

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB58 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Avery Frix

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

PROPOSED
COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 58

By: Pemberton of the Senate

and

Frix of the House

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to elections; amending 26 O.S. 2011, Section 7-101, which relates to voting time for employees; extending days upon which employees allowed time to vote to include days on which in-person absentee voting allowed; requiring certain notification; allowing employer to select days and hours for such time; clarifying language; and declaring an emergency.

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

SECTION 1. AMENDATORY 26 O.S. 2011, Section 7-101, is amended to read as follows:

Section 7-101. A. Every corporation, firm, association or individual, hereinafter referred to as "employer", ~~who, on election day,~~ has a registered voter employed or in ~~his~~ service, shall grant the employee two (2) hours of time ~~during the period when the~~

1 ~~election is open~~ in which to vote, ~~and if~~ subject to the following
2 provisions:

3 1. Such time to vote shall be allowed on the day of the
4 election or on a day on which in-person absentee voting is allowed
5 by law;

6 2. If such employee ~~be in the county or~~ is at such distance
7 from the voting place that more than two (2) hours are required in
8 which to attend such elections, then the employee shall be allowed a
9 sufficient time in which to cast a ballot.;

10 3. No such employee shall be entitled to such time to vote
11 unless the employee notifies orally or in writing an employer's
12 representative of the employee's intention to be absent, ~~on the day~~
13 at least three (3) days preceding the ~~election~~ day. ~~Upon proof of~~
14 ~~voting, such employee shall not be subject to any loss of~~
15 ~~compensation or other penalty for such absence of the election or~~
16 the day of in-person absentee voting. Such employer ~~shall~~ may
17 select the days and hours which such employees are to be allowed ~~in~~
18 ~~which~~ to attend such elections, and ~~shall~~ may notify each of the
19 employees which days and hours ~~they are to~~ he or she have in which
20 to vote. This section shall not apply to an employee whose work day
21 begins three (3) hours or more subsequent to the time of opening of
22 the polls, or ends three (3) hours or more prior to the time of
23 closing the polls. The employer may change the work hours to allow
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1 such three (3) hours before the beginning of work or after the work
2 hours; and

3 4. Upon proof of voting, such employee shall not be subject to
4 any loss of compensation or other penalty for such absence.

5 B. Any employer who fails to comply with this section shall be
6 ~~deemed guilty of a misdemeanor, and upon conviction shall be fined~~
7 subject to a civil penalty of not less than Fifty Dollars (\$50.00)
8 nor more than One Hundred Dollars (\$100.00).

9 SECTION 2. It being immediately necessary for the preservation
10 of the public peace, health or safety, an emergency is hereby
11 declared to exist, by reason whereof this act shall take effect and
12 be in full force from and after its passage and approval.

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14 57-1-8705 LRB 04/08/19

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