

SB 1753

THE STATE SENATE
Thursday, February 4, 2010

Senate Bill No. 1753
As Amended

SENATE BILL NO. 1753 - By: Leftwich of the Senate and Terrill of the House.

[Oklahoma Open Records Act - personnel records - confidentiality - emergency]

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

SECTION 1. AMENDATORY 51 O.S. 2001, Section 24A.7, as amended by Section 2, Chapter 116, O.S.L. 2005 (51 O.S. Supp. 2009, Section 24A.7), is amended to read as follows:

Section 24A.7 A. A public body may keep personnel records confidential:

1. Which relate to internal personnel investigations including examination and selection material for employment, hiring, appointment, promotion, demotion, discipline, or resignation; or

2. Where disclosure would constitute a clearly unwarranted invasion of personal privacy such as employee evaluations, payroll deductions, employment applications submitted by persons not hired by the public body, and transcripts from institutions of higher education maintained in the personnel files of certified public school employees; provided, however, that nothing in this subsection shall be construed to exempt from disclosure the degree obtained and

1 the curriculum on the transcripts of certified public school
2 employees.

3 B. All personnel records not specifically falling within the
4 exceptions provided in subsection A of this section shall be
5 available for public inspection and copying including, but not
6 limited to, records of:

7 1. An employment application of a person who becomes a public
8 official;

9 2. The gross receipts of public funds;

10 3. The dates of employment, title or position; and

11 4. Any final disciplinary action resulting in loss of pay,
12 suspension, demotion of position, or termination.

13 C. Except as may otherwise be made confidential by statute, an
14 employee of a public body shall have a right of access to his own
15 personnel file.

16 D. Public bodies shall keep confidential the home address,
17 telephone numbers, and social security numbers and date of birth of
18 any person employed or formerly employed by the public body.

19 SECTION 2. It being immediately necessary for the preservation
20 of the public peace, health and safety, an emergency is hereby
21 declared to exist, by reason whereof this act shall take effect and
22 be in full force from and after its passage and approval.

23 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 2-2-10 - DO PASS,
24 As Amended and Coauthored.