

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 3677

By: Roberts (Sean)

5
6
7 COMMITTEE SUBSTITUTE

8 An Act relating to elections; amending 26 O.S. 2021,
9 Section 4-112, which relates to voter registration;
10 requiring verification of certain information;
11 amending 26 O.S. 2021, Section 7-130, which relates
12 to poll watchers; making certain acts unlawful;
13 providing for penalty; and providing an effective
14 date.

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

16 SECTION 1. AMENDATORY 26 O.S. 2021, Section 4-112, is
17 amended to read as follows:

18 Section 4-112. A. The Secretary of the State Election Board
19 shall devise and distribute a registration application form to be
20 used for registering voters. Such registration application shall
21 contain the following information:

22 1. The applicant's full name and date of birth, county and
23 place of residence, and mailing address pursuant to the provisions
24 of subsection G of this section;

1 2. A space or section to designate a political party recognized
2 by the laws of the State of Oklahoma with which the applicant
3 chooses to be affiliated;

4 3. The Oklahoma driver license or identification card number if
5 the applicant has been issued a current and valid driver license or
6 identification card by the Department of Public Safety, or if the
7 applicant does not have a valid Oklahoma driver license or
8 identification card, the last four digits of the voter's Social
9 Security number;

10 4. An oath of the eligibility of the applicant to become a
11 registered voter; and

12 5. Such other information as may be deemed necessary by the
13 Secretary to identify such applicant and to ascertain his or her
14 eligibility.

15 B. A voter registration application shall be signed by the
16 applicant in writing. The applicant shall personally subscribe his
17 or her name to or make his or her mark on the application, and no
18 agent, representative or employee of the applicant may sign or mark
19 on the applicant's behalf. The signature or mark must be the
20 original, handwritten signature, autograph or mark of the applicant.
21 No facsimile, reproduction, typewritten or other substitute
22 signature, autograph or mark will be valid. Notwithstanding any law
23 to the contrary, the Secretary of the State Election Board shall
24 prescribe procedures to authorize any person incapable of personally

1 making a mark to complete a voter registration application with
2 assistance of an official of any voter registration agency or motor
3 license agency specified in Sections 4-109.2 and 4-109.3 of this
4 title. Provided, for applications submitted electronically, in lieu
5 of the signature requirements set forth in this subsection, the
6 applicant shall consent to the use of his or her driver license or
7 identification card signature as provided in Section 4-109.4 of this
8 title.

9 C. Persons who do not indicate a recognized political party or
10 political organization on their registration application shall be
11 designated as Independents.

12 D. Any person may apply in writing to the Secretary of the
13 State Election Board for permission to print, copy or otherwise
14 prepare and distribute the registration applications designed by the
15 Secretary of the State Election Board. The Secretary may revoke any
16 such permission at any time.

17 E. All registration applications shall be distributed to the
18 public at no charge.

19 F. The Secretary also shall prescribe procedures to accept and
20 use the National Mail Voter Registration Form, or its successor, as
21 required by the National Voter Registration Act of 1993. Provided,
22 to be accepted as a valid voter registration application, the form
23 shall include the applicant's original, handwritten signature,
24 autograph or mark as described in subsection B of this section.

1 G. Applicants for voter registration or for change of voter
2 registration in any way shall provide a residence address and, if
3 different from the residence address, a mailing address. A
4 residence address shall include the street address of the residence,
5 including a full house number, street name or number, apartment or
6 suite number, if applicable, and zip code. If a street address is
7 not available for the residence, applicants shall provide such
8 information as the Secretary of the State Election Board deems
9 necessary for voter registration purposes. A post office box may
10 not be given as a residence address. A mailing address, which shall
11 include the city and zip code, may be the actual emergency
12 notification or 911 address on file in the local community, a rural
13 route and box number, a post office box number or a street address.

14 H. A full or partial Social Security number or driver license
15 number in a voter registration record or a voter registration
16 application shall not be considered a public record and shall be
17 kept confidential by the State Election Board and each county
18 election board.

19 I. The Secretary of State shall establish standards to verify
20 the authenticity of the information required in paragraph 3 of
21 subsection A of this section for every registered voter in the
22 state.

23 SECTION 2. AMENDATORY 26 O.S. 2021, Section 7-130, is
24 amended to read as follows:

1 Section 7-130. A. Any candidate or any recognized political
2 party shall be entitled to have a watcher present at any place where
3 an official count is being conducted. Such watcher must be
4 commissioned in writing by the candidate, or by the chair of the
5 recognized political party of the county in which the watcher is
6 being authorized. Such commission must be filed with the secretary
7 of the appropriate county election board no later than 5:00 p.m. on
8 Wednesday preceding the election. Watchers must subscribe to an
9 oath to observe all laws and rules prescribed for watchers as
10 hereinafter provided. Such oath must be administered by the
11 inspector of the precinct in which the watcher is authorized.
12 Watchers shall be entitled to observe the voting device both before
13 the polls are opened and after the polls are closed; provided,
14 further, that such watchers shall not be present at the polling
15 place at other times. Watchers may be commissioned to observe
16 voting device testing and to accompany personnel assigned to repair
17 or maintain machines during the period of the election. In such
18 case, the watchers shall be limited to observing the repair or
19 maintenance work being performed and making a written record of such
20 work. Any watcher who violates the law prescribed for watchers
21 shall be deemed guilty of a misdemeanor.

22 B. Any person who illegally removes, obstructs the view, or
23 otherwise restricts the free movement of a watcher shall, upon
24

1 conviction, be guilty of a felony pursuant to Section 16-101 of this
2 title.

3 SECTION 3. This act shall become effective November 1, 2022.

4
5 58-2-10833 LRB 03/01/22
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24