

SENATE FLOOR VERSION

February 14, 2023

SENATE BILL NO. 377

By: Howard of the Senate

and

Newton of the House

An Act relating to voter registration; amending 26 O.S. 2021, Sections 4-120, as amended by Section 3, Chapter 293, O.S.L. 2022, and 4-120.5 (26 O.S. Supp. 2022, Section 4-120), which relate to cancellation of registrations; adding cause for cancellation of voter registration; requiring court to prepare certain list; requiring list to be provided to county election board; requiring secretary to cancel certain registrations; requiring report to district attorney and United States attorney; updating statutory language; and providing an effective date.

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

SECTION 1. AMENDATORY 26 O.S. 2021, Section 4-120, as amended by Section 3, Chapter 293, O.S.L. 2022 (26 O.S. Supp. 2022, Section 4-120), is amended to read as follows:

Section 4-120. A. The registration of any registered voter shall be canceled only for one of the following reasons:

1. Written notice from the voter pursuant to Section 4-120.1 of this title;

2. Death;

1 3. Conviction of a felony;

2 4. Judicial determination of mental incapacitation under Title
3 30 of the Oklahoma Statutes;

4 5. Registration in another county or state;

5 6. Failure to respond to a confirmation of address mailing and
6 failure to vote as prescribed in Section 4-120.2 of this title; ~~or~~

7 7. The surrendering of the voter's Oklahoma driver license to
8 ~~the Department of Public Safety~~ Service Oklahoma upon being issued a
9 driver license in another state; or

10 8. Being excused from jury duty for not being a citizen of the
11 United States.

12 B. For purposes of this section, paragraphs 5 and 7 of
13 subsection A of this section shall constitute confirmation from the
14 voter to cancel his or her voter registration due to a change of
15 residence.

16 C. A list of voter registrations that were canceled during the
17 previous twenty-four (24) months, and the reason for the
18 cancellation, shall be made available to the public.

19 SECTION 2. AMENDATORY 26 O.S. 2021, Section 4-120.5, is
20 amended to read as follows:

21 Section 4-120.5. A. The court clerk in each county shall
22 prepare each month a list of all persons who have been adjudged
23 incapacitated and ~~hold said~~ provide the list ~~for~~ to the secretary of
24 the county election board. The secretary shall cancel the

1 registration of each registered voter included on ~~said~~ the list, and
2 ~~such~~ the person shall be ineligible for registration until he or she
3 has been adjudged no longer incapacitated by a court of competent
4 jurisdiction.

5 B. The court clerk in each county shall prepare each month a
6 list of all persons who were excused from jury duty for not being a
7 citizen of the United States and provide the list to the secretary
8 of the county election board. The secretary shall cancel the
9 registration of each registered voter included on the list, and
10 shall report the person or persons to the district attorney and the
11 United States attorney for the county.

12 SECTION 3. This act shall become effective November 1, 2023.

13 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
14 February 14, 2023 - DO PASS
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