

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 HOUSE BILL 2853

By: Jackson

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6 AS INTRODUCED

7 An Act relating to contracts; prohibiting businesses
8 from sharing or selling personal information of
9 clients to other businesses; defining terms;
10 exempting certain acts; providing for codification;
11 and providing an effective date.

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

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 1101 of Title 15, unless there
16 is created a duplication in numbering, reads as follows:

17 A. No business shall share or sell personal information
18 obtained from its clients to another business.

19 B. For purposes of this section:

20 1. "Business" means a sole proprietorship, partnership,
21 corporation, limited liability company, association, or other group,
22 however organized and whether or not organized to operate at a
23 profit or a financial institution organized, chartered, or holding a
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1 license or authorization certificate under the laws of this state,
2 any other state, the United States, or of any other country;

3 2. "Client" means an individual who is a resident of this state
4 and who provides personal information to a business during the
5 creation of, or throughout the duration of, an established business
6 relationship if the business relationship is primarily for personal,
7 family, or household purposes; and

8 3. "Personal information" means any information that
9 identifies, relates to, describes, or is capable of being associated
10 with a particular individual, including, but not limited to, his or
11 her name, signature, social security number, physical
12 characteristics or description, address, telephone number, passport
13 number, driver license or state identification card number,
14 insurance policy number, education, employment, employment history,
15 bank account number, credit card number, debit card number, or any
16 other financial information, medical information, or health
17 insurance information. Personal information shall not include
18 publicly available information that is lawfully made available to
19 the general public from federal, state or local government records.

20 C. This section shall not apply if it is necessary for the
21 business to share personal information obtained from a client to
22 another business in order to conduct normal business operations as
23 long as the business informs the client in writing and receives
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1 written permission from the client prior to sharing the necessary
2 information with another business.

3 SECTION 2. This act shall become effective November 1, 2012.

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