

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 SENATE BILL 1664

By: Jett

6 AS INTRODUCED

7 An Act relating to court recording; amending 20 O.S.
8 2021, Sections 1314 and 1315, which relate to storage
9 of audio and video records and the Oklahoma Court
10 Information System (OCIS); requiring the Supreme
11 Court to establish certain guidelines and standards;
12 providing allowable sources of funding for certain
13 equipment; requiring the Legislature to provide
14 certain funding; modifying purpose for which funds
15 may be used; requiring the Supreme Court and the
16 Administrative Office of the Courts (AOC) to enter
17 contracts and acquire necessary equipment; requiring
18 the AOC to implement certain standards; authorizing
19 and requiring the Supreme Court to promulgate certain
20 rules; updating statutory language; defining terms;
21 requiring the Supreme Court to promulgate certain
22 rules; requiring recordings to be transcribed and
23 retained; providing implementation schedule;
24 requiring court reporters to complete certain acts
when a proceeding is recorded; providing penalties
for violations; providing for whistleblower
protections; repealing 20 O.S. 2021, Section 1512,
which relates to court recording pilot program;
providing for codification; and providing an
effective date.

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

22 SECTION 1. AMENDATORY 20 O.S. 2021, Section 1314, is
23 amended to read as follows:

1 Section 1314. A. The Supreme Court ~~may provide~~ shall establish
2 guidelines and standards by rule for ~~the following:~~

3 1. The acquisition, joint acquisition, maintenance, and
4 operation of court technology equipment by ~~two or more~~ the Supreme
5 Court, the Administrative Office of the Courts, district courts, or
6 court clerks including audio and video recording, broadcasting, and
7 livestreaming systems required by Section 3 of this act. All
8 equipment required by Section 3 of this act shall include redundancy
9 sufficient to prevent loss of recordings;

10 2. The disposition or transfer of surplus ~~property acquired~~
11 ~~from court technology equipment~~, provided that no rule shall require
12 or presume reliance solely upon local court funds when equipment is
13 required to comply with Section 3 of this act; and

14 3. The ~~guidelines and standards for the use~~, microfilming and,
15 digitization, storage, secure preservation, access, retention, and
16 archiving of court records, including audio and video recordings
17 that become part of the official court record. Retention shall
18 conform to the minimum statutory period established in Section 3 of
19 this act.

20 B. Court technology equipment necessary to satisfy Section 3 of
21 this act shall be acquired and funded through legislative
22 appropriation, statewide contract procurement, or other state-
23 administered funding mechanisms and shall not be contingent upon the
24 availability of local court funds.

1 C. The Legislature shall appropriate sufficient funds each
2 fiscal year to ensure continued implementation, operation,
3 replacement, and modernization of the audio and video recording,
4 broadcasting, and livestreaming systems required by Section 3 of
5 this act. Monies in the Oklahoma Court Information System Revolving
6 Fund may supplement such funds but shall not be the sole source of
7 funding for court technology systems. Implementation shall not be
8 delayed due to a lack of equipment and the Supreme Court and the
9 Administrative Office of the Courts shall ensure phased statewide
10 deployment in accordance with Section 3 of this act. Training and
11 certification programs shall be mandatory for all operators of
12 courtroom audio and video recording, broadcasting, and livestreaming
13 systems, transcription providers, and administrative staff.

14 D. Rules adopted pursuant to this section shall ensure
15 compatibility with the Oklahoma Court Information System as
16 described in Section 3 of this act including, but not limited to,
17 secure digital storage, remote access by authorized transcription
18 personnel, long-term archival requirements, and centralized public
19 access archiving in the statewide video portal.

20 SECTION 2. AMENDATORY 20 O.S. 2021, Section 1315, is
21 amended to read as follows:

22 Section 1315. A. 1. The Supreme Court, by and through the
23 Office of the Administrative Director Office of the Courts, shall
24 establish a court information system to be designated the "Oklahoma

1 Court Information System" for the purpose of providing data
2 processing services to state agencies, boards, and commissions and
3 other entities pursuant to contract. The Administrative ~~Director~~
4 Office of the Courts may assess a reasonable fee for such services.

5 2. Court clerks and judges of the district courts of this state
6 shall utilize the case tracking, accounting, legal research, and
7 other services of the "~~Oklahoma~~ Oklahoma Court Information ~~System~~"
8 System at the direction of the Chief Justice of the Supreme Court.
9 The development and implementation of the system's accounting,
10 auditing, and financial reporting functions shall be subject to the
11 approval of the State Auditor and Inspector.

12 B. There is hereby created in the State Treasury a revolving
13 fund for the Supreme Court to be designated the "Oklahoma Court
14 Information System Revolving Fund". The fund shall be a continuing
15 fund, not subject to fiscal year limitations, and shall consist of
16 all monies received in payment of data processing services furnished
17 pursuant to contract. ~~The Administrative Director of the Courts, at~~
18 ~~the end of each month, shall issue a statement of charges to each~~
19 ~~entity for which data processing services were furnished. The cost~~
20 ~~for data processing services shall be recovered directly from the~~
21 ~~entity for which such services were furnished and shall not be~~
22 ~~prorated to or payable by those not receiving the services.~~ All
23 monies accruing to the credit of the fund are hereby appropriated
24 and may be budgeted and expended by the Supreme Court for:

1 the 1. The acquisition, operation, maintenance, repair, and
2 replacement of data processing equipment and software;
3 2. Supplemental support for the acquisition, installation, and
4 maintenance of courtroom audio and video recording, broadcasting,
5 and livestreaming systems authorized by subsection C of this
6 section; and for

7 the 3. The operational expenses of any court which is subject
8 to the authority of the Administrative Director Office of the
9 Courts. ~~Expenditures from the fund shall be made upon warrants~~
10 ~~issued by the State Treasurer against claims filed as prescribed by~~
11 ~~law with the Director of the Office of Management and Enterprise~~
12 ~~Services for approval and payment. Until June 30, 2018, the Office~~
13 ~~of Management and Enterprise Services shall, at the request of the~~
14 ~~Administrative Director of the Courts, transfer an amount not to~~
15 ~~exceed Five Million Dollars (\$5,000,000.00) from the Oklahoma Court~~
16 ~~Information System Revolving Fund to the District Court Interagency~~
17 ~~Reimbursement Fund an amount that the~~

18 C. The Supreme Court and the Administrative Director Office of
19 the Courts, with the approval of the Chief Justice of the Supreme
20 Court, shall deem appropriate and necessary to perform the duties
21 ~~imposed upon the district courts by law issue requests for proposals~~
22 ~~and acquire, install, maintain, and replace audio and video~~
23 ~~recording, broadcasting, and livestreaming systems and related~~

1 software, networking, and data storage services necessary to
2 implement the provisions of Section 3 of this act.

3 D. Requests for proposals and purchases issued pursuant to
4 subsection C of this section shall be processed in accordance with
5 Section 85.1 et seq. of Title 74 of the Oklahoma Statutes, Section
6 34 et seq. and Section 35.1 et seq. of Title 62 of the Oklahoma
7 Statutes, Section 260:115-1-1 et seq. of the Oklahoma Administrative
8 Code, and all other applicable state procurement statutes and
9 administrative rules.

10 E. The Administrative Office of the Courts shall ensure that
11 all audio and video recording, broadcasting, and livestreaming
12 systems acquired under this section support transcription with
13 sufficient clarity to produce a verbatim written record. The
14 Supreme Court shall promulgate by rule:

15 1. Technical specifications for audio and video quality
16 necessary for accurate transcription;
17 2. Certification, training, and approval requirements for
18 transcription providers;
19 3. Secure processes for verifying transcript accuracy including
20 access to source recordings; and
21 4. Standards for electronic storage, archiving, and retrieval
22 of transcripts and associated recordings.

23 F. Nothing in this section shall be construed to exempt the
24 Administrative Office of the Courts from coordination with the

1 Office of Management and Enterprise Services for requisition
2 processing, review of proposals, approval of contracts, or payment
3 of claims.

4 SECTION 3. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 1510 of Title 20, unless there
6 is created a duplication in numbering, reads as follows:

7 A. As used in this section:

8 1. "Auto-generated transcript" means a text transcription
9 created by software that uses speech-to-text or similar
10 transcription technology from recorded media; and

11 2. "Recorded media" means any audio, video, or audiovisual
12 recording of a court proceeding or portion of a court proceeding
13 created or maintained pursuant to this section or any rule of the
14 Supreme Court governing court recording.

15 B. The Supreme Court shall promulgate, by rule or
16 administrative order, rules governing the use of audio and video
17 recording, broadcasting, and livestreaming systems in courts of this
18 state. Such rules shall apply to all courts of record and to all
19 court proceedings required by law to be open to the public. All
20 courts of record shall audio- and video-record all public
21 proceedings. Livestreaming shall be provided for all public
22 proceedings unless technically infeasible. Such rules shall:

1 1. Permit audio and video recording, broadcasting, and
2 livestreaming of all open court proceedings, subject to the
3 limitations of this section;

4 2. Establish standardized request procedures, advance notice
5 requirements, placement requirements, and operational restrictions
6 for audio and video recording, broadcasting, or livestreaming court
7 proceedings;

8 3. Establish standardized transcript certification language,
9 audit procedures, and retention schedules for recorded media;

10 4. Prohibit the photographing, recording, broadcasting, or
11 livestreaming of the following individuals to the extent required by
12 existing Oklahoma Statutes, and not by rule, general judicial
13 policy, or administrative order:

14 a. jurors or prospective jurors, as provided in Sections
15 853 and 853.1 of Title 22 of the Oklahoma Statutes,

16 b. minors whose identity or juvenile records are
17 confidential pursuant to Section 1-6-107 of Title 10A
18 of the Oklahoma Statutes,

19 c. victims or witnesses whose identity or personal
20 information is confidential or protected pursuant to
21 Section 142A-9 of Title 21 and Section 60.14 of Title
22 22 of the Oklahoma Statutes,

- d. vulnerable adults whose records or identifying information is confidential pursuant to Section 10-110 of Title 43A of the Oklahoma Statutes, and
- e. any other individual whose identity is confidential pursuant to state or federal law. Such state or federal law shall be cited in the record of the court proceeding;

5. Preserve the authority of the presiding judge to limit or suspend audio and video recording, broadcasting, or livestreaming systems upon specific written findings of fact, supported by clear and convincing evidence, that such restriction is narrowly tailored and absolutely necessary to protect a compelling state interest established under Oklahoma law including, but not limited to, fair trial rights, witness safety, or statutory confidentiality. A presiding judge shall not issue a general prohibition on audio and video recording, broadcasting, or livestreaming of all court proceedings. Any order restricting audio or video recording, broadcasting, or livestreaming shall be made on the record and be subject to accelerated appellate review;

6. Specify retention, secure deletion, sealing, and public access procedures for recordings that become part of the official court record. Recordings shall be retained for not less than ten (10) years or for the duration of all direct appeals, post-

1 conviction proceedings, and federal habeas review, whichever is
2 longer;

3 7. Require establishment of a statewide online public access
4 portal through which recordings of public court proceedings shall be
5 accessible, subject to statutory confidentiality limitations;

6 8. Require technological redundancy to prevent the loss of
7 recordings, including dual-path recording or backup capture
8 programs;

9 9. Require compliance with 42 U.S.C., Sections 12101 through
10 12213, for all recordings, livestreams, and archives, including
11 closed captioning, interpreter feed integration, and accessibility
12 features; and

13 10. Require statewide training and certification standards for
14 court technology equipment operators, transcription personnel, and
15 court administrative staff.

16 C. No broader category of exemption shall be created by rule,
17 general judicial policy, or administrative order under paragraph 4
18 of subsection B of this section.

19 D. Audio or video recordings of court proceedings that become
20 part of the official court record shall be transcribed by a
21 certified court reporter or other Supreme Court-authorized
22 transcription provider upon request of the court, a party, or as
23 otherwise required by law. The written transcript shall constitute
24 the official record for purposes of appeal, citation, and other

1 legal proceedings. Audio and video files shall be retained and made
2 available for reference and verification of the transcript in
3 accordance with Supreme Court rule. Recordings shall constitute
4 part of the official court record and shall be made available for
5 reference and verification.

6 E. 1. All felony criminal courts shall be fully equipped and
7 operational no later than January 1, 2026.

8 2. All civil and family courts shall be fully equipped and
9 operational no later than January 1, 2027.

10 3. All other courts including municipal, probate, and specialty
11 courts shall be fully equipped and operational no later than January
12 1, 2028.

13 4. The Supreme Court shall cause an annual progress report to
14 be published until the full implementation of this subsection is
15 complete.

16 F. When a court proceeding or portion of a court proceeding is
17 recorded pursuant to law or rule, the official court reporter shall:

18 1. Retrieve and review the recorded media and, if available,
19 the auto-generated transcript created from that recording;

20 2. Compare the auto-generated transcript to the recorded media
21 and make any corrections necessary to ensure that the transcript is
22 accurate, complete, and verbatim including speaker identifications
23 where discernible;

1 3. Certify the transcript as an accurate, complete, and
2 unaltered representation of the recorded portion of the proceeding,
3 using certification language prescribed by the State Board of
4 Examiners of Certified Shorthand Reporters;

5 4. Ensure the transcript includes continuous timestamp
6 references sufficient to locate corresponding segments of the
7 recorded media; and

8 5. Ensure that the transcript includes the entirety of each
9 subject of testimony or argument and does not contain selective
10 portions that materially alter context or meaning.

11 G. The court reporter shall immediately report to the presiding
12 judge and to the Administrative Office of the Courts any gap,
13 interruption, omission, or corruption in the recorded media, missing
14 timeframe in the recorded media, or incomplete segment preventing
15 complete transcript certification. The report required by this
16 subsection shall be in writing, filed under the case number, and
17 preserved as part of the official court record.

18 H. No person including any court reporter, court clerk,
19 attorney, judge, vendor, contractor, or agent of the state shall
20 knowingly and willfully alter, delete, conceal, obscure, corrupt, or
21 fail to report a gap in recorded media with the intent to impair,
22 influence, or affect the integrity or accuracy of the official court
23 record.

1 I. Any person who engages in conduct prohibited by this
2 subsection shall be subject to the penalties under Section 1513 of
3 Title 20 of the Oklahoma Statutes and prosecution under state law
4 including, but not limited to, those prohibiting tampering with
5 evidence.

6 J. When recorded media is offered or admitted as evidence, the
7 court reporter shall ensure that a certified transcript accompanies
8 the recording; the transcript includes notation of objections, bench
9 conferences, sealed or confidential portions, and redactions
10 required by law; and the recording is marked and secured in a format
11 compatible with the Oklahoma Court Information System and any
12 applicable rules of appellate procedure. If a redacted version is
13 used for public access, the unredacted original shall be preserved
14 under seal as part of the record.

15 K. No court employee, contractor, or agent shall be
16 disciplined, terminated, retaliated against, or otherwise penalized
17 for reporting suspected tampering, corruption, suppression, or
18 mismanagement of court recordings.

19 SECTION 4. REPEALER 20 O.S. 2021, Section 1512, is
20 hereby repealed.

21 SECTION 5. This act shall become effective November 1, 2026.
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