

An Act

ENROLLED SENATE
BILL NO. 924

By: Treat of the Senate

and

Boatman and Phillips of the
House

An Act relating to sharing of state data; creating definition; stating ownership of state data; requiring state agencies to comply with statutory obligations; authorizing the Office of Management and Enterprise Services to promulgate rules to establish certain standards; authorizing the sharing of data between state agencies upon request; requiring submission of specified information on certain form; requiring the Office of Management and Enterprise Services to grant or deny request; providing that certain powers are in addition to existing powers; requiring compliance with certain laws; providing exceptions; providing for codification; and providing an effective date.

SUBJECT: State data sharing

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 34.210 of Title 62, unless there is created a duplication in numbering, reads as follows:

A. As used in this section, "state data" means all data files hosted, procured, owned, processed, secured, stored, or created by this state or its state agencies, while in the course of state business and shall include any and all data not otherwise prohibited from such classification or required to be kept confidential by

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

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 hosting, accessing, storing, collecting, or processing state data.

C. The Chief Information Officer for the State of Oklahoma may establish standards and criteria for sharing state data between state agencies. Agency requests to share state data shall be denied if the stated purpose does not meet the established standards and criteria for sharing state data as established by the CIO. State agencies may decline requests to share state data if the state data requested is otherwise privileged, required to be kept confidential, or prohibited from being shared by state or federal law.

D. The powers provided in this section shall be in addition to and not in substitution for any powers provided to the Office of Management and Enterprise Services or the Chief Information Officer by rule or law.

E. No powers provided in this section shall exempt or supersede a state agency's statutory responsibility to protect data and to comply with requirements of the Oklahoma Open Records Act or applicable state or federal law.

F. The provisions of this section shall not be applicable to the judicial department of state government or any entity organized within the judicial department and shall not be applicable to the legislative department or any entity organized within the legislative department.

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

Passed the Senate the 19th day of May, 2022.

Presiding Officer of the Senate

Passed the House of Representatives the 20th day of May, 2022.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____