

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 103

By: Kirt of the Senate

and

6 Pae of the House

7  
8 COMMITTEE SUBSTITUTE

9 An Act relating to absentee ballots; amending 26 O.S.  
10 2021, Section 14-113.2, which relates to marking and  
11 return of ballot; modifying procedures for marking  
and return of ballots for certain persons; providing  
an effective date; and declaring an emergency.

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

15 SECTION 1. AMENDATORY 26 O.S. 2021, Section 14-113.2, is  
16 amended to read as follows:

17 Section 14-113.2. A. The 1. A voter who receives an absentee  
18 ballot pursuant to Section 14-110.1 of this title shall be  
19 responsible for marking the ~~ballots~~ ballot or directing a person  
20 chosen by the voter to mark the ~~ballots~~ ballot in accordance with  
21 the provisions of Section 7-123.3 of this title and as prescribed by  
22 the Secretary of the State Election Board;

23 2. The voter shall seal the ~~ballots~~ ballot in the plain opaque  
24 envelope;

1        3. The voter shall fill out completely and sign the affidavit  
2 or direct a person chosen by the voter to sign the affidavit, ~~such~~  
3 whose name and address of residence shall be printed on the  
4 affidavit;

5        4. The signature ~~to~~ of the voter shall be witnessed by two  
6 persons, who did not sign the affidavit on behalf of the voter,  
7 whose printed name, signature, and address of residence shall appear  
8 on the affidavit; and

9        5. The voter shall seal the plain opaque envelope inside the  
10 envelope bearing the affidavit and return both envelopes, sealed  
11 inside the return envelope, ~~by United States mail or by a private~~  
12 ~~mail service, provided such service has delivery documentation, to~~  
13 ~~the county election board~~ in the same manner described in Section  
14 14-108 of this title.

15        B. No person, except members of absentee voting boards, shall  
16 witness the signature of more than five affidavits of persons who  
17 swear they are physically incapacitated and unable to vote in person  
18 at their precinct on election day. No person who is a candidate for  
19 an office on the ballot or who is related within the third degree of  
20 consanguinity or affinity to a candidate on the ballot may witness  
21 any absentee ballot affidavit.

22        SECTION 2. This act shall become effective July 1, 2022.

23        SECTION 3. It being immediately necessary for the preservation  
24 of the public peace, health or 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.

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