

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 COMMITTEE SUBSTITUTE

4 FOR

5 SENATE BILL 1040

6 By: Jech

7 COMMITTEE SUBSTITUTE

8 An Act relating to voter registration; amending 26  
9 O.S. 2021, Section 4-109.3, as amended by Section 15,  
10 Chapter 282, O.S.L. 2022 (26 O.S. Supp. 2022, Section  
11 4-109.3), which relates to motor vehicle licensing  
12 agencies; requiring certain request to person upon  
13 certain application; requiring certain response to be  
14 submitted in writing or electronically; requiring  
15 electronic transmission of certain applications to  
16 the State Election Board; prohibiting voter  
17 registration services to certain persons; removing  
18 authority to develop certain system; and declaring an  
19 emergency.

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

21 SECTION 1. AMENDATORY 26 O.S. 2021, Section 4-109.3, as  
22 amended by Section 15, Chapter 282, O.S.L. 2022 (26 O.S. Supp. 2022,  
23 Section 4-109.3), is amended to read as follows:

24 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

1 Act. ~~All-completed~~ The person shall be asked whether he or she  
2 wishes to register to vote or to change his or her address for  
3 voting purposes. A person who declines to register shall confirm  
4 such choice in writing or by electronic means. Completed electronic  
5 voter registration applications shall be electronically transmitted  
6 by the agency accepting the application to the State Election Board  
7 or county election board. Completed paper voter registration  
8 applications shall be transmitted by the agency accepting the  
9 application at the close of business each week to the State Election  
10 Board in preaddressed, postage prepaid envelopes provided by the  
11 State Election Board. If a person registers or declines to register  
12 to vote, the office at which the person submits the voter  
13 registration application or the fact that the person declined to  
14 register shall remain confidential and will be used only for voter  
15 registration purposes.

16 B. No voter registration services shall be offered to any  
17 person who, at the time of an application for issuance or renewal of  
18 an Oklahoma driver license or state identification card, provides  
19 documentation that shows that the person is not a citizen of the  
20 United States.

21 C. A change of address for an Oklahoma driver license or state  
22 identification card submitted by a registered voter shall also serve  
23 as a change of address for voter registration purposes if the new  
24 address is within the same county where the voter is registered to

1 vote. If the new address is outside the county where the voter is  
2 currently registered to vote, the voter shall be sent a notice and  
3 application with instructions for registering to vote at the new  
4 address. A change of address for an Oklahoma driver license or  
5 state identification card shall not be used to update a voter  
6 registration address if the registrant states in writing or by  
7 electronic means that the change of address is not for voter  
8 registration purposes.

9 ~~C.~~ D. Licensed operators shall receive fifty cents (\$0.50) per  
10 valid paper voter registration application or application for change  
11 in voter registration taken by themselves and employees of the  
12 licensed operator's office taken at the licensed operator's office,  
13 payable by the State Election Board.

14 ~~D.~~ E. Service Oklahoma shall notify the Secretary of the State  
15 Election Board of licensed operator appointments. Service Oklahoma  
16 shall notify the Secretary of the State Election Board of licensed  
17 operators qualified to issue driver licenses.

18 ~~E.~~ ~~The Secretary of the State Election Board is authorized to~~  
19 ~~develop with Service Oklahoma a system to electronically transmit~~  
20 ~~voter registration applications from licensed operators to the State~~  
21 ~~Election Board or county election boards. Such system shall be~~  
22 ~~consistent with the requirements for electronic submission of voter~~  
23 ~~registration applications provided in Section 4-109.4 of this title.~~

24

1 F. The Secretary of the State Election Board shall promulgate  
2 rules and procedures to implement the requirements of this section.

3 SECTION 2. It being immediately necessary for the preservation  
4 of the public peace, health or safety, an emergency is hereby  
5 declared to exist, by reason whereof this act shall take effect and  
6 be in full force from and after its passage and approval.

7

8 59-1-1975 TEK 2/28/2023 4:13:57 PM

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24