1   ENGROSSED SENATE
    BILL NO. 924   By: Treat of the Senate
2
                                             and
3
                                        Boatman of the House
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7   An Act relating to sharing of state data; creating
            definition; stating ownership of state data;
8   requiring state agencies to comply with statutory
            obligations; authorizing the Office of Management and
9   Enterprise Services to promulgate rules to establish
            certain standards; authorizing the sharing of data
10   between state agencies upon request; requiring
            submission of specified information on certain form;
11   requiring the Office of Management and Enterprise
            Services to grant or deny request; authorizing state
12   agencies to decline requests for data; authorizing
            state agencies to seek final determination; requiring
13   cabinet secretary to make final determination;
            construing provision; providing for codification; and
14   providing an effective date.

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

18   SECTION 1.   NEW LAW   A new section of law to be codified

19 in the Oklahoma Statutes as Section 34.210 of Title 62, unless there

20 is created a duplication in numbering, reads as follows:

21   A. As used in this section, "state data" means all data files

22 hosted, procured, owned, processed, secured or stored, by this state

23 or its state agencies, while in the course of state business and

24 shall include any and all data not otherwise prohibited from such

classification by state or federal law. Such data shall be the
property of this state.

B. While this state is the owner of state data, individual
state agencies shall comply with their respective statutory
obligations in managing state data including responding to open
records requests, reporting and responding to data breaches and any
other statutory obligations required when collecting or processing
state data.

C. The Office of Management and Enterprise Services may
promulgate rules to establish standards and criteria for sharing
state data between state agencies.

D. State data may be shared between state agencies upon request
from the Office of Management and Enterprise Services. The request
shall be on a form provided by the Office of Management and
Enterprise Services and shall specify why the data is being
requested and what the intended purpose is for the requested data.
After reviewing the documentation, the Office of Management and
Enterprise Services shall grant or deny the request for access and
utilization of the requested data.

The Office of Management and Enterprise Services may deny
requests to share state data if the stated purpose does not meet the
established standards and criteria for sharing state data. State
agencies may decline requests to share state data if the state data

1 requested is otherwise prohibited from being shared by state or

2 federal law.

3   E. If a state agency's request for state data has been declined

4 by another state agency, the initial requestor may seek a final

5 determination from the Office of Management and Enterprise Services

6 as to whether the requested state data shall be shared. If a state

7 agency disputes the decision of the Office of Management and

8 Enterprise Services, the Office of Management and Enterprise

9 Services cabinet secretary shall make a final determination whether

10 the request to share state data will be granted or denied.

11   F. The powers provided in this section shall be in addition to

12 and not in substitution for any powers provided to the Office of

13 Management and Enterprise Services by rule or law. No powers

14 provided in this section shall exempt or supersede a state agency's

15 statutory responsibility to protect data and to comply with

16 requirements of the Oklahoma Open Records Act.

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

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1   Passed the Senate the 10th day of March, 2021.

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3   _____
                                    Presiding Officer of the Senate
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5   Passed the House of Representatives the ____ day of _____,

6   2021.

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8   _____
                                    Presiding Officer of the House
9   of Representatives

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