

1 **SENATE FLOOR VERSION**

2 February 17, 2026

3 SENATE BILL NO. 2182

By: Howard

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5
6 An Act relating to civil remedies; creating the
7 Uniform Civil Remedies for Unauthorized Disclosure of
8 Intimate Images Act; providing short title; defining
9 terms; authorizing cause of action for unauthorized
10 disclosure of certain material; providing exceptions
11 to liability for certain disclosures; providing for
12 inapplicability of certain exceptions under certain
13 circumstances; authorizing exclusion or redaction of
14 identifying information in certain pleadings and
15 documents; authorizing recovery of damages and other
16 relief; establishing statute of limitations for
17 certain actions; construing provisions; providing for
18 codification; and providing an effective date.

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

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 1121 of Title 12, unless there
22 is created a duplication in numbering, reads as follows:

23 This act shall be known and may be cited as the "Uniform Civil
24 Remedies for Unauthorized Disclosure of Intimate Images Act".

SECTION 2. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 1122 of Title 12, unless there
is created a duplication in numbering, reads as follows:

As used in this act:

- 1 1. "Consent" means affirmative, conscious, and voluntary
2 authorization by an individual with legal capacity to give
3 authorization;
- 4 2. "Depicted individual" means an individual whose body is
5 shown in whole or in part in an intimate image;
- 6 3. "Disclosure" means transfer, publication, or distribution to
7 another person. "Disclose" has a corresponding meaning;
- 8 4. "Identifiable" means recognizable by a person other than the
9 depicted individual:
- 10 a. from an intimate image itself, or
11 b. from an intimate image and identifying characteristic
12 displayed in connection with the intimate image;
- 13 5. "Identifying characteristic" means information that may be
14 used to identify a depicted individual;
- 15 6. "Individual" means a human being;
- 16 7. "Intimate image" means a photograph, film, video recording,
17 or other similar medium that shows:
- 18 a. the uncovered genitals, pubic area, anus, or female
19 post-pubescent nipple of a depicted individual, or
20 b. a depicted individual engaging in or being subjected
21 to sexual conduct;
- 22 8. "Person" means an individual, estate, business or nonprofit
23 entity, public corporation, government or governmental subdivision,
24 agency, or instrumentality, or other legal entity; and

- 1 9. "Sexual conduct" includes:
- 2 a. masturbation,
- 3 b. genital, anal, or oral sex,
- 4 c. sexual penetration of, or with, an object,
- 5 d. bestiality, or
- 6 e. the transfer of semen onto a depicted individual.

7 SECTION 3. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 1123 of Title 12, unless there
9 is created a duplication in numbering, reads as follows:

10 A. As used in this section:

11 1. "Harm" includes physical harm, economic harm, and emotional
12 distress whether or not accompanied by physical or economic harm;
13 and

14 2. "Private" means:

- 15 a. created or obtained under circumstances in which a
16 depicted individual had a reasonable expectation of
17 privacy, or
- 18 b. made accessible through theft, bribery, extortion,
19 fraud, false pretenses, voyeurism, or exceeding
20 authorized access to an account, message, file,
21 device, resource, or property.

22 B. Except as otherwise provided in Section 4 of this act, a
23 depicted individual who is identifiable and who suffers harm from a
24 person's intentional disclosure or threatened disclosure of an

1 intimate image that was private without the depicted individual's
2 consent has a cause of action against the person if the person knew
3 or acted with reckless disregard for whether:

- 4 1. The depicted individual consented to the disclosure;
- 5 2. The intimate image was private; and
- 6 3. The depicted individual was identifiable.

7 C. Consent to creation of the image or previous consensual
8 disclosure of the image by a depicted individual does not establish
9 by itself that the individual consented to the disclosure of the
10 intimate image that is the subject of an action under this act or
11 that the individual lacked a reasonable expectation of privacy.

12 D. A depicted individual who does not consent to the sexual
13 conduct or uncovering of the part of the body depicted in an
14 intimate image of the individual retains a reasonable expectation of
15 privacy even if the image was created when the individual was in a
16 public place.

17 SECTION 4. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 1124 of Title 12, unless there
19 is created a duplication in numbering, reads as follows:

20 A. As used in this section:

- 21 1. "Child" means an unemancipated individual who is less than
22 eighteen (18) years of age; and
- 23 2. "Parent" means an individual recognized as a parent under
24 law of this state other than this act.

1 B. A person is not liable under this act if the person proves
2 that disclosure of, or a threat to disclose, an intimate image was:

3 1. Made in good faith in:

4 a. law enforcement,

5 b. a legal proceeding, or

6 c. medical education or treatment;

7 2. Made in good faith in the reporting or investigation of:

8 a. unlawful conduct, or

9 b. unsolicited and unwelcome conduct;

10 3. Related to a matter of public concern or public interest; or

11 4. Reasonably intended to assist the depicted individual.

12 C. Subject to subsection D of this section, a defendant who is
13 a parent, legal guardian, or individual with legal custody of a
14 child is not liable under this act for a disclosure or threatened
15 disclosure of an intimate image of the child.

16 D. If a defendant asserts an exception to liability under
17 subsection C of this section, the exception does not apply if the
18 plaintiff proves the disclosure was:

19 1. Prohibited by law other than this act; or

20 2. Made for the purpose of sexual arousal, sexual
21 gratification, humiliation, degradation, or monetary or commercial
22 gain.

1 E. Disclosure of, or a threat to disclose, an intimate image is
2 not a matter of public concern or public interest solely because the
3 depicted individual is a public figure.

4 SECTION 5. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 1125 of Title 12, unless there
6 is created a duplication in numbering, reads as follows:

7 In an action under this act:

8 1. The court may exclude or redact from all pleadings and
9 documents filed in the action other identifying characteristics of
10 the plaintiff;

11 2. A plaintiff to whom paragraph 1 of this section applies
12 shall file with the court and serve on the defendant a confidential
13 information form that includes the excluded or redacted plaintiff's
14 name and other identifying characteristics; and

15 3. The court may make further orders as necessary to protect
16 the identity and privacy of a plaintiff.

17 SECTION 6. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 1126 of Title 12, unless there
19 is created a duplication in numbering, reads as follows:

20 A. In an action under this act, a prevailing plaintiff may
21 recover:

22 1. The greater of:

23 a. economic and noneconomic damages proximately caused by
24 the defendant's disclosure or threatened disclosure,

1 including damages for emotional distress whether or
2 not accompanied by other damages, or

3 b. statutory damages not to exceed Ten Thousand Dollars
4 (\$10,000.00) against each defendant found liable under
5 this act for all disclosures and threatened
6 disclosures by the defendant of which the plaintiff
7 knew or reasonably should have known when filing the
8 action or which became known during the pendency of
9 the action. In determining the amount of statutory
10 damages under this subparagraph, consideration shall
11 be given to the age of the parties at the time of the
12 disclosure or threatened disclosure, the number of
13 disclosures or threatened disclosures made by the
14 defendant, the breadth of distribution of the image by
15 the defendant, and other exacerbating or mitigating
16 factors;

17 2. An amount equal to any monetary gain made by the defendant
18 from disclosure of the intimate image; and

19 3. Punitive damages as allowed under law of this state other
20 than this act.

21 B. In an action under this act, the court may award a
22 prevailing plaintiff:

23 1. Reasonable attorney fees and costs; and

24 2. Additional relief, including injunctive relief.

1 C. This act does not affect a right or remedy available under
2 law of this state other than this act.

3 SECTION 7. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 1127 of Title 12, unless there
5 is created a duplication in numbering, reads as follows:

6 A. An action under subsection B of Section 3 of this act for:

- 7 1. An unauthorized disclosure may not be brought later than
8 four (4) years from the date the disclosure was discovered or should
9 have been discovered with the exercise of reasonable diligence; and
10 2. A threat to disclose may not be brought later than four (4)
11 years from the date of the threat to disclose.

12 B. Except as otherwise provided in subsection C of this
13 section, this section is subject to the tolling statutes of this
14 state.

15 C. In an action under subsection B of Section 3 of this act by
16 a depicted individual who was a minor on the date of the disclosure
17 or threat to disclose, the time specified in subsection A of this
18 section does not begin to run until the depicted individual attains
19 the age of majority.

20 SECTION 8. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 1128 of Title 12, unless there
22 is created a duplication in numbering, reads as follows:

23 A. This act shall be construed to be consistent with the
24 Communications Decency Act of 1996, 47 U.S.C., Section 230.

1 B. This act may not be construed to alter the law of this state
2 on sovereign immunity.

3 SECTION 9. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 1129 of Title 12, unless there
5 is created a duplication in numbering, reads as follows:

6 In applying and construing this uniform act, consideration shall
7 be given to the need to promote uniformity of the law with respect
8 to its subject matter among states that enact it.

9 SECTION 10. This act shall become effective November 1, 2026.

10 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
11 February 17, 2026 - DO PASS
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