

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2738

By: Duel and **Crosswhite Hader**

7
8 COMMITTEE SUBSTITUTE

9 An Act relating to elections; amending 26 O.S. 2021,
10 Section 7-136, which relates to canvassing of
11 returns; providing for continuous tabulation; and
12 providing an effective date.

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

14 SECTION 1. AMENDATORY 26 O.S. 2021, Section 7-136, is
15 amended to read as follows:

16 Section 7-136. A. The county election board shall convene at
17 the county courthouse, or at such other place as the county election
18 board may designate on the day of each election, for the purpose of
19 receiving the official precinct returns and shall remain in session
20 until such precinct returns are all delivered. The board shall
21 cause to be continuously accumulated and listed the results of such
22 election, as the official precinct returns are received, in a manner
23 and upon forms prescribed by the Secretary of the State Election
24 Board.

1 B. The county election board shall use such precinct returns to
2 certify the results of such election for county officers and
3 questions and shall transmit electronically or in writing as
4 prescribed by the Secretary of the State Election Board after 5 p.m.
5 on Friday following the election to the State Election Board the
6 completed county returns for all state officers and questions. Such
7 county returns shall be prima facie evidence of the correctness of
8 the result in the several counties.

9 C. The State Election Board shall use such county returns to
10 certify the results of such election for all state officers and
11 questions after 5 p.m. on Tuesday next succeeding the election.

12 SECTION 2. This act shall become effective November 1, 2023.

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14 COMMITTEE REPORT BY: COMMITTEE ON ELECTIONS AND ETHICS, dated
15 02/22/2023 - DO PASS, As Amended and Coauthored.

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