

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL NO. 496

By: Reynolds of the Senate

and

6 Kern of the House

7  
8  
9 COMMITTEE SUBSTITUTE

10 An Act relating to higher education and career and  
11 technology education; prohibiting certain  
12 institutions and technology center schools from  
13 entering into certain agreements; authorizing  
14 release of student data as permitted by Oklahoma  
15 Open Records Act; providing definitions; providing  
16 for codification; providing an effective date; and  
17 declaring an emergency.

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

19 SECTION 1. NEW LAW A new section of law to be codified  
20 in the Oklahoma Statutes as Section 3245 of Title 70, unless there  
21 is created a duplication in numbering, reads as follows:

22 No institution within The Oklahoma State System of Higher  
23 Education or technology center school within the state system of  
24 career and technology education shall enter into any agreement on or  
after the effective date of this act to sell student data to any  
creditor for purposes of marketing consumer credit to students.

1 Provided, nothing in this section shall preclude an institution or  
2 school from releasing student data as permitted by the Oklahoma Open  
3 Records Act.

4 As used in this section:

5 1. "Creditor" means a person, partnership, corporation,  
6 association, or other entity who, in the ordinary course of  
7 business, regularly extends consumer credit. The term creditor  
8 shall include any agent of a creditor for collection, processing, or  
9 other purposes;

10 2. "Consumer credit" means credit extended to a consumer as a  
11 consumer loan as defined in Section 3-104 of Title 14A of the  
12 Oklahoma Statutes or a lender credit card or seller credit card as  
13 defined in Section 1-301 of Title 14A of the Oklahoma Statutes; and

14 3. "Student data" means the same as directory information as  
15 defined in Section 24A.16 of Title 51 of the Oklahoma Statutes.

16 SECTION 2. This act shall become effective July 1, 2007.

17 SECTION 3. It being immediately necessary for the preservation  
18 of the public peace, health and safety, an emergency is hereby  
19 declared to exist, by reason whereof this act shall take effect and  
20 be in full force from and after its passage and approval.

21

22 51-1-7688 KB 03/28/07

23

24