

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 HOUSE BILL 2191

By: Wolfley

6 AS INTRODUCED

7 An Act relating to elections; amending 26 O.S. 2021,  
8 Section 14-108.1, which relates to notary public  
restrictions; clarifying certain log requirements;  
providing exceptions; providing penalties; and  
9 providing an effective date.

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

12 SECTION 1. AMENDATORY 26 O.S. 2021, Section 14-108.1, is  
13 amended to read as follows:

14 Section 14-108.1. A. Neither a notary public nor an agent  
working on behalf of a notary public shall be authorized to:

15 1. Request absentee ballots on behalf of a voter other than  
16 himself or herself;

17 2. Assist a voter in requesting absentee ballots, other than  
18 for himself or herself or a member of his or her household;

19 3. Receive by mail an absentee ballot on behalf of a voter,  
20 other than for himself or herself or a member of his or her  
21 household; or  
22

1           4. Submit a completed absentee ballot on behalf of a voter  
2 other than for himself or herself.

3           B. 1. A notary public shall maintain a log of all absentee  
4 ballot affidavits that he or she notarizes for a period of at least  
5 two (2) years after the date of the election. The log shall include  
6 the name and address of the voter and the date, time, and location  
7 of the notarization.

8           2. a. A notary public who is authorized to notarize more  
9 than twenty absentee ballot affidavits at a single  
10 election, as provided in paragraph 2 of subsection C  
11 of this section, shall submit a copy of the log to the  
12 secretary of the county election board who granted the  
13 written permission. The copy of the log must be  
14 received by the secretary of the county election board  
15 no later than the close of business on the fifth  
16 business day following the date of the election.

17           b. The log shall be a public record and shall be  
18 maintained by the secretary of the county election  
19 board pursuant to Section 3-126 of this title.

20           c. A notary public who fails to submit the log as  
21 required by this section, or who notarizes more than  
22 twenty absentee ballots without authorization pursuant  
23 to paragraph 2 of subsection C of this section, shall

1                   have his or her notary public appointment revoked for  
2                   eight (8) years by the Secretary of State.

3       C. 1. If a notary public willfully and intentionally violates  
4       the provisions of this section, then that notary public shall be  
5       guilty of a misdemeanor and subject to a fine of up to Five Hundred  
6       Dollars (\$500.00).

7       1. 2. A notary public shall be authorized to notarize a maximum  
8       of twenty absentee ballot affidavits for a single election, except  
9       as provided in paragraphs 2 and 3 of this subsection.

10      2. 3. A notary public may be authorized to notarize more than  
11      twenty absentee ballot affidavits at a single election with the  
12      written approval of the secretary of the county election board.  
13      Such approval shall apply for affidavits notarized within the county  
14      served by the county election board secretary.

15      3. 4. The limitation required by this subsection shall not  
16      apply to the notarizing of absentee ballot affidavits at the place  
17      of business of a notary public that is open to the general public  
18      during the normal business hours of the notary public.

19       D. 1. If more than ten absentee ballots for a single election  
20      are requested to be mailed to a single mailing address, the  
21      secretary of the county election board shall immediately notify the  
22      district attorney for that county and the Secretary of the State  
23      Election Board.

1       2. Upon receipt of such notification, the district attorney, or  
2 a member of law enforcement designated by the district attorney,  
3 shall investigate any possible criminal violation of the law related  
4 to the absentee ballot requests.

5       3. Provided, this notification requirement shall not apply to  
6 requests for absentee ballots to be sent to the addresses of nursing  
7 homes, veterans centers, medical facilities, multiunit housing,  
8 installations of the Armed Forces of the United States where  
9 uniformed or overseas voters, as defined by the Uniformed and  
10 Overseas Citizens Absentee Voting Act, are stationed or other  
11 locations authorized in writing by the Secretary of the State  
12 Election Board.

13       E. The provisions of this section shall only apply to an  
14 election conducted by a county election board, the State Election  
15 Board or a political subdivision of this state.

16       SECTION 2. This act shall become effective November 1, 2025.  
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18       60-1-11064           MJ           12/31/24  
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