

**FLOOR AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB1574 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by  
inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_ Amendment submitted by: Tammy Townley \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

FLOOR SUBSTITUTE  
FOR ENGROSSED

SENATE BILL NO. 1574

By: Floyd of the Senate

and

Townley of the House

FLOOR SUBSTITUTE

An Act relating to the Oklahoma Open Records Act;  
amending 51 O.S. 2021, Section 24A.3, as last amended  
by Section 11, Chapter 271, O.S.L. 2023 (51 O.S.  
Supp. 2023, Section 24A.3), which relates to  
definitions; modifying definition; updating statutory  
reference; updating statutory language; and providing  
an effective date.

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

SECTION 1. AMENDATORY 51 O.S. 2021, Section 24A.3, as  
last amended by Section 11, Chapter 271, O.S.L. 2023 (51 O.S. Supp.  
2023, Section 24A.3), is amended to read as follows:

Section 24A.3. As used in the Oklahoma Open Records Act:

1. "Record" means all documents including, but not limited to,  
any book, paper, photograph, microfilm, data files created by or  
used with computer software, computer tape, disk, record, sound  
recording, film recording, video record or other material regardless

1 of physical form or characteristic, created by, received by, under  
2 the authority of, or coming into the custody, control or possession  
3 of public officials, public bodies or their representatives in  
4 connection with the transaction of public business, the expenditure  
5 of public funds or the administering of public property. Record  
6 shall also mean applications and other documents related to  
7 licensure matters that are filed of record in a district court,  
8 including but not limited to, marriage licenses, process server  
9 licenses, closing out sale licenses, transient merchant licenses,  
10 pool hall licenses, and bail bondsmen registration. Record does not  
11 mean:

- 12 a. computer software,
- 13 b. nongovernment personal effects,
- 14 c. unless public disclosure is required by other laws or  
15 regulations, vehicle movement records of the Oklahoma  
16 Transportation Authority obtained in connection with  
17 the Authority's electronic toll collection system,
- 18 d. personal financial information, credit reports or  
19 other financial data obtained by or submitted to a  
20 public body for the purpose of evaluating credit  
21 worthiness, obtaining a license, permit or for the  
22 purpose of becoming qualified to contract with a  
23 public body,

- 1 e. any digital audio/video recordings of the toll  
2 collection and safeguarding activities of the Oklahoma  
3 Transportation Authority,
- 4 f. any personal information provided by a guest at any  
5 facility owned or operated by the Oklahoma Tourism and  
6 Recreation Department to obtain any service at the  
7 facility or by a purchaser of a product sold by or  
8 through the Oklahoma Tourism and Recreation  
9 Department,
- 10 g. a Department of Defense Form 214 (DD Form 214) filed  
11 with a county clerk including any DD Form 214 filed  
12 before July 1, 2002,
- 13 h. except as provided for in Section 2-110 of Title 47 of  
14 the Oklahoma Statutes:
- 15 (1) any record in connection with a Motor Vehicle  
16 Report issued by ~~the Department of Public Safety,~~  
17 Service Oklahoma as prescribed in Section 6-117  
18 of Title 47 of the Oklahoma Statutes, or
- 19 (2) personal information within driver records, as  
20 defined by the Driver's Privacy Protection Act,  
21 Title 18 of the United States Code, Sections 2721  
22 through 2725, which are stored and maintained by  
23 ~~the Department of Public Safety~~ Service Oklahoma,  
24

- 1           i.    any portion of any document or information provided to  
2                    an agency or entity of the state or a political  
3                    subdivision to obtain licensure under the laws of  
4                    this state or a political subdivision that  
5                    contains an applicant's personal address,  
6                    personal phone number, personal electronic mail  
7                    address or other contact information. Provided,  
8                    however, lists of persons licensed, the existence  
9                    of a license of a person, or a business or  
10                  commercial address, or other business or  
11                  commercial information disclosable under state  
12                  law submitted with an application for licensure  
13                  shall be public record, or
- 14          j.    an investigative file obtained during an investigation  
15                  conducted by the State Department of Health under ~~this~~  
16                  ~~act~~ the Long-Term Care Administrator Licensing Act;

17          2.    "Public body" shall include, but not be limited to, any  
18 office, department, board, bureau, commission, agency, trusteeship,  
19 authority, council, committee, trust or any entity created by a  
20 trust, county, city, village, town, township, district, school  
21 district, fair board, court, executive office, advisory group, task  
22 force, study group or any subdivision thereof, supported in whole or  
23 in part by public funds or entrusted with the expenditure of public  
24 funds or administering or operating public property, and all

1 committees, or subcommittees thereof. Except for the records  
2 required by Section 24A.4 of this title, public body does not mean  
3 judges, justices, the Council on Judicial Complaints, the  
4 Legislature or legislators. Public body shall not include an  
5 organization that is exempt from federal income tax under Section  
6 501(c)(3) of the Internal Revenue Code of 1986, as amended, and  
7 whose sole beneficiary is a college or university, or an affiliated  
8 entity of the college or university, that is a member of The  
9 Oklahoma State System of Higher Education. Such organization shall  
10 not receive direct appropriations from the ~~Oklahoma~~ Legislature.  
11 The following persons shall not be eligible to serve as a voting  
12 member of the governing board of the organization:

- 13 a. a member, officer, or employee of the Oklahoma State  
14 Regents for Higher Education,
- 15 b. a member of the board of regents or other governing  
16 board of the college or university that is the sole  
17 beneficiary of the organization, or
- 18 c. an officer or employee of the college or university  
19 that is the sole beneficiary of the organization;

20 3. "Public office" means the physical location where public  
21 bodies conduct business or keep records;

22 4. "Public official" means any official or employee of any  
23 public body as defined herein; and  
24

1        5. "Law enforcement agency" means any public body charged with  
2 enforcing state or local criminal laws and initiating criminal  
3 prosecutions including, but not limited to, police departments,  
4 county sheriffs, the Department of Public Safety, the Oklahoma State  
5 Bureau of Narcotics and Dangerous Drugs Control, the Alcoholic  
6 Beverage Laws Enforcement Commission, and the Oklahoma State Bureau  
7 of Investigation.

8        SECTION 2. This act shall become effective November 1, 2024.

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