

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

SENATE JOINT  
RESOLUTION 47

By: Hamilton

AS INTRODUCED

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 4 of Article III of the Oklahoma Constitution; requiring post-election audits in certain counties; authorizing post-election audits in any county for good cause; authorizing the Legislature to enact laws for the method, timing and procedures of post-election audits; requiring audit reports to be available to the public; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE  
2ND SESSION OF THE 58TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 4 of Article III of the Oklahoma Constitution to read as follows:

Section 4. A. The Legislature shall prescribe the time and manner of holding and conducting all elections, and enact such laws as may be necessary to detect and punish fraud in such elections. The Legislature may provide by law for the registration of electors

1 throughout the state and, when it is so provided, no person shall  
2 vote at any election unless he shall have registered according to  
3 law.

4 B. The Secretary of the State Election Board shall direct the  
5 secretary of a county election board to conduct a post-election  
6 audit of general election results for the purpose of maintaining the  
7 security of the election system by ensuring that voting devices and  
8 software used in a particular election correctly tabulated votes.  
9 Audits shall be conducted in ten randomly selected counties per  
10 general election. If a county is randomly selected to conduct a  
11 post-election audit, that county shall not be required to conduct  
12 another audit by random selection until all counties have been  
13 randomly selected to conduct audits. Any county may be required  
14 after any election to conduct a post-election audit for good cause.

15 C. The method, timing and procedures for conducting a post-  
16 election audit shall be determined by the Secretary of the State  
17 Election Board as directed by laws enacted by the Legislature. The  
18 secretary of a county election board shall report the findings of a  
19 post-election audit to the Secretary of the State Election Board,  
20 and such report shall be available to the public.

21 SECTION 2. The Ballot Title for the proposed Constitutional  
22 amendment as set forth in SECTION 1 of this resolution shall be in  
23 the following form:

24 BALLOT TITLE  
25

Legislative Referendum No. \_\_\_\_\_ State Question No. \_\_\_\_\_

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure amends Section 4 of Article 3 of the Oklahoma Constitution. The measure will require post-election audits in 10 randomly selected counties after every general election to preserve the security of the election system. The measure allows audits in any county for good cause. The measure gives the Legislature the authority to enact laws about the method, timing, and procedures of post-election audits. The measure requires audit reports to be available to the public.

SHALL THE PROPOSAL BE APPROVED?

FOR THE PROPOSAL — YES \_\_\_\_\_

AGAINST THE PROPOSAL — NO \_\_\_\_\_

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the passage of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

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