014 (26 O.S. Supp. 2014, Section 14-108.1), is amended to read as follows:

Section 14-108.1. A. Neither a notary public nor an agent working on behalf of a notary public shall be authorized to:

1. Request absentee ballots on behalf of a voter other than himself or herself;

2. Assist a voter in requesting absentee ballots, other than for himself or herself or a member of his or her household;

3. Receive by mail an absentee ballot on behalf of a voter, other than for himself or herself or a member of his or her household; or

1 4. Submit a completed absentee ballot on behalf of a voter
2 other than for himself or herself.

3 B. A notary public shall maintain a log of all absentee ballot
4 affidavits that he or she notarizes for a period of at least two (2)
5 years after the date of the election.

6 C. ~~A notary public shall be authorized to notarize a maximum of~~
7 ~~twenty absentee ballot affidavits for a single election. Provided,~~
8 ~~a notary public may be authorized to notarize more than twenty~~
9 ~~absentee ballot affidavits with the written approval of the~~
10 ~~secretary of the county election board.~~

11 ~~D.~~ If more than ten absentee ballots for a single election are
12 requested to be mailed to a single mailing address, the secretary of
13 the county election board shall immediately notify the district
14 attorney for that county and the Secretary of the State Election
15 Board. Provided, this requirement shall not apply to requests for
16 ballots to be sent to nursing homes, veterans centers, medical
17 facilities, multiunit housing, addresses of uniformed or overseas
18 voters as defined by the Uniformed and Overseas Citizens Absentee
19 Voting Act, or other locations authorized in writing by the
20 Secretary of the State Election Board.

21 ~~E.~~ D. The provisions of this section shall only apply to an
22 election conducted by a county election board or the State Election
23 Board.

24 SECTION 2. This act shall become effective November 1, 2015.

1 COMMITTEE REPORT BY: COMMITTEE ON RULES
February 11, 2015 - DO PASS