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STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

HOUSE BILL 1793 By: Pae of the House

By: Pae of the House

and

Kirt of the Senate

AS INTRODUCED

An Act relating to elections; amending 26 O.S. 2011, Section 14-113.2, which relates to absentee voting; modifying marking and returning of ballots for certain persons; and providing an effective date.

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

SECTION 1. AMENDATORY 26 O.S. 2011, Section 14-113.2, is amended to read as follows:

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

2. The voter shall seal the ballots in the plain opaque envelope.

3. The voter shall fill out completely and sign the affidavit or direct a person chosen by the voter to sign the affidavit, ~~such~~

1 whose name and address of residence shall be printed on the
2 affidavit.

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

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

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

20 SECTION 2. This act shall become effective November 1, 2021.

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22 COMMITTEE REPORT BY: COMMITTEE ON ELECTIONS AND ETHICS, dated
23 02/25/2021 - DO PASS, As Coauthored.
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