

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 SENATE BILL 1187

By: Ford

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5
6 AS INTRODUCED

7 An Act relating to higher education; amending .
8 Section 1, Chapter 114, O.S.L. 2007 (70 O.S. Supp.
9 2008, Section 3245), which relates to student data
marketing; clarifying language; and providing an
effective date

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

13 SECTION 1. AMENDATORY Section 1, Chapter 114, O.S.L.
14 2007 (70 O.S. Supp. 2008, Section 3245), is amended to read as
15 follows:

16 Section 3245. No institution within The Oklahoma State System
17 of Higher Education or technology center school within the state
18 system of career and technology education shall enter into any
19 agreement on or after the effective date of this act to sell student
20 data to any creditor for purposes of marketing consumer credit to
21 students. Provided, nothing in this section shall preclude an
22 institution or school from releasing student data as permitted by
23 the Oklahoma Open Records Act, Section 24A.1 of Title 51 of the
24 Oklahoma Statutes.

1 As used in this section:

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

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

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

13 SECTION 2. This act shall become effective November 1, 2009.

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