

**COMMITTEE AMENDMENT**

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB1346 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by  
inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Amendment submitted by: Rande Worthen

Adopted: \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

PROPOSED  
COMMITTEE SUBSTITUTE  
FOR ENGROSSED  
SENATE BILL NO. 1346

By: Scott of the Senate

and

Worthen of the House

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to court records; amending 22 O.S. 2011, Section 977, as amended by Section 4, Chapter 348, O.S.L. 2016 (22 O.S. Supp. 2017, Section 977), which relates to records of convictions; requiring court to obtain birth date information; limiting release of information to certain entities or persons; providing procedure for accessing the information; directing Supreme Court to develop an online registration and access portal; authorizing assessment of annual fee for access; exempting fee for certain persons; specifying responsibility for protection of records; authorizing promulgation of rules; and providing an effective date.

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

SECTION 1. AMENDATORY 22 O.S. 2011, Section 977, as amended by Section 4, Chapter 348, O.S.L. 2016 (22 O.S. Supp. 2017, Section 977), is amended to read as follows:

1 Section 977. A. When judgment upon a conviction is rendered,  
2 the clerk must enter the same upon the minutes, stating briefly the  
3 offense for which the conviction has been had, and must immediately  
4 annex together and file the following papers, which constitute a  
5 record of the action:

6 1. The indictment and a copy of the minutes of the plea or  
7 demurrer;

8 2. A copy of the minutes of the trial;

9 3. The charges given or refused, and the endorsements, if any,  
10 thereon; and

11 4. A copy of the judgment, which shall include a notation of  
12 the year of birth of the defendant and the last four digits of the  
13 Social Security number of the defendant. The judgment shall also  
14 contain the statutory reference to the felony crime the defendant  
15 was convicted of and the date of the offense.

16 B. The court shall obtain both the ~~year~~ date of birth of the  
17 defendant and the last four digits of the Social Security number of  
18 the defendant. The date of birth shall only be released to entities  
19 or persons that comply with the provisions of subsection C of this  
20 section.

21 C. The court shall allow access to date of birth records to:

22 1. Any entity or person that makes application to the Supreme  
23 Court and demonstrates to the satisfaction of the Supreme Court that  
24 the entity or person has a legitimate need for the records. If

1 approved by the Supreme Court, the entity or person shall receive  
2 written notice of such approval;

3 2. Newspapers, as defined in Section 106 of Title 25 of the  
4 Oklahoma Statutes; and

5 3. Members of the Oklahoma Bar Association who are in good  
6 standing with the Bar and demonstrate to the satisfaction of the  
7 Supreme Court that such records are necessary to provide legal  
8 representation to a client or clients.

9 D. The Supreme Court shall develop an online registration and  
10 access portal to allow entities and persons approved pursuant to  
11 subsection C of this section to access the records provided for in  
12 this section. The Supreme Court may establish an annual fee payable  
13 by the entity or person seeking access to the records to offset the  
14 cost of creating the online access system and the cost for reviewing  
15 the applications for access to the records. Members of the Bar  
16 Association shall be exempt from paying the fee.

17 E. Any entity or person receiving records pursuant to  
18 subsection C of this section shall be responsible for the protection  
19 of the records.

20 F. The Supreme Court may promulgate rules to implement the  
21 provisions of this section.

22 SECTION 2. This act shall become effective July 1, 2019.  
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