

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 54th Legislature (2013)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 1511

By: Peterson

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8                                   COMMITTEE SUBSTITUTE

9                   An Act relating to public libraries; amending 65 O.S.  
10                   2011, Section 1-105, which relates to disclosure of  
11                   records; prohibiting disclosure of certain  
12                   information; providing exceptions; defining term;  
13                   requiring certain requests be reported to law  
14                   enforcement; and declaring an emergency.

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

16                   SECTION 1.           AMENDATORY           65 O.S. 2011, Section 1-105, is  
17 amended to read as follows:

18                   Section 1-105. A. Any library which is in whole or in part  
19 supported by public funds including but not limited to public,  
20 academic, school or special libraries, and having records indicating  
21 which of its documents or other materials, regardless of format,  
22 have been loaned to or used by an identifiable individual or group  
23 shall not disclose such records to any person except to:

1 1. Persons acting within the scope of their duties in the  
2 administration of the library;

3 2. Persons authorized to inspect such records, in writing, by  
4 the individual or group; or

5 3. By order of a court of law.

6 B. The requirements of this section shall not prohibit middle  
7 and elementary school libraries from maintaining a system of records  
8 that identifies the individual or group to whom library materials  
9 have been loaned even if such system permits a determination,  
10 independent of any disclosure of such information by the library,  
11 that documents or materials have been loaned to an individual or  
12 group.

13 C. All registration information of minors collected by any  
14 library which is supported in whole or in part by public funds  
15 including but not limited to public, academic, school or special  
16 libraries shall not be disclosed to any person except:

17 1. Persons acting only within the legitimate scope of their  
18 duties in the administration of the library;

19 2. Persons authorized to inspect such records, in writing, by  
20 the individual; or

21 3. By order of a court of law.

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1 For purposes of this section, "registration information" includes  
2 any information required of a minor in order to become eligible to  
3 borrow books, utilize library services, and other materials.

4 D. Any suspicious requests for records of minors that may be  
5 indicative of criminal intent shall be reported immediately to  
6 appropriate law enforcement authorities.

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

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12 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02/14/2013 -  
13 DO PASS, As Amended.

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UNDERLINED language denotes Amendments to present Statutes.  
**BOLD FACE CAPITALIZED** language denotes Committee Amendments.  
~~Strike thru~~ language denotes deletion from present Statutes.