

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               1st Session of the 60th Legislature (2025)

4   ENGROSSED SENATE

5   BILL NO. 646

By: Paxton of the Senate

and

Hilbert of the House

6  
7  
8  
9       An Act relating to judicial and federal official  
10      security and privacy; amending Sections 1, 2, 3, and  
11      5, Chapter 350, O.S.L. 2023 (20 O.S. Supp. 2024,  
12      Sections 3011, 3012, 3013, and 3015), which relate to  
13      the Oklahoma Judicial Security and Privacy Act of  
14      2023; creating the Oklahoma Federal Official and  
15      Judicial Security and Privacy Act of 2025; modifying  
16      short title; modifying definition; modifying certain  
17      exception for access to certain records; modifying  
18      required contents of certain report; amending 26 O.S.  
19      2021, Section 4-115.2, as amended by Section 2,  
20      Chapter 147, O.S.L. 2023 (26 O.S. Supp. 2024, Section  
21      4-115.2), which relates to confidentiality of  
22      residence and mailing address; adding elected federal  
23      officials to certain class; updating statutory  
24      references; updating statutory language; providing an  
25      effective date; and declaring an emergency.

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

SECTION 1.           AMENDATORY           Section 1, Chapter 350, O.S.L.  
2023 (20 O.S. Supp. 2024, Section 3011), is amended to read as  
follows:

1       Section 3011. This act shall be known and may be cited as the  
2       "Oklahoma Federal Official and Judicial Security and Privacy Act of  
3       ~~2023~~ 2025".

4       SECTION 2.       AMENDATORY       Section 2, Chapter 350, O.S.L.  
5       2023 (20 O.S. Supp. 2024, Section 3012), is amended to read as  
6       follows:

7       Section 3012. As used in ~~this act~~ the Oklahoma Federal Official  
8       and Judicial Security and Privacy Act of 2025:

9       1. The term "at-risk individual" means any current elected  
10       federal official of this state or active or retired member of the  
11       State Judiciary, and shall also include municipal, county, tribal,  
12       and federal judges;

13       2. The term "commercial entity" means any corporation,  
14       partnership, limited partnership, proprietorship, sole  
15       proprietorship, firm, enterprise, franchise, or association engaged  
16       in the buying or selling of goods or services for profit;

17       3. The term "covered information" means:

18           a. a home address, including primary residence or  
19           secondary residences of an at-risk individual,

20           b. a home or personal mobile telephone number, or the  
21           direct telephone number of a government-issued cell  
22           phone or private extension in the chambers of an at-  
23           risk individual,

24           c. a personal email address of an at-risk individual,

- 1           d.    the Social Security number, driver license number, or  
2               home address displayed on voter registration  
3               information of an at-risk individual,  
4           e.    the bank account or credit or debit card information  
5               of an at-risk individual,  
6           f.    the home or other address displayed on property tax  
7               records or held by a federal, state, or local  
8               government agency of an at-risk individual, including  
9               any secondary residence and any investment property at  
10              which an at-risk individual resides for part of a  
11              year,  
12           g.    a license plate number or home address displayed on  
13               vehicle registration information of an at-risk  
14               individual,  
15           h.    the identification of children under the age of  
16               eighteen (18) of an at-risk individual or any child  
17               under the age of twenty-six (26) whose permanent  
18               residence is the home of the at-risk individual,  
19           i.    the full date of birth,  
20           j.    a photograph of any vehicle that legibly displays the  
21               license plate or a photograph of a residence that  
22               legibly displays the address of the residence of an  
23               at-risk individual,  
24

- 1 k. the name and address of a school or day care facility  
2 attended by immediate family of an at-risk individual,  
3 l. the name and address of an employer of immediate  
4 family of an at-risk individual, or  
5 m. the name and address of a place of worship the at-risk  
6 individual or immediate family of an at-risk  
7 individual attends;

8 4. The term "immediate family" means a spouse, child, or parent  
9 of an at-risk individual or any other familial relative of an at-  
10 risk individual whose permanent residence is the same as the at-risk  
11 individual;

12 5. The term "social media" means any online electronic medium  
13 or a live chat system that:

- 14 a. primarily serves as a medium for users to interact  
15 with content generated by other third-party users of  
16 the medium,  
17 b. enables users to create accounts or profiles specific  
18 to the medium or to import profiles from another  
19 medium, and  
20 c. enables one or more users to generate content that can  
21 be viewed by other third-party users of the medium;

22 6. The term "state agency" means:

- 23 a. an executive agency, as defined by Oklahoma Statute,  
24

1           b.    any county, local or municipal governing body, or  
2                regulatory body, and

3           c.    any state agency in the judicial branch or legislative  
4                branch; and

5           7.    The term "transfer" means to sell, license, trade, or  
6           exchange for consideration the covered information of an at-risk  
7           individual or immediate family.

8           SECTION 3.        AMENDATORY        Section 3, Chapter 350, O.S.L.  
9           2023 (20 O.S. Supp. 2024, Section 3013), is amended to read as  
10          follows:

11          Section 3013.   A.   Each at-risk individual may:

12           1.    File written notice of the status of the individual as an  
13           at-risk individual, for themselves and immediate family, with each  
14           state agency that includes information necessary to ensure  
15           compliance with this section, as determined by the Administrative  
16           Director of the Courts; and

17           2.    Request that each state agency described in Section ~~2~~ 3012  
18           of this ~~act~~ title mark as private their covered information and that  
19           of their immediate family.

20          B.    State agencies shall not publicly post or publicly display  
21           content that includes covered information of an at-risk individual  
22           or immediate family.   State agencies, upon receipt of a written  
23           request under paragraph 1 of subsection A of this section, shall  
24           remove the covered information of the at-risk individual or

1 immediate family from publicly available content not later than  
2 seventy-two (72) hours after such receipt.

3 C. Nothing in this section shall prohibit a state agency from  
4 providing access to records containing the covered information of a  
5 an elected federal official of this state or a member of the  
6 judiciary to a third party if the third party:

7 1. Possesses a signed release from the elected federal  
8 official, judge, or a lawful court order;

9 2. Is subject to the requirements of Title V of the federal  
10 Gramm-Leach-Bliley Act, 15 U.S.C., Section 6801 et seq.; or

11 3. Executes a confidentiality agreement with the state agency.

12 SECTION 4. AMENDATORY Section 5, Chapter 350, O.S.L.  
13 2023 (20 O.S. Supp. 2024, Section 3015), is amended to read as  
14 follows:

15 Section 3015. Not later than one (1) year after the effective  
16 date of ~~enactment of~~ this act, and biennially thereafter, the  
17 Administrative Director of the Courts shall submit to the  
18 Legislature an annual report that includes:

19 1. A detailed amount spent by the state and local governments  
20 on protecting ~~judges'~~ covered information of elected federal  
21 officials and judges;

22 2. Where the ~~judges'~~ covered information of elected federal  
23 officials and judges was found; and  
24

1        3. The collection of any new types of personal data found to be  
2 used to identify elected federal officials or judges who have  
3 received threats, including prior home addresses, employers, and  
4 institutional affiliations such as nonprofit boards.

5        SECTION 5.        AMENDATORY        26 O.S. 2021, Section 4-115.2, as  
6 amended by Section 2, Chapter 147, O.S.L. 2023 (26 O.S. Supp. 2024,  
7 Section 4-115.2), is amended to read as follows:

8        Section 4-115.2. A. 1. The Secretary of the State Election  
9 Board is authorized to promulgate rules to keep confidential the  
10 residence and mailing address, upon application to do so, of  
11 individual registered voters who are members of certain classes as  
12 described in paragraph 2 of this subsection.

13        2. Classes shall be limited to any current elected federal  
14 official of this state, the judiciary, district attorneys, assistant  
15 district attorneys, ~~Uniformed Services~~ uniformed services members,  
16 law enforcement personnel and the immediate family of law  
17 enforcement personnel, correctional officers, the secretary,  
18 assistant secretary, employees, and members of a county election  
19 board or the State Election Board, persons who are protected by  
20 victim's protection orders, the spouses and dependents of the  
21 members of such classes, and persons who are certified by the  
22 Secretary of State as participants in the Address Confidentiality  
23 Program established by Section 60.14 of Title 22 of the Oklahoma  
24 Statutes.

1        3. Such address information shall be provided to a candidate or  
2 candidate representative or other lawful authority in anticipation  
3 or as part of a contest of candidacy or contest of an election as  
4 provided for in this title or as part of a petition challenge as  
5 provided by law. However, no information concerning the address of  
6 a certified Address Confidentiality Program participant shall be  
7 released by election officials to any person for any purpose except  
8 under court order.

9        B. As used in this section, "immediate family of law  
10 enforcement personnel" means a spouse, child by birth or adoption,  
11 stepchild or parent living at the same residence as the law  
12 enforcement personnel.

13        SECTION 6. This act shall become effective July 1, 2025.

14        SECTION 7. It being immediately necessary for the preservation  
15 of the public peace, health or safety, an emergency is hereby  
16 declared to exist, by reason whereof this act shall take effect and  
17 be in full force from and after its passage and approval.

18  
19 COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT OVERSIGHT, dated  
20 04/22/2025 - DO PASS.  
21  
22  
23  
24