

1 ENGROSSED SENATE AMENDMENT
TO
2 ENGROSSED HOUSE
BILL NO. 1876

By: West (Tammy) and Rosecrants
of the House

and

Stanley of the Senate

8 An Act relating to open records; amending 51 O.S.
2011, Section 24A.7, as amended by Section 1, Chapter
9 130, O.S.L. 2014 (51 O.S. Supp. 2020, Section 24A.7),
which relates to personnel records; exempting certain
10 personal information of public employees from
mandatory disclosure; and providing an effective
11 date.

14 AUTHOR: Add the following House Coauthor: Osburn

15 AMENDMENT NO. 1. Page 3, line 11, deleting Section 2, inserting a
new Section 2 to read as follows:

17 "SECTION 2. It being immediately necessary for the preservation
18 of the public peace, health or safety, an emergency is hereby
19 declared to exist, by reason whereof this act shall take effect and
20 be in full force from and after its passage and approval."

21 and amend the title to conform

1 Passed the Senate the 12th day of April, 2021.

2
3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2021.

7
8 _____
9 Presiding Officer of the House
10 of Representatives

1 ENGROSSED HOUSE
2 BILL NO. 1876

By: West (Tammy) and Rosecrants
of the House

3 and

4 Stanley of the Senate

5
6
7 An Act relating to open records; amending 51 O.S.
8 2011, Section 24A.7, as amended by Section 1, Chapter
9 130, O.S.L. 2014 (51 O.S. Supp. 2020, Section 24A.7),
10 which relates to personnel records; exempting certain
11 personal information of public employees from
12 mandatory disclosure; and providing an effective
13 date.

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

15 SECTION 1. AMENDATORY 51 O.S. 2011, Section 24A.7, as
16 amended by Section 1, Chapter 130, O.S.L. 2014 (51 O.S. Supp. 2020,
17 Section 24A.7), is amended to read as follows:

18 Section 24A.7 A. A public body may keep personnel records
19 confidential:

20 1. Which relate to internal personnel investigations including
21 examination and selection material for employment, hiring,
22 appointment, promotion, demotion, discipline, or resignation; or

23 2. Where disclosure would constitute a clearly unwarranted
24 invasion of personal privacy such as employee evaluations, payroll
deductions, employment applications submitted by persons not hired

1 by the public body, and transcripts from institutions of higher
2 education maintained in the personnel files of certified public
3 school employees; provided, however, that nothing in this subsection
4 shall be construed to exempt from disclosure the degree obtained and
5 the curriculum on the transcripts of certified public school
6 employees.

7 B. All personnel records not specifically falling within the
8 exceptions provided in subsection A or D of this section shall be
9 available for public inspection and copying including, but not
10 limited to, records of:

11 1. An employment application of a person who becomes a public
12 official;

13 2. The gross receipts of public funds;

14 3. The dates of employment, title or position; and

15 4. Any final disciplinary action resulting in loss of pay,
16 suspension, demotion of position, or termination.

17 C. Except as may otherwise be made confidential by statute, an
18 employee of a public body shall have a right of access to his own
19 personnel file.

20 D. ~~Public bodies shall keep confidential the~~ The home address,
21 addresses, home telephone numbers and social security, Social
22 Security numbers of any person employed or formerly employed by the
23 public body, private email addresses, and private mobile phone
24 numbers of current and former public employees shall not be open to

1 public inspection or disclosure; provided, however, that nothing in
2 this subsection shall be construed to exempt from disclosure public
3 records created using a private email address or private mobile
4 phone.

5 E. Except as otherwise required by Section 6-101.16 of Title 70
6 of the Oklahoma Statutes, public bodies shall keep confidential all
7 records created pursuant to the Oklahoma Teacher and Leader
8 Effectiveness Evaluation System (TLE) which identify a current or
9 former public employee and contain any evaluation, observation or
10 other TLE record of such employee.

11 SECTION 2. This act shall become effective November 1, 2021.

12 Passed the House of Representatives the 18th day of February,
13 2021.

14
15 _____
16 Presiding Officer of the House
of Representatives

17 Passed the Senate the ____ day of _____, 2021.

18
19 _____
20 Presiding Officer of the Senate
21
22
23
24