

OKLAHOMA STATE SENATE
CONFERENCE
COMMITTEE REPORT

May 18, 2023

Mr. President:

Mr. Speaker:

The Conference Committee, to which was referred

SB677

By: Treat of the Senate and Miller of the House

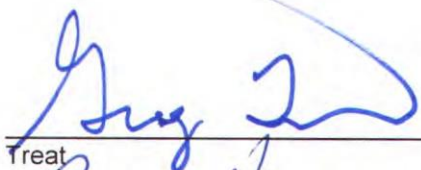
Title: Declarations of Candidacy; requiring confidentiality of certain information; requiring submission of certain form with declarations of candidacy for certain offices. Emergency.

_____ together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all Amendments.

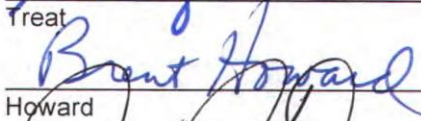
Respectfully submitted,

SENATE CONFEREES:



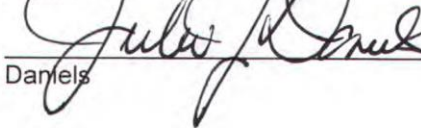
 Treat

 Gollihare



 Howard

 Boren



 Daniels

HOUSE CONFEREES:

Conference Committee on Rules

1 ENGROSSED HOUSE AMENDMENTS

TO

2 ENGROSSED SENATE BILL NO. 677

By: Treat of the Senate

3 and

4 Miller of the House

5

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7 An Act relating to elections; amending 26 O.S. 2021,
8 Section 5-111, which relates to declaration of
9 candidacy forms; requiring confidentiality of certain
10 information; requiring certain form be included with
11 declaration of candidacy; authorizing release of
12 information to certain persons for specified
13 purposes; requiring candidate to submit certain form
14 with declaration of candidacy; specifying information
15 to be included on certain form; exempting candidates
16 for federal office from certain requirements;
17 requiring Secretary of State Election Board to
18 prescribe certain form; and declaring an emergency.

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16 AMENDMENT NO. 1. Page 1, Lines 6 through 11 1/2, strike the title
17 to read as follows:

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18 "[elections - declaration of candidacy forms -

19 confidentiality of information - release of

20 information - exemption of candidates for federal

21 office from requirements - Secretary of the State

22 Election Board -

23 emergency]"

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1 AMENDMENT NO. 2. Page 5, Section 1, Line 3 1/2, insert the
2 following language:

3 "G. The State Election Board shall make all voter registration
4 information necessary to file available to candidates during the
5 candidate filing period."

6 and amend title to conform

7 Passed the House of Representatives the 27th day of April, 2023.

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10 Presiding Officer of the House of
11 Representatives

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12 Passed the Senate the ____ day of _____, 2023.

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15 Presiding Officer of the Senate

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1 ENGROSSED SENATE
2 BILL NO. 677

By: Treat of the Senate

3 and

4 Miller of the House

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6 An Act relating to elections; amending 26 O.S. 2021,
7 Section 5-111, which relates to declaration of
8 candidacy forms; requiring confidentiality of certain
9 information; requiring certain form be included with
10 declaration of candidacy; authorizing release of
11 information to certain persons for specified
12 purposes; requiring candidate to submit certain form
13 with declaration of candidacy; specifying information
14 to be included on certain form; exempting candidates
15 for federal office from certain requirements;
16 requiring Secretary of State Election Board to
17 prescribe certain form; and declaring an emergency.

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

19 SECTION 1. AMENDATORY 26 O.S. 2021, Section 5-111, is
20 amended to read as follows:

21 Section 5-111. A. Forms to be used for filing Declarations of
22 Candidacy shall be prescribed by the Secretary of the State Election
23 Board and shall contain the following information:

24 1. The name of the candidate as it shall appear on the ballot;

2. The legal name of the candidate;

3. The candidate's place of residence and mailing address,

which shall be kept confidential as provided in subsection B of this

section;

1 4. The name of the office sought;

2 5. The candidate's date of birth;

3 6. The party affiliation of the candidate seeking political
4 party nomination;

5 7. The precinct and county wherein the candidate is a
6 registered voter;

7 8. A voter registration verification form as provided in
8 subsection C of this section;

9 9. An oath wherein the candidate swears or affirms that he or
10 she is qualified to become a candidate for the office sought, and
11 that, if elected, the candidate will be qualified to hold the
12 office; and

13 ~~9.~~ 10. Any additional information which the Secretary deems
14 necessary.

15 B. The address of residence and the mailing address of a
16 candidate provided on a Declaration of Candidacy shall be verified
17 by the secretary of the election board with whom the Declaration was
18 filed and shall be kept confidential; provided, however, such
19 address information shall be provided to a candidate, candidate
20 representative, or other lawful authority in anticipation of or as
21 part of a contest of candidacy or contest of an election as provided
22 for in this title or as part of a petition challenge as provided by
23 law.

1 C. 1. Prior to filing a Declaration of Candidacy, a candidate
2 shall obtain a voter registration verification form from the
3 secretary of the election board with whom the candidate is required
4 to file. The candidate shall provide the form with the Declaration
5 of Candidacy.

6 2. A voter registration verification form shall include:

7 a. the candidate's name, date of birth, address of
8 residence, party affiliation, voter identification
9 number, the precinct and county where the candidate is
10 registered, and the original date of voter
11 registration within the county, if available, and

12 b. the districts in which the candidate is registered to
13 vote including but not limited to state senator and
14 representative, county commissioner, school and
15 technology center, and municipality. If applicable, a
16 ward or member district shall be included for the
17 school or technology center district or municipality.

18 3. The secretary of the election board with whom the candidate
19 is required to file shall only accept a Declaration of Candidacy if
20 the information contained on the voter registration verification
21 form matches the information provided on the Declaration of
22 Candidacy, and if such Declaration meets all other requirements of
23 state law.

1 4. The provisions of this subsection shall not apply to
2 candidates for federal office.

3 5. The Secretary of the State Election Board shall prescribe
4 the voter registration verification form required by this
5 subsection.

6 D. If the candidate has ever been ultimately determined by a
7 court of proper authority to be guilty of an offense specified in
8 subsection A of Section 5-105a of this title or at the time of
9 filing the Declaration of Candidacy is named in an outstanding
10 warrant for arrest for such an offense, in this or any other state,
11 the candidate shall provide the following information on a form
12 prescribed by the Secretary of the State Election Board:

13 1. The name of the offense;

14 2. The date of conviction or issuance of the outstanding
15 warrant; and

16 3. The county and state of conviction or issuance of the
17 outstanding warrant.

18 The provisions of this subsection shall not apply to an offense
19 for which the candidate has received a pardon.

20 ~~E.~~ E. A Declaration of Candidacy form must be signed by the
21 candidate, and the signature must be properly notarized by a notary
22 public or other person authorized by law to administer oaths.

23 ~~F.~~ F. In addition to the information required by this section,
24 a candidate may include a telephone number, email address and

1 website address. Such additional information shall not be required
2 of any candidate but if provided shall be made available to the
3 public.

4 SECTION 2. It being immediately necessary for the preservation
5 of the public peace, health or safety, an emergency is hereby
6 declared to exist, by reason whereof this act shall take effect and
7 be in full force from and after its passage and approval.

8 Passed the Senate the 22nd day of March, 2023.

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10 _____
11 Presiding Officer of the Senate

12 Passed the House of Representatives the ____ day of _____,
13 2023.

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15 _____
16 Presiding Officer of the House
17 of Representatives