

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 60th Legislature (2025)

4 HOUSE BILL 1005

By: Olsen of the House

5 and

6 **Bullard** of the Senate

10 AS INTRODUCED

11 [elections - proof of identity - requirements -
12 photo identification - Secretary of the State
13 Election Board - rules - effective date]

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

18 SECTION 1. AMENDATORY 26 O.S. 2021, Section 7-114, is
19 amended to read as follows:

20 Section 7-114. A. Each person appearing to vote shall announce
21 that person's name to the judge of the precinct and shall provide
22 proof of identity, whereupon the judge shall determine whether the
23 person's name is in the precinct registry. As used in this section,

1 "proof of identity" shall mean a document that satisfies all of the
2 following requirements:

3 1. The document shows the name of the person to whom the
4 document was issued, and the name substantially conforms to the name
5 in the precinct registry;

6 2. The document shows a photograph of the person to whom the
7 document was issued;

8 3. The document includes an expiration date, which is after the
9 date of the election in which the person is appearing to vote. The
10 provisions of this paragraph shall not apply to:

11 a. an identification card that is valid indefinitely, or
12 b. an identification card issued by a branch of the armed
13 services of the United States to a person who is a
14 member of such branch or is retired therefrom; and

15 4. The document was issued by the United States, the State of
16 Oklahoma or the government of a federally recognized Indian tribe or
17 nation.;

18 5. Provided, for any election conducted prior to January 1,
19 2027, if the person presents a voter identification card issued by
20 the appropriate county election board, such card may serve as proof
21 of identity without meeting the requirements of paragraphs 2 and 3
22 of this subsection; and

23 6. Provided, for any election conducted after January 1, 2027,
24 each person appearing to vote as described in this subsection shall

1 | present proof of identity that meets the requirements of paragraphs
2 | 1 through 4 of this subsection.

3 | B. 1. No later than January 1, 2027, Service Oklahoma shall
4 | develop and make available a photo identification card that meets
5 | the requirements of subsection A of this section to serve as a proof
6 | of identity for voters.

7 | 2. The photo identification card described in this subsection
8 | shall be provided free of charge by Service Oklahoma to any
9 | registered voter who presents a voter registration card described in
10 | Section 4-113 or another document showing proof of voter
11 | registration. The voter shall affirm that they are a registered
12 | voter and do not possess a document that meets the requirements of
13 | paragraphs 1 through 4 of subsection A of this section.

14 | 3. The Chief Executive Officer of Service Oklahoma shall
15 | consult with the Secretary of the State Election Board to develop
16 | the photo identification card.

17 | C. The requirements for proof of identity described in
18 | subsection A of this section shall apply to each voter appearing to
19 | vote at an in-person absentee voting site.

20 | B. D. 1. If a person declines to or is unable to produce proof
21 | of identity, the person may sign a statement under oath, in a form
22 | approved by the Secretary of the State Election Board, swearing or
23 | affirming that the person is the person identified on the precinct
24 | registry, and shall be allowed to cast a provisional ballot in a

1 manner consistent with the provisions of Section 7-116.1 of this
2 title.

3 2. A provisional ballot cast by a voter who declines or is
4 unable to produce proof of identity shall only be considered
5 verified and approved for counting if:

- 6 a. the voter's name on the affidavit substantially
7 conforms to the voter's name in the voter registration
8 database, except as provided in paragraph 3 of this
9 subsection,
- 10 b. the voter's residence address on the affidavit
11 substantially conforms to the voter's residence
12 address in the voter registration database, except as
13 provided in paragraph 4 of this subsection,
- 14 c. the voter's date of birth matches the information in
15 the voter registration database,
- 16 d. the voter's Oklahoma driver license number or the last
17 four digits of the voter's Social Security number on
18 the affidavit matches the information in the voter
19 registration database. The provisions of this
20 subparagraph shall not apply if the voter was not
21 required to provide a driver license number or the
22 last four digits of the voter's Social Security number
23 at the time of registration, and

1 e. the provisional ballot meets the eligibility
2 requirements set forth in Section 7-116.1 of this
3 title.

4 3. A voter casting a provisional ballot as provided in this
5 section who has legally changed his or her name, but has not updated
6 the name on the voter registry, may note this fact on the affidavit
7 and submit a form prescribed by the Secretary of the State Election
8 Board to update his or her name. In such a case, and where the
9 requirements of Section 4-117 of this title are satisfied, the
10 provisional ballot shall be deemed to meet the requirements of
11 subparagraph a of paragraph 2 of this subsection.

12 4. A voter casting a provisional ballot as provided in this
13 section who has changed his or her address of residence, but has not
14 updated the address on the voter registry, may note this fact on the
15 affidavit and submit a form to update the address prescribed by the
16 Secretary of the State Election Board. In such a case, and where
17 the requirements of Section 4-117 of this title are satisfied, the
18 provisional ballot shall be deemed to meet the requirements of
19 subparagraph a of paragraph 2 of this subsection.

20 5. False swearing or affirming under oath shall be punishable
21 as a felony as provided in Section 16-103 of this title, and the
22 penalty shall be distinctly set forth on the face of the statement.

23 E. The Secretary of the State Election Board may promulgate
24 rules or procedures to implement the requirements of this section.

1 SECTION 2. This act shall become effective November 1, 2025.

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3 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
02/27/2025 - DO PASS, As Amended and Coauthored.

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