

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 1086

By: Gollihare and Hamilton of
the Senate

and

Newton of the House

COMMITTEE SUBSTITUTE

An Act relating to voter registration; amending 26 O.S. 2021, Section 4-120, as last amended by Section 2, Chapter 357, O.S.L. 2023 (26 O.S. Supp. 2024, Section 4-120), which relates to cancellation of voter registrations; requiring cancellation of voter registration under certain circumstance; authorizing the Secretary of the State Election Board to conduct voter registration list comparison with certain entities; requiring provision of notice of non-citizenship to certain voter; requiring furnishing of proof of citizenship to certain county election board; providing for cancellation of voter registration under certain circumstance; defining term; authorizing promulgation of rules for certain purposes; amending 26 O.S. 2021, Section 7-103.2, as last amended by Section 2, Chapter 264, O.S.L. 2023 (26 O.S. Supp. 2024, Section 7-103.2), which relates to voter registration list; specifying qualifications for access to certain list; requiring application for certain access; prohibiting access to voter registration list for certain purpose; prohibiting transmission of list to certain foreign entities; providing for codification; 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 last amended by Section 2, Chapter 357, O.S.L. 2023 (26 O.S. Supp. 2024, 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;

3. Conviction of a felony;

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

5. Registration in another county or state;

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

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

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

9. Determination that the voter is not a citizen of the United States.

1 B. For purposes of this section, paragraphs 5 and 7 of
2 subsection A of this section shall constitute confirmation from the
3 voter to cancel his or her voter registration due to a change of
4 residence.

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

8 SECTION 2. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 4-122 of Title 26, unless there
10 is created a duplication in numbering, reads as follows:

11 A. The Secretary of the State Election Board may compare the
12 list of registered voters in this state with the database of any
13 federal, state, or local agency, board, or commission that maintains
14 information regarding the citizenship of persons residing in this
15 state.

16 B. If a registered voter definitively matches a person who is
17 recorded in a database described in subsection A of this section as
18 not being a citizen of the United States, the Secretary or his or
19 her designee shall send a notice of such finding to the voter. The
20 voter shall, within thirty (30) days from the date the notice is
21 sent to the voter, present proof of citizenship to the secretary of
22 the county election board in the county where the voter is
23 registered. Voters may present legible copies of qualifying
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1 documents in person or by mail, electronic mail, facsimile, or any
2 other secure method approved by the Secretary.

3 C. If a voter fails to present proof of citizenship within the
4 prescribed time to the county election board or otherwise provides
5 notice that the voter is not a citizen, then the voter's
6 registration shall be canceled, and the voter shall be reported to
7 the appropriate district attorney and United States attorney.

8 D. For purposes of this section, "proof of citizenship" shall
9 mean any citizenship-confirming document that meets the minimum
10 standards of the REAL ID Act of 2005, Public Law No. 109-13, Section
11 202(c).

12 E. The Secretary shall promulgate rules and procedures as
13 necessary to effectuate the provisions of this section.

14 SECTION 3. AMENDATORY 26 O.S. 2021, Section 7-103.2, as
15 last amended by Section 2, Chapter 264, O.S.L. 2023 (26 O.S. Supp.
16 2024, Section 7-103.2), is amended to read as follows:

17 Section 7-103.2. A. 1. County election boards shall maintain
18 a current list of all registered voters in each precinct, which will
19 reflect the address and party affiliation of each voter. The list
20 shall be public information.

21 2. The list shall only be shared with a court system if that
22 court system agrees to regularly provide the names of persons
23 convicted of a felony in that court system to the Secretary of the
24 State Election Board and the appropriate secretary of a county

1 election board, or if the court system is required by state law to
2 provide such information.

3 3. The list shall note any voter for whom a first-class mailing
4 from the county election board or the State Election Board was
5 returned undeliverable.

6 B. 1. The Secretary of the State Election Board shall ensure
7 that an electronic copy of the voter registration list described in
8 subsection A of this section is made available ~~to the public,~~ free
9 of charge, to the following:

10 a. bona fide residents of this state who are citizens of
11 the United States,

12 b. official representatives of political parties
13 recognized by the laws of this state,

14 c. candidates for office in this state and their official
15 representatives, or

16 d. other persons authorized by state law.

17 2. Any person accessing the voter registration list shall be
18 required to complete an application form approved by the Secretary
19 that shall include:

20 a. the legal name, address of residence in this state,
21 telephone number, and electronic mail address of the
22 person,

1 b. an attestation under penalty of perjury that the
2 person meets the legal requirements to access the
3 list, and

4 c. any additional information deemed necessary by the
5 Secretary.

6 3. It shall be unlawful for the recipient of a voter
7 registration list to use such list for any commercial marketing or
8 advertising purposes. Provided, for the purposes of this section, a
9 commercial purpose shall not include the use of the voter list by
10 campaigns, political parties, government officials, or public
11 opinion pollsters to contact or interact with voters. Under no
12 circumstances shall this list be made available anywhere on the
13 Internet.

14 4. It shall be unlawful for the recipient of a voter
15 registration list to knowingly provide such list to a foreign
16 national, foreign commercial interest, or foreign government entity.

17 SECTION 4. This act shall become effective November 1, 2025.

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