

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               1st Session of the 58th Legislature (2021)

4 COMMITTEE SUBSTITUTE  
5 FOR ENGROSSED  
6 SENATE BILL NO. 715

By: Jech of the Senate

and

Newton of the House

8  
9  
10                               COMMITTEE SUBSTITUTE

11           An Act relating to elections; amending 26 O.S. 2011,  
12           Sections 7-108 and 16-111, which relate to  
13           electioneering; modifying prohibited activities at  
14           polling place or voting site; defining terms;  
15           modifying elements of certain misdemeanor offense;  
16           and providing an effective date.

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

18           SECTION 1.           AMENDATORY           26 O.S. 2011, Section 7-108, is  
19           amended to read as follows:

20           Section 7-108.   A.   No person shall be allowed to electioneer  
21           within three hundred (300) feet of ~~any ballot box~~ an entrance to a  
22           polling place or in-person absentee voting site or a person who is  
23           standing in line to vote outside the polling place or voting site  
24           while an election is in progress, ~~nor shall any.~~ No person or

1 persons, except election officials, voters registered and voting at  
2 the polling place or voting site, minor children or dependents  
3 accompanying such voters and other persons authorized by law, shall  
4 be allowed inside the election enclosure or within fifty (50) feet  
5 of ~~any ballot box~~ an entrance to a polling place or in-person  
6 absentee voting site while an election is in progress. No printed  
7 material other than that provided by the election board shall be  
8 publicly placed or exposed within three hundred (300) feet of ~~any~~  
9 ~~ballot box,~~ an entrance to a polling place or in-person absentee  
10 voting site while an election is in progress.

11 B. For purposes of this title:

12 1. "Electioneering" means:

- 13 a. advocating directly for or against a candidate or  
14 question that is on the ballot at the election, either  
15 verbally or with visual materials, signs or clothing,  
16 or  
17 b. collecting signatures for a petition to place an issue  
18 or question on a future ballot; and

19 2. "Election enclosure" means the areas of a polling place or  
20 in-person absentee voting site where voters sign the precinct  
21 registry and are issued ballots, where voting booths are located,  
22 where a voting device or ballot box is located, and any room,  
23 hallway or other space wherein such activities take place.

SECTION 2. AMENDATORY 26 O.S. 2011, Section 16-111, is amended to read as follows:

Section 16-111. Any person who electioneers within three hundred (300) feet of ~~any ballot box~~ an entrance to a polling place or in-person absentee voting site or a person who is standing in line to vote outside the polling place or voting site while an election is in progress, and any person except election officials, voters registered and voting at the polling place or voting site, minor children or dependents accompanying such voters and other persons authorized by law who remains within fifty (50) feet of ~~any ballot box~~ an entrance to a polling place or in-person absentee voting site while an election is in progress shall be deemed guilty of a misdemeanor.

SECTION 3. This act shall become effective November 1, 2021.

COMMITTEE REPORT BY: COMMITTEE ON ELECTIONS AND ETHICS, dated 04/12/2021 - DO PASS, As Amended.