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February 9, 2021

SENATE BILL NO. 171

By: Daniels of the Senate

and

Moore of the House

An Act relating to court websites; amending 12 O.S. 2011, Section 39, which relates to charges not to be posted on court-controlled website; prohibiting publication of certain documents on court-controlled website; prohibiting distribution or release of certain information; and providing an effective date.

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

SECTION 1. AMENDATORY 12 O.S. 2011, Section 39, is amended to read as follows:

Section 39. A. ~~Beginning July 1, 2005, no~~ No court clerk shall ~~post~~ publish on a court-controlled ~~web site~~ website any document in a case that contains a charge involving rape, sodomy, sex crimes, sexual images, lewd or indecent conduct, pornography, child abuse or neglect, domestic abuse, kidnapping, extortion of a vulnerable victim, human trafficking or similar offenses including, but not limited to, those in Sections ~~886 and 888~~ of Title 21 of the Oklahoma Statutes, if the offense involved the detestable and abominable crime against nature with mankind, or a charge in Section

1 ~~843.5 of Title 21 of the Oklahoma Statutes, or Section 644, 741,~~
2 843.1, 843.5, 885, 886, 888, 1021, 1021.2, 1021.3, 1040.13a, 1081,
3 1085, 1087, 1088, ~~Sections 1111 through 1116 or Section 1123 of~~
4 Title 21 of the Oklahoma Statutes.

5 B. The court clerk and the Administrative Office of the Courts
6 shall not distribute, release or otherwise publish electronic case
7 information which includes any document from a case that contains a
8 charge for an offense listed in subsection A of this section.

9 C. Nothing in this section shall be construed to prohibit
10 access to any original document as provided by law.

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

12 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
13 February 9, 2021 - DO PASS
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