

1 ENGROSSED HOUSE  
2 BILL NO. 1341

By: Worthen and Biggs of the  
House

3 and

4 Scott of the Senate  
5

6  
7 [ Oklahoma Open Records Act - prohibiting access to  
8 certain records on the Internet or World Wide Web -  
9 effective date ]  
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12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY Section 1, Chapter 87, O.S.L. 2014  
14 (51 O.S. Supp. 2016, Section 24A.30), is amended to read as follows:

15 Section 24A.30 ~~All~~ A. Subject to the restrictions provided in  
16 subsection B of this section, all court records, as defined by  
17 Section 32.1 of Title 12 of the Oklahoma Statutes, shall be  
18 considered public records and shall be subject to the provisions of  
19 the Oklahoma Open Records Act, unless otherwise identified by  
20 statute to be confidential. If confidentiality is not required by  
21 statute, the court may seal a record or portion of a record only if  
22 a compelling privacy interest exists which outweighs the public's  
23 interest in the record. In all cases where the court is sealing a  
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1 record or portion of a record, the court shall enter an order which  
2 shall be public and shall:

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

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

7 3. Utilize the least restrictive means for achieving  
8 confidentiality; and

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

12 B. The following documents, if they contain complete personal  
13 identifier numbers in the case file, shall be viewable internally  
14 and available at the office of the court clerk and shall not be  
15 viewable on the Internet or the World Wide Web:

16 1. Arrest warrants;

17 2. Bench warrants;

18 3. Costs warrants;

19 4. Criminal informations;

20 5. Wildlife tickets;

21 6. Traffic tickets;

22 7. Transcripts of any criminal proceeding, including any  
23 exhibits attached thereto; and

24 8. Victim protective orders.

1 The Oklahoma Court Information System, the National Crime  
2 Information Center, the Law Enforcement Enterprise Portal, the  
3 National Data Exchange, the National Instant Criminal Background  
4 Check System or any other similar shared-data management concept  
5 between the federal, state, local and tribal criminal justice  
6 agencies shall not be considered part of the Internet or World Wide  
7 Web for purposes of this subsection.

8 SECTION 2. This act shall become effective November 1, 2017.

9 Passed the House of Representatives the 20th day of March, 2017.

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11 \_\_\_\_\_  
12 Presiding Officer of the House  
of Representatives

13 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2017.

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16 Presiding Officer of the Senate  
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