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February 19, 2020

SENATE BILL NO. 1382

By: Jech and Allen of the
Senate

and

Wright of the House

An Act relating to voter registration; amending 26 O.S. 2011, Section 4-120, which relates to cancellation of registrations; modifying requirements for cancellation of voter registrations; requiring certain notice; establishing time limitation to present certain evidence; updating statutory reference; authorizing state membership in multistate voter list maintenance organizations; authorizing expenditure of funds for certain dues and fees; allowing certain data to be provided to certain organizations; requiring secure transmission of certain data; authorizing certain voter registration notification procedures; providing for codification; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 26 O.S. 2011, Section 4-120, is amended to read as follows:

Section 4-120. The registration of any registered voter ~~may~~
shall be cancelled ~~only~~ for ~~one~~ any of the following reasons:

1. Written notice from the voter; ~~death~~

2. Death of the voter; ~~conviction~~

1 3. Conviction of or plea of guilty or nolo contendere to a
2 felony offense by the voter; judicial

3 4. Judicial determination of mental incapacitation of the voter
4 under Title 30 of the Oklahoma Statutes; ~~registration~~

5 5. Registration by the voter in another county or state; or
6 ~~failure~~

7 6. Failure by the voter to respond to a confirmation of address
8 mailing and subsequent failure to vote or initiate a change in voter
9 registration as prescribed in Section ~~21~~ 4-120.2 of this act title;
10 or

11 7. The voter is identified as deceased or as having moved out
12 of state by a multistate voter list maintenance organization of
13 which this state is a member pursuant to Section 2 of this act. For
14 the purposes of this paragraph, written notice shall be sent to the
15 voter at the mailing address on file at the county election board
16 prior to the cancellation of a voter registration. The voter shall
17 have thirty (30) days from the date the notice is sent to provide
18 the appropriate county election board with evidence contrary to the
19 findings of the multistate voter list maintenance organization.

20 SECTION 2. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 4-121 of Title 26, unless there
22 is created a duplication in numbering, reads as follows:

23 A. The Secretary of the State Election Board may join the State
24 of Oklahoma as a member in one or more multistate voter list

1 maintenance organizations including, but not limited to, the
2 Electronic Registration Information Center (ERIC) or its successor.
3 The Secretary is authorized to expend funds as available for
4 membership fees, dues and other expenses related to such membership.

5 B. Upon membership in an organization as provided in subsection
6 A of this section, the Secretary of the State Election Board may
7 provide voter registration data to the organization and the
8 Department of Public Safety may provide motor vehicle license data
9 to the organization if such data is required to be provided as a
10 condition of membership. The voter registration data and motor
11 vehicle license data described in this subsection may include a
12 person's name, address, date of birth, driver license or state
13 identification number, last four digits of a social security number
14 or any other data required by the organization. The transmission
15 and storage of such data shall be done in a secure manner.

16 C. If a multistate voter list maintenance organization of which
17 this state is a member identifies Oklahoma residents who are
18 citizens of the United States eligible to vote but not yet
19 registered, the Secretary of the State Election Board may notify
20 such citizens about the procedure for becoming a registered voter in
21 this state. The Secretary may delegate the contacting of such
22 citizens to the secretary of the appropriate county election board.

23 D. If a multistate voter list maintenance organization of which
24 this state is a member identifies a registered voter who has changed

1 his or her address of residence within the state, the Secretary of
2 the State Election Board may contact such voter and advise him or
3 her of the requirement to be registered at the address of residence
4 of the voter. The voter shall be provided such information as may
5 be necessary for the voter to change his or her voter registration
6 to a new address of residence. The Secretary may delegate the
7 contacting of such citizens to the secretary of the appropriate
8 county election board.

9 SECTION 3. This act shall become effective July 1, 2020.

10 SECTION 4. It being immediately necessary for the preservation
11 of the public peace, health or safety, an emergency is hereby
12 declared to exist, by reason whereof this act shall take effect and
13 be in full force from and after its passage and approval.

14 COMMITTEE REPORT BY: COMMITTEE ON RULES
15 February 19, 2020 - DO PASS
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