

BILL SUMMARY
1st Session of the 53rd Legislature

Bill No.:	HB 1085
Version:	FA6
Request Number:	NA
Author:	Rep. Terrill
Date:	3/13/2012
Impact:	Limits the Application of Charges Authorized to Recover Costs Unit Revenue of \$0.10 per Page Or \$10.00 per Gigabyte of Data

Research Analysis

The FA6 to HB 1085 adds other groups of people who will not be charged a fee for obtaining copies of records and prohibits the fees from being used as an impediment to obtaining the records.

HB 1085 creates the Oklahoma Legislative Open Records and Meetings Act. The measure makes all records of the legislature open to inspection, with the exception of communications between a legislator and a constituent who is not a registered lobbyist, certain internal personnel records, and records originating from another state agency that are exempt from disclosure under the Oklahoma Open Records Act.

The measure requires a notice be posted 48 hours prior to any legislative meeting where a majority of the members will be present, with the exception of caucus meetings, and that an agenda be posted at least 24 hours in advance of the meeting, unless the meeting is exempted in writing by the Speaker or Pro Tempore. In addition, the bill provides for the establishment of an oversight committee in both chambers to handle appeals of persons denied access to records and complaints from persons alleging noncompliance with the Act.

Prepared By: Marcia Goff

Fiscal Analysis

The measure provides that charges, not to exceed \$0.10 per page for physical copies or \$10.00 per gigabyte for data records. In addition, reasonable fees may be charged to recover the cost of time spent by a legislative employee for search and retrieval. The addition of scholars, authors and taxpayers to those not to be charged an assessment to recover costs will likely result in a significant limitation in assessing such charges. No estimate of charge revenue can reliably be completed as any amount will depend on the number and nature of requests and whether a requestor is subject to the charges.

Prepared By: Mark Tygret

Other Considerations

None indicated.

