



- 1 a. records protected by a state evidentiary privilege  
2 such as the attorney-client privilege, the work  
3 product immunity from discovery and the identity of  
4 informer privileges,
- 5 b. records of what transpired during meetings of a public  
6 body lawfully closed to the public such as executive  
7 sessions authorized under the Oklahoma Open Meeting  
8 Act, Section 301 et seq. of Title 25 of the Oklahoma  
9 Statutes,
- 10 c. personal information within driver records as defined  
11 by the Driver's Privacy Protection Act, 18 United  
12 States Code, Sections 2721 through 2725, ~~or~~
- 13 d. information in the files of the Board of Medicolegal  
14 Investigations obtained pursuant to Sections 940 and  
15 941 of Title 63 of the Oklahoma Statutes that may be  
16 hearsay, preliminary unsubstantiated investigation-  
17 related findings, or confidential medical  
18 information~~-, or~~
- 19 e. any test forms, question banks, and answer keys  
20 developed for state licensure examinations, but  
21 specifically excluding test preparation materials or  
22 study guides;

23 2. Any reasonably segregable portion of a record containing  
24 exempt material shall be provided after deletion of the exempt

1 portions; provided however, the Department of Public Safety shall  
2 not be required to assemble for the requesting person specific  
3 information, in any format, from driving records relating to any  
4 person whose name and date of birth or whose driver license number  
5 is not furnished by the requesting person.

6 The Oklahoma State Bureau of Investigation shall not be required to  
7 assemble for the requesting person any criminal history records  
8 relating to persons whose names, dates of birth, and other  
9 identifying information required by the Oklahoma State Bureau of  
10 Investigation pursuant to administrative rule are not furnished by  
11 the requesting person;

12 3. ~~Any~~ For any request for a record which contains individual  
13 records of persons, ~~and~~ when the cost of copying, reproducing or  
14 certifying each individual record is otherwise prescribed by state  
15 law, the cost may be assessed for each individual record, or portion  
16 thereof requested as prescribed by state law. Otherwise, a public  
17 body may charge a fee only for recovery of the reasonable, direct  
18 costs of record copying, or mechanical reproduction.  
19 Notwithstanding any state or local provision to the contrary, in no  
20 instance shall the record copying fee exceed twenty-five cents  
21 (\$0.25) per page for records having the dimensions of eight and one-  
22 half (8 1/2) by fourteen (14) inches or smaller, or a maximum of One  
23 Dollar (\$1.00) per copied page for a certified copy. However, if  
24 the request:

- 1           a.    is solely for commercial purpose, or  
2           b.    would clearly cause excessive disruption of the  
3                essential functions of the public body,

4 then the public body may charge a reasonable fee to recover the  
5 direct cost of record search and copying; however, publication in a  
6 newspaper or broadcast by news media for news purposes shall not  
7 constitute a resale or use of a record for trade or commercial  
8 purpose and charges for providing copies of electronic data to the  
9 news media for a news purpose shall not exceed the direct cost of  
10 making the copy. The fee charged by the Department of Public Safety  
11 for a copy in a computerized format of a record of the Department  
12 shall not exceed the direct cost of making the copy unless the fee  
13 for the record is otherwise set by law.

14        Any public body establishing fees under this act shall post a  
15 written schedule of the fees at its principal office and with the  
16 county clerk.

17        In no case shall a search fee be charged when the release of  
18 records is in the public interest, including, but not limited to,  
19 release to the news media, scholars, authors and taxpayers seeking  
20 to determine whether those entrusted with the affairs of the  
21 government are honestly, faithfully, and competently performing  
22 their duties as public servants.

1 The fees shall not be used for the purpose of discouraging  
2 requests for information or as obstacles to disclosure of requested  
3 information~~;~~;

4 4. The land description tract index of all recorded instruments  
5 concerning real property required to be kept by the county clerk of  
6 any county shall be available for inspection or copying in  
7 accordance with the provisions of the Oklahoma Open Records Act;  
8 provided, however, the index shall not be copied or mechanically  
9 reproduced for the purpose of sale of the information~~;~~;

10 5. A public body must provide prompt, reasonable access to its  
11 records but may establish reasonable procedures which protect the  
12 integrity and organization of its records and to prevent excessive  
13 disruptions of its essential functions~~;~~; and

14 6. A public body shall designate certain persons who are  
15 authorized to release records of the public body for inspection,  
16 copying, or mechanical reproduction. At least one person shall be  
17 available at all times to release records during the regular  
18 business hours of the public body.

19 SECTION 2. This act shall become effective November 1, 2015.

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21 COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT OVERSIGHT AND  
22 ACCOUNTABILITY, dated 02/18/2015 - DO PASS, As Coauthored.

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UNDERLINED language denotes Amendments to present Statutes.  
**BOLD FACE CAPITALIZED** language denotes Committee Amendments.  
~~Strike thru~~ language denotes deletion from present Statutes.