

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

HOUSE BILL 4192

By: Echols

AS INTRODUCED

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

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

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

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

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

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

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

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. The director of any agency that does not comply with this  
24 section within twelve (12) months of the effective date of this act

1 shall be removed from their position and may only return after being  
2 reappointed.

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

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