

1 **SENATE FLOOR VERSION**

2 April 2, 2014

3 **AS AMENDED**

4 ENGROSSED HOUSE  
5 BILL NO. 2998

6 By: Stiles of the House

7 and

8 Anderson of the Senate

9 **[ open records - public records - seal a record -  
10 codification - effective date ]**

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

12 SECTION 1. NEW LAW A new section of law to be codified  
13 in the Oklahoma Statutes as Section 24A.30 of Title 51, unless there  
14 is created a duplication in numbering, reads as follows:

15 All court records, as defined by Section 32.1 of Title 12 of the  
16 Oklahoma Statutes, shall be considered public records and shall be  
17 subject to the provisions of the Oklahoma Open Records Act, unless  
18 otherwise identified by statute to be confidential. If  
19 confidentiality is not required by statute, the court may seal a  
20 record or portion of a record only if a compelling privacy interest  
21 exists which outweighs the public's interest in the record. In all  
22 cases where the court is sealing a record or portion of a record,  
23 the court shall enter an order which shall be public and shall:

1           1. Make findings of fact which identify the facts which the  
2 court relied upon in entering its order;

3           2. Make conclusions of law specific enough so that the public  
4 is aware of the legal basis for the sealing of the record;

5           3. Utilize the least restrictive means for achieving  
6 confidentiality; and

7           4. Be narrowly tailored so that only the portions of the record  
8 subject to confidentiality are sealed and the remainder of the  
9 record is kept open.

10           SECTION 2.           NEW LAW           A new section of law to be codified  
11 in the Oklahoma Statutes as Section 32.1A of Title 12, unless there  
12 is created a duplication in numbering, reads as follows:

13           The Supreme Court of Oklahoma shall immediately make rules  
14 regulating the display of court records online. The rules shall  
15 ensure that all online data is displayed uniformly in all counties.  
16 The Supreme Court of Oklahoma may modify the rules as necessary.  
17 Court clerks shall obey and follow the rules.

18           SECTION 3. This act shall become effective November 1, 2014.

19 COMMITTEE REPORT BY: COMMITTEE ON RULES  
20 April 2, 2014 - DO PASS AS AMENDED

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