

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 58th Legislature (2022)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3810

By: Moore of the House

and

Weaver of the Senate

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10 COMMITTEE SUBSTITUTE

11 An Act relating to Justices and judges; defining
12 terms; requiring confidentiality of certain personal
13 information of Justices and judges; establishing that
14 Justices and judges shall be permitted to request to
15 keep certain information confidential; permitting
16 court order to keep certain information confidential;
17 establishing requirements for affidavit; creating
18 penalty for disclosing Justice's or judge's personal
19 information; providing for codification; and
20 providing an effective date.

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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 1407 of Title 20, unless there
is created a duplication in numbering, reads as follows:

A. As used in this section:

1 1. "Judge" shall include every district court, associate
2 district court, and special judge and every Judge of the Court of
3 Civil Appeals and the Court of Criminal Appeals;

4 2. "Justice" shall mean every Justice of the Oklahoma Supreme
5 Court;

6 3. "Personal information" shall mean:

7 a. the home address of the Justice or judge,

8 b. the home address of the spouse, domestic partner, or
9 child or children of the Justice or judge,

10 c. any telephone number or electronic mail address of the
11 Justice or judge,

12 d. the name of the Justice's or judge's child or
13 children, and

14 e. the name of the child care facility or school the
15 Justice's or judge's child or children attends.

16 B. All Justices' and judges' personal information shall be
17 confidential and shall not be publicly available on any state or
18 political subdivision publication, website, or media, but instead
19 kept in a secure location where it may be made available to
20 authorized persons pursuant to law or as specifically authorized in
21 writing by the Justice or judge.

22 C. Any Justice or judge who finds his or her personal
23 information is publicly available may request that the government
24 entity remove the personal information. If the government entity

1 does not remove the personal information upon request, the Justice
2 or judge may obtain an order of a court that requires the government
3 entity to remove the personal information of the Justice or judge.
4 Such an order must be based on a sworn affidavit by the Justice or
5 judge, which affidavit:

6 1. States that the individual whose information is to be kept
7 confidential is a Justice or judge;

8 2. States that the Justice or judge made a request to the
9 government entity to remove the information and it was not removed;
10 and

11 3. Sets forth the name of the publication, website, or list
12 where the Justice's or judge's personal information is available to
13 the public.

14 Upon receipt of such an order, the government entity shall keep
15 such information confidential and shall not disclose the
16 confidential information to anyone not specifically authorized by
17 law to view the information, unless disclosure is specifically
18 authorized in writing by the Justice or judge.

19 SECTION 2. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 593 of Title 21, unless there is
21 created a duplication in numbering, reads as follows:

22 It shall be unlawful to knowingly publish any Justice's or
23 judge's personal information in any publicly available publication,
24 website, or media with the intent to threaten, intimidate, or

1 harass. Any person convicted of violating the provisions of this
2 section shall be guilty of a misdemeanor punishable by imprisonment
3 in the county jail for not more than ninety (90) days, or by a fine
4 of not more than Five Hundred Dollars (\$500.00), or by both such
5 fine and imprisonment.

6 SECTION 3. This act shall become effective November 1, 2022.
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8 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CIVIL, dated
9 03/01/2022 - DO PASS, As Amended and Coauthored.
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