

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 955

By: Standridge

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5
6 AS INTRODUCED

7 An Act relating to election administration; creating
8 the Election Integrity Act of 2021; providing short
9 title; amending 26 O.S. 2011, Section 21-102, which
10 relates to procedures to protect proprietary interest
11 in computer programs; requiring the State Election
12 Board Secretary to take certain inventory; requiring
13 certain items used in the administration of elections
14 to meet certain requirements; prohibiting use of data
15 by certain method; clarifying treatment of existing
16 use of certain products; providing for
17 noncodification; providing an effective date; and
18 declaring an emergency.

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

20 SECTION 1. NEW LAW A new section of law not to be
21 codified in the Oklahoma Statutes reads as follows:

22 This act shall be known and may be cited as the "Election
23 Integrity Act of 2021".

24 SECTION 2. AMENDATORY 26 O.S. 2011, Section 21-102, is
25 amended to read as follows:

26 Section 21-102. A. The Secretary of the State Election Board
27 is authorized to adopt procedures and take any other actions
28 consistent with existing law to protect the state's proprietary
29

1 interest in computer programs and software, training materials,
2 publications and any other documents developed as part of a unitary,
3 unified, integrated system of election administration for the State
4 of Oklahoma.

5 B. Beginning July 1, 2021, the Secretary of the State Election
6 Board shall take an inventory of all current vendors contracted or
7 utilized by the state for the administration of elections pursuant
8 to subsection A of this section. The inventory list shall be used
9 to comply with the provisions of subsection C of this section.

10 C. All computer programs and software used for election
11 administration of this state shall be open source and provided by
12 private companies and not publicly held companies. No elected
13 official or candidate for any office, nor any person related within
14 a third degree of consanguinity, shall have any interest, financial
15 or otherwise, in any company, entity or product used for the
16 administration of elections. Any person who is the owner of a
17 product, software, company or other entity that contracts or
18 provides any service to this state for the administration of
19 elections shall be a United States citizen whose ownership stake is
20 fifty-one percent (51%) or greater.

21 No computer, product or software may be used or contracted for
22 which allows data related to a person's vote to be counted,
23 tabulated or processed in any way outside of the state in which the
24 vote was cast.

1 Any existing contract for a product or service shall continue
2 until expiration, unless the state may cancel without penalty. Any
3 new contract or use for a product or service shall comply with the
4 provisions of this section.

5 SECTION 3. This act shall become effective July 1, 2021.

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

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