

BILL SUMMARY

1st Session of the 59th Legislature

Bill No.:	HB2052
Version:	SAHB
Request Number:	
Author:	Rep. Roberts
Date:	5/11/2023
Impact:	SEB Cost: Minimal

Research Analysis

SAHB for HB2052 requires that prior to the State of Oklahoma joining a multistate voter list maintenance organization, the organization must certify in writing to the Secretary of the State Election Board that organization membership meets the listed requirements. The measure also provides that motor vehicle license data will not be provided for people who are not U.S. citizens.

The Secretary of the State Election Board must not join a multistate voter list maintenance if any of the requirements are a condition of organization membership:

- A notification is required to be sent to eligible voters who are not registered;
- Membership in the organization includes any person or entity other than a U.S. state or territory;
- The governing board of the organization includes any member or ex officio member who is not a representative of a U.S. state or territory; or
- The organization provides or releases voter registration or motor vehicle license data received to any party other than a U.S. state or territory member.

The Secretary of the State Election Board is authorized to use Social Security Administration death records, if the organization provides them. If the organization releases any voter registration or motor vehicle license data received from the state to any party other than member U.S. states or territories or if the data is used for anything besides voter list maintenance, the state will immediately withdraw as a member. The Oklahoma Attorney General will have the authority to bring a civil action against the multistate voter list maintenance for this sharing of data. If the Attorney General declines, the Secretary of the State Election Board or Legislative leadership, in a joint action, may bring such civil action. The Secretary of the State Election must cause an annual publication of annual organization membership dues, any other costs directly attributable to membership, the number of voter registrations by county canceled on the basis of information received from the organization and reasoning, and such other statistical information deemed appropriate. The Secretary of the State Election Board may also enter into an agreement with chief state election official of one or more states in order to share or crosscheck voter registration data in a manner consistent with requirements for organization membership.

The measure requires a county list of registered voters to be shared with a court system if the court system agrees to regularly provides the names of person convicted of a felony or if the court systems is required by state law to provide such information. The Secretary of the State Election Board must ensure that an electronic copy of the voter registration list is made available to the public free of charge.

Prepared By: Suzie Nahach

Fiscal Analysis

HB 2052 modifies how the State Election Board (SEB) requires certain conditions to be met for membership with a multistate voter list maintenance organization. This measure would require reports be filed annually in reference to costs associated with organization membership and certain statistical information. Per the agency, the creation of these reports may result in a minimal fiscal impact.

The Senate amendments to HB 2052 allow the SEB to enter into an agreement that shares or crosschecks voter registration data and restores the title to the measure. Per the SEB, this makes no change in the fiscal impact analysis from the previous House Floor version of the measure.

Prepared By: Jay St Clair, House Fiscal Staff

Other Considerations

The measure also states that if evidence of unlawful practice by multistate voter list maintenance organizations is presented, litigation may be pursued by the Attorney General, State Election Board, or the Legislature. If this scenario would to occur, unknown litigation costs would impact the state agency that chooses to pursue litigation. County election boards may also incur costs related to staff, time, and secure storage for any additional documents that would be required.