

An Act

ENROLLED SENATE
BILL NO. 1086

By: Gollihare and Hamilton of
the Senate

and

Newton, Woolley, and
Wolfley of the House

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.

SUBJECT: Voter registration

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.

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

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

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

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

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

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

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

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

SECTION 3. AMENDATORY 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), is amended to read as follows:

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

shall be public information subject to the requirements described in subsection B of this section.

2. The list shall only be shared with a court system if that court system agrees to regularly provide the names of persons convicted of a felony in that court system to the Secretary of the State Election Board and the appropriate secretary of a county election board, or if the court system is required by state law to provide such information.

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

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

- a. bona fide residents of this state who are citizens of the United States,
- b. official representatives of political parties recognized by the laws of this state,
- c. candidates for office in this state and their official representatives, or
- d. other persons authorized by state law.

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

- a. the legal name, address of residence in this state, telephone number, and electronic mail address of the person,
- b. an attestation under penalty of perjury that the person meets the legal requirements to access the list, and

c. any additional information deemed necessary by the Secretary.

3. It shall be unlawful for the recipient of a voter registration list to use such list for any commercial marketing or advertising purposes. Provided, for the purposes of this section, a commercial purpose shall not include the use of the voter list by campaigns, political parties, government officials, or public opinion pollsters to contact or interact with voters.

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

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

Passed the Senate the 20th day of May, 2025.

Presiding Officer of the Senate

Passed the House of Representatives the 6th day of May, 2025.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____