

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 57th Legislature (2019)

4 ENGROSSED SENATE
5 BILL NO. 198

By: Standridge of the Senate

and

McDugle of the House

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9 An Act relating to social media; requiring the
10 development of social networking and social media
11 policy and standards; defining terms; stating that
12 the guidelines shall apply to certain employees;
13 requiring that each policy shall prohibit the sharing
14 of certain content or comments; requiring
15 distribution to all affected employees; providing
16 exemption from liability; providing for codification;
17 and providing an effective date.

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

19 SECTION 1. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 840-8.1 of Title 74, unless
21 there is created a duplication in numbering, reads as follows:

22 Social Networking and Social Media Policy and Standards

23 A. All state agencies and all political subdivisions of this
24 state, shall adopt a social networking and social media policy that
25 shall apply to the use of social media by state employees and

1 employees of any political subdivision of this state to discourage
2 abusive or offensive online behavior.

3 For purposes of this section, the following definitions shall
4 apply:

5 1. "Social networking" or "social media" means interaction with
6 external websites or services based upon participant contributions
7 to the content. Types of social media include social and
8 professional networks, blogs, micro blogs, video or photo sharing
9 and social bookmarking; and

10 2. "Comment" means a response to an article or social media
11 content submitted by a commenter.

12 B. The social media and social networking policy developed by
13 each agency and political subdivision of this state utilizing the
14 guidelines established in this section shall apply to all state
15 employees and employees of any political subdivision of this state
16 who utilize social media or social networking networks for work
17 purposes.

18 C. Social media and social networking policies developed by
19 each agency and political subdivision of this state shall discourage
20 the sharing of content or comments by state employees and employees
21 of any political subdivision of this state containing the following,
22 when it is directed at a citizen of the State of Oklahoma:

- 23 1. Obscene sexual content or links to obscene sexual content;
24 2. Abusive behavior and bullying language or tone;

1 3. Conduct or encouragement of illegal activity; and

2 4. Disclosure of information which an agency and its employees
3 are required to keep confidential by law, regulation or internal
4 policy.

5 D. Social media and social networking policies developed by
6 each state agency and political subdivision of this state in
7 accordance with the requirements established in this section shall
8 be distributed to each affected employee by email.

9 E. The state or a political subdivision shall not be liable if
10 a loss or claim results from any action undertaken in their
11 discretion pursuant to the provisions of this act.

12 SECTION 2. This act shall become effective November 1, 2019.

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14 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 04/11/2019 - DO PASS.
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