

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 HOUSE BILL 2762

By: Ford

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6 AS INTRODUCED

7 An Act relating to crimes and punishments; making
8 certain acts unlawful; providing penalties; defining
9 terms; providing for codification; and providing an
effective date.

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

13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 1176 of Title 21, unless there
15 is created a duplication in numbering, reads as follows:

16 A. Whoever, with the intent to threaten, intimidate or harass
17 or facilitate another to threaten, intimidate or harass, uses an
18 electronic communication device to knowingly publish, post or
19 otherwise make available personally identifiable information of a
20 first responder or elected official, and as a result places that
21 first responder or elected official in reasonable fear of death or
22 serious bodily injury shall, upon conviction, be guilty of a
23 misdemeanor punishable by imprisonment in the county jail for a term
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1 not to exceed one (1) year, or by a fine of One Thousand Dollars
2 (\$1,000.00), or by both such fine and imprisonment.

3 B. As used in this section:

4 1. "Electronic communication" shall have the same meaning as
5 that term is defined in Section 1172 of Title 21 of the Oklahoma
6 Statutes. Electronic communication does not include broadcast
7 transmissions or similar communications that are not targeted at any
8 specific individual;

9 2. "Electronic communication device" means any cellular
10 telephone, facsimile, pager, computer or any device capable of
11 electronic communication;

12 3. "First responder" means state and local law enforcement
13 personnel, fire department personnel and emergency medical
14 personnel;

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

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1 5. "Elected official" means any person elected to a state
2 office in the executive, legislative or judicial branch of state
3 government or other political subdivision of the state; and

4 6. "Publish" means to circulate, deliver, distribute,
5 disseminate, transmit or otherwise make available to another person.

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

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8 58-1-5976 GRS 12/23/20

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