

1 | ENGROSSED HOUSE
2 | BILL NO. 1334

By: Denney of the House

and

Bingman of the Senate

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7 | An Act relating to records; stating legislative
8 | finding and intent; authorizing state agencies to
9 | transfer certain state records to the Oklahoma City
10 | National Memorial Foundation; providing for transfer
11 | of original records; providing for transfer of
12 | confidential or restricted records; directing the
13 | State Records Administrator to enter into a transfer
14 | agreement with the Foundation; specifying certain
15 | provisions; providing for codification; providing for
16 | noncodification; and declaring an emergency.

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

18 | SECTION 1. NEW LAW A new section of law not to be
19 | codified in the Oklahoma Statutes reads as follows:

20 | The Legislature finds that the Oklahoma City National Memorial
21 | Foundation, a not-for-profit corporation, which owns and operates
22 | the Oklahoma City National Memorial, including the Oklahoma City
23 | Memorial Archives, has as its objective the gathering and
24 | maintaining of the most complete collection of documents,
25 | photographs, memorabilia, and other materials pertaining to the
26 | April 19, 1995, bombing of the Alfred P. Murrah Federal Building in
27 | Oklahoma City. The Legislature further finds that some state

1 agencies have custody, control, or possession of certain state
2 records and material pertaining to the Murrah Bombing. It is the
3 intent of the Legislature that the Foundation be a repository for
4 state records and materials pertaining to the Murrah Bombing in the
5 custody, control, or possession of state agencies.

6 SECTION 2. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 217 of Title 67, unless there is
8 created a duplication in numbering, reads as follows:

9 A. Notwithstanding any other law prohibiting the transfer or
10 disposal of state records, a state agency may transfer copies of
11 state records made or received by the agency pertaining to the April
12 19, 1995, bombing of the Alfred P. Murrah Federal Building in
13 Oklahoma City, Oklahoma, to the Oklahoma City National Memorial
14 Foundation, a not-for-profit corporation. Originals of state
15 records may be transferred if not otherwise required to be
16 maintained by the state agency. All records deemed to be private or
17 confidential by law or are restricted law enforcement,
18 criminalistic, or investigative records may be transferred provided
19 the Foundation agrees to hold the records as restricted or
20 confidential records pursuant to an agreement made with the State
21 Records Administrator as provided for in subsection B of this
22 section.

23 B. The State Records Administrator shall enter into an
24 agreement with the Oklahoma City National Memorial Foundation on

1 behalf of the state for the transfer of state records to the
2 Foundation. The agreement shall outline the obligations of the
3 state and the Foundation in regards to the housing, maintenance,
4 ownership, liability, access, restriction, transfer, and destruction
5 of the records.

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

10 Passed the House of Representatives the 10th day of February,
11 2009.

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Presiding Officer of the House of
Representatives

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Passed the Senate the ____ day of _____, 2009.

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Presiding Officer of the Senate

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