

1 ENGROSSED HOUSE
2 BILL NO. 1415

By: Crosswhite Hader, O'Donnell
and Hill of the House

3 and

4 Rader of the Senate

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6
7 [elections - suspension of provisions implementing
8 federal law - determination - committee to oversee
9 operations of elections - codification - effective
10 date]

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

12 SECTION 1. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 22-117 of Title 26, unless there
14 is created a duplication in numbering, reads as follows:

15 A. In the event any federal law, regulation, order, or other
16 official action that is enacted or adopted after the effective date
17 of this act solely pursuant to authority under Article 1, Section 4,
18 Clause 1 of the United States Constitution seeks to substantially
19 modify or supersede any voter registration or election
20 administration laws and procedures duly enacted by the Legislature,
21 that federal law, regulation, order, or other official action shall
22 be applicable only to elections for federal office held in this
23 state.

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1 B. A determination pursuant to subsection A of this section
2 that a federal law, regulation, order, or other official action
3 would substantially modify or supersede the voter registration or
4 election administration laws and procedures duly enacted by the
5 Legislature shall be made by the Attorney General, with the
6 concurrence of the Secretary of the State Election Board. The
7 determination shall be made in writing and shall state the reasons
8 for the determination.

9 C. 1. There is hereby created a committee to propose changes
10 to the time, place, and manner of conducting elections for state,
11 county, and other non-federal offices in the event of a
12 determination made pursuant to subsection B of this section.

13 2. A report of proposed recommendations described in paragraph
14 1 of this subsection shall be submitted to the President Pro Tempore
15 of the Senate, the Speaker of the House of Representatives, and the
16 Governor within sixty (60) days of a determination made pursuant to
17 subsection B of this section. To become operative, such
18 recommendations shall be enacted by the Legislature in the same
19 manner as other legislation.

20 3. Provided, if the Legislature is not in session at the time
21 of a determination made pursuant to subsection B of this section,
22 then the committee may temporarily modify election dates and other
23 associated dates and deadlines provided in this title to ensure that
24 no other election in this state is held on the same date as a

1 special or regular election for federal office. Such modifications
2 shall expire on January 1 of the year following the next regularly
3 scheduled general election.

4 4. The committee shall consist of eleven (11) members, as
5 follows:

6 a. four members of the Oklahoma State Senate, at least
7 one of whom shall be a member of the minority party,
8 to be appointed by the President Pro Tempore of the
9 Senate,

10 b. four members of the Oklahoma House of Representatives,
11 at least one of whom shall be a member of the minority
12 party, to be appointed by the Speaker of the House of
13 Representatives,

14 c. the Attorney General, or designee,

15 d. the chair of the District Attorneys Council, or
16 designee, and

17 e. the Governor, or designee.

18 5. The Secretary of the State Election Board, or designee, and
19 a secretary of a county election board designated by the Secretary
20 of the State Election Board, shall attend committee meetings in an
21 advisory capacity.

22 D. The President Pro Tempore of the Senate and the Speaker of
23 the House of Representatives shall each designate a co-chair of the
24 committee from among the members from their respective houses.

1 E. A quorum of the committee shall consist of at least six
2 members; the agenda for each meeting shall be set by the co-chairs
3 and shall be made available to the public, by posting on the Senate
4 and House websites, at least twenty-four (24) hours prior to the
5 time of the meeting. Meetings of the committee shall be governed by
6 joint rules of the Legislature.

7 F. The members and co-chairs of the oversight committee shall
8 be appointed no later than two (2) weeks after a determination is
9 made pursuant to subsection B of this section, and shall provide
10 recommendations to the Legislature within two (2) months after the
11 first meeting.

12 SECTION 2. This act shall become effective November 15, 2023.

13 Passed the House of Representatives the 8th day of March, 2023.

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Presiding Officer of the House
of Representatives

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Passed the Senate the ___ day of _____, 2023.

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Presiding Officer of the Senate

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