

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

SENATE BILL 205

By: Kirt

AS INTRODUCED

An Act relating to voter registration; amending 26 O.S. 2011, Section 4-109.3, as last amended by Section 1, Chapter 242, O.S.L. 2017 (26 O.S. Supp. 2020, Section 4-109.3), which relates to application for voter registration; authorizing State Election Board to develop certain system; authorizing Secretary of the Board to provide certain information to county election board; providing for automatic voter registration; prohibiting sending of ballots to 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 4-109.3, as last amended by Section 1, Chapter 242, O.S.L. 2017 (26 O.S. Supp. 2020, Section 4-109.3), is amended to read as follows:

Section 4-109.3. A. When a qualified elector applies for issuance or renewal of an Oklahoma driver license, or issuance of a state identification card issued pursuant to Section 6-105 of Title 47 of the Oklahoma Statutes, he or she shall be provided voter registration services as required by the National Voter Registration Act. All completed paper voter registration applications shall be transmitted by the agency accepting the application at the close of

1 business each week to the State Election Board in preaddressed,  
2 postage-prepaid envelopes provided by the State Election Board. If  
3 a person registers or declines to register to vote, the office at  
4 which the person submits the voter registration application or the  
5 fact that the person declined to register shall remain confidential  
6 and will be used only for voter registration purposes.

7 B. A change of address for an Oklahoma driver license or state  
8 identification card submitted by a registered voter shall also serve  
9 as a change of address for voter registration purposes if the new  
10 address is within the same county where the voter is registered to  
11 vote. If the new address is outside the county where the voter is  
12 currently registered to vote, the voter shall be sent a notice and  
13 application with instructions for registering to vote at the new  
14 address. A change of address for an Oklahoma driver license or  
15 state identification card shall not be used to update a voter  
16 registration address if the registrant states in writing that the  
17 change of address is not for voter registration purposes.

18 C. Motor license agents shall receive fifty cents (\$0.50) per  
19 valid paper voter registration application or application for change  
20 in voter registration taken by themselves and employees of the motor  
21 license agent's office taken at the agent's office, payable by the  
22 State Election Board.

23 D. The Oklahoma Tax Commission shall notify the Secretary of  
24 the State Election Board of motor license agent appointments. The  
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1 Oklahoma Department of Public Safety shall notify the Secretary of  
2 the State Election Board of motor license agents qualified to issue  
3 driver licenses.

4 E. The Secretary of the State Election Board is authorized to  
5 develop with the Department of Public Safety a system to  
6 electronically transmit voter registration applications from motor  
7 license agencies to the State Election Board or county election  
8 boards. Such system shall be consistent with the requirements for  
9 electronic submission of voter registration applications provided in  
10 Section 4-109.4 of this title.

11 F. The Secretary of the State Election Board shall develop a  
12 system by which the Department of Public Safety and motor license  
13 agents shall provide to the Secretary electronic records containing  
14 the legal name, age, residence, citizenship information and the  
15 electronic signature of each person who is a qualified elector or  
16 will be a qualified elector within the next two (2) years.

17 G. Upon receiving the electronic record for and electronic  
18 signature of a qualified elector or a person who will become a  
19 qualified elector within the next two (2) years, the Secretary shall  
20 provide the information to the county election board of the county  
21 in which the person may be registered or preregistered as a  
22 qualified elector. The Secretary or county election board shall  
23 notify each person of the process to:

24 1. Decline being registered as a qualified elector; or  
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1       2. Adopt a political party affiliation.

2       H. If a person notified under subsection G of this section does  
3 not decline to be registered as an elector within twenty-one (21)  
4 calendar days after the Secretary or county election board issues  
5 the notification, the person's electronic record and electronic  
6 signature submitted under subsection F of this section shall  
7 constitute a completed registration card for the person for purposes  
8 of this section. The person shall be registered to vote if the  
9 county election board determines that the person is a qualified  
10 elector and the person is not already registered to vote.

11       I. A county election board shall not send a ballot to, or add  
12 to an elector registration list, a person who meets eligibility  
13 requirements until at least twenty-one (21) calendar days after the  
14 Secretary or county election board provided notification to the  
15 person as described in subsection G of this section.

16       J. The Secretary of the State Election Board shall promulgate  
17 rules and procedures to implement the requirements of this section.

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

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