

1 ENGROSSED HOUSE  
2 BILL NO. 4192

By: Echols of the House

3 and

4 Standridge of the Senate

5  
6 An Act relating to state government; amending 74 O.S.  
7 2021, Section 3106.4, which relates to personally  
8 identifiable data; adding penalties for noncompliant  
9 agencies; and providing an effective date.

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

12 SECTION 1. AMENDATORY 74 O.S. 2021, Section 3106.4, is  
13 amended to read as follows:

14 Section 3106.4 A. Public bodies shall make available on their  
15 Internet website or on a general website if a public body uses a  
16 general website, the following:

17 1. Any administrative rules adopted pursuant to the  
18 Administrative Procedures Act, which the public body uses to  
19 operate;

20 2. Any proposed administrative rules submitted by the public  
21 body pursuant to the Administrative Procedures Act;

22 3. Any statutes affecting the public body and its operations;

23 and

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1 4. Any statutes the public may find useful in interacting with  
2 the public body.

3 B. For purposes of this section, "public body" is defined as  
4 provided by paragraph 1 of Section 304 of Title 25 of the Oklahoma  
5 Statutes.

6 C. In addition to the requirements listed in subsection A of  
7 this section, any public body that collects personally identifiable  
8 data shall make available on its Internet website, or on a general  
9 website if a public body uses a general website, the following:

- 10 1. What personally identifiable data is being stored;
- 11 2. How the personally identifiable data is stored; and
- 12 3. With whom the public body shares the personally identifiable  
13 data.

14 D. For purposes of this section, "personally identifiable data"  
15 means information which can identify an individual including, but  
16 not limited to, name, birth date, place of birth, mother's maiden  
17 name, biometric records, Social Security number, official state- or  
18 government-issued driver license or identification number, alien  
19 registration number, government passport number, employer or  
20 taxpayer identification number or any other information that is  
21 linked or linkable to an individual, such as medical, educational,  
22 financial or employment information.

23 E. It shall be the responsibility of each agency director to  
24 ensure compliance with this section, for existing administrative

1 rules or proposed administrative rules, pursuant to the  
2 Administrative Procedures Act, or any statute affecting the public  
3 body and its operations that have been enacted or any personally  
4 identifiable data that has been collected, within twelve (12) months  
5 of the effective date of this act and within twelve (12) months of  
6 any new administrative rule or proposed administrative rule,  
7 pursuant to the Administrative Procedures Act, or any new statute  
8 affecting the public body and its operations or when personally  
9 identifiable data is collected. Any noncompliance with this section  
10 shall result in removal of the agency director who may only return  
11 after being reappointed.

12 SECTION 2. This act shall become effective November 1, 2022.

13 Passed the House of Representatives the 23rd day of March, 2022.

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16 Presiding Officer of the House  
of Representatives

17 Passed the Senate the \_\_\_ day of \_\_\_\_\_, 2022.

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20 Presiding Officer of the Senate