

STATE OF OKLAHOMA

1st Session of the 47th Legislature (1999)

SENATE BILL NO. 480

By: Hobson

AS INTRODUCED

An Act relating to the Oklahoma Open Records Act; amending 51 O.S. 1991, Section 24A.19, which relates to confidentiality of certain research records; clarifying language; providing for confidentiality of state-owned or controlled technology under certain circumstances; and providing an effective date.

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

SECTION 1. AMENDATORY 51 O.S. 1991, Section 24A.19, is amended to read as follows:

Section 24A.19 In addition to other records that a public body may keep confidential pursuant to the provisions of the Oklahoma Open Records Act, a public body may keep confidential ~~any:~~

1. Any information related to research, the disclosure of which could affect the conduct or outcome of the research, the ability to patent or copyright the research, or any other proprietary rights any entity ~~might~~ may have in the research or the results of the research; including, but not limited to, trade secrets and commercial or financial information obtained from an entity financing or cooperating in the research, research protocols, and research notes, data, results, or other unpublished writings about the research; and

2. Any information, records, or other materials relating to state-owned or controlled technology, the disclosure of which could adversely affect the development, transfer, or commercialization of the technology, or which, if disclosed, could give other persons or entities an advantage over public bodies in negotiating terms and

conditions for the development, transfer, or commercialization of the technology including, but not limited to, any business, commercial, financial, marketing, or proprietary information negotiated with, obtained from, or supplied by a person or entity proposing to license or otherwise commercialize the technology, and the specific terms and conditions of any license or other commercialization agreement with a public body relating to state owned or controlled technology; provided, however, the gross receipts from and expenditures relating to the state owned or controlled technology shall not be deemed confidential and shall be subject to full disclosure pursuant to this act.

SECTION 2. This act shall become effective November 1, 1999.

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