

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 SENATE BILL 90

By: Anderson

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6 AS INTRODUCED

7 An Act relating to library records; amending 65 O.S.
8 2011, Section 1-105, which relates to disclosure of
9 library records; prohibiting disclosure of minors'
10 records except to certain individuals; directing
11 report of suspicious requests to law enforcement;
12 defining certain term; and providing an effective
13 date.

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

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

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

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

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

1 3. By order of a court of law.

2 B. The provisions of subsection A of this section shall also
3 apply to all registration information of minors age sixteen (16) and
4 younger.

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

12 D. Any requests for registration information by a party other
13 than those authorized by this section of law shall be reported to
14 the appropriate law enforcement agency if library personnel have
15 reason to believe that the requester seeks information in order to
16 commit a criminal act.

17 E. For purposes of this section, "registration information"
18 shall include but not be limited to any information required of a
19 minor in order to become eligible to borrow books and other
20 materials and utilize library services.

21 SECTION 2. This act shall become effective November 1, 2013.

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