



OKLAHOMA

State Courts Network

Title 51. Officers

Oklahoma Statutes Citationized

Title 51. Officers

Chapter 1 - General Provisions

Oklahoma Open Records Act

Section 24A.3 - Definitions

Cite as: 51 O.S. § 24A.3 (OSCN 2022), Oklahoma Open Records Act

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 of physical form or characteristic, created by, received by, under the authority of, or coming into the custody, control or possession of public officials, public bodies or their representatives in connection with the transaction of public business, the expenditure of public funds or the administering of public property. "Record" does not mean:
 - a. computer software,
 - b. nongovernment personal effects,
 - c. unless public disclosure is required by other laws or regulations, vehicle movement records of the Oklahoma Transportation Authority obtained in connection with the Authority's electronic toll collection system,
 - d. personal financial information, credit reports or other financial data obtained by or submitted to a public body for the purpose of evaluating credit worthiness, obtaining a license, permit or for the purpose of becoming qualified to contract with a public body,
 - e. any digital audio/video recordings of the toll collection and safeguarding activities of the Oklahoma Transportation Authority,
 - f. any personal information provided by a guest at any facility owned or operated by the Oklahoma Tourism and Recreation Department to obtain any service at the facility or by a purchaser of a product sold by or through the Oklahoma Tourism and Recreation Department ,
 - g. a Department of Defense Form 214 (DD Form 214) filed with a county clerk including any DD Form 214 filed before July 1, 2002,
 - h. except as provided for in Section 2-110 of Title 47 of the Oklahoma Statutes,
 - (1) any record in connection with a Motor Vehicle Report issued by the Department of Public Safety, as prescribed in Section 6-117 of Title 47 of the Oklahoma Statutes, or
 - (2) personal information within driver records, as defined by the Driver's Privacy Protection Act, 18 United States Code, Sections 2721 through 2725, which are stored and maintained by the Department of Public Safety, or

- i. any portion of any document or information provided to an agency or entity of the state or a political subdivision to obtain licensure under the laws of this state or a political subdivision that contains an applicant's personal address, personal phone number, personal electronic mail address or other contact information. Provided, however, lists of persons licensed, the existence of a license of a person, or a business or commercial address, or other business or commercial information disclosable under state law submitted with an application for licensure shall be public record;
2. "Public body" shall include, but not be limited to, any office, department, board, bureau, commission, agency, trusteeship, authority, council, committee, trust or any entity created by a trust, county, city, village, town, township, district, school district, fair board, court, executive office, advisory group, task force, study group or any subdivision thereof, supported in whole or in part by public funds or entrusted with the expenditure of public funds or administering or operating public property, and all committees, or subcommittees thereof. Except for the records required by Section 24A.4 of this title, "public body" does not mean judges, justices, the Council on Judicial Complaints, the Legislature or legislators. "Public body" shall not include an organization that is exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, and whose sole beneficiary is a college or university, or an affiliated entity of the college or university, that is a member of The Oklahoma State System of Higher Education. Such organization shall not receive direct appropriations from the Oklahoma Legislature. The following persons shall not be eligible to serve as a voting member of the governing board of the organization:
 - a. a member, officer, or employee of the Oklahoma State Regents for Higher Education,
 - b. a member of the board of regents or other governing board of the college or university that is the sole beneficiary of the organization, or
 - c. an officer or employee of the college or university that is the sole beneficiary of the organization;
3. "Public office" means the physical location where public bodies conduct business or keep records;
4. "Public official" means any official or employee of any public body as defined herein; and
5. "Law enforcement agency" means any public body charged with enforcing state or local criminal laws and initiating criminal prosecutions including, but not limited to, police departments, county sheriffs, the Department of Public Safety, the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, the Alcoholic Beverage Laws Enforcement Commission, and the Oklahoma State Bureau of Investigation.

Historical Data

Laws 1985, SB 276, c. 355, § 3, eff. November 1, 1985; Amended by Laws 1987, HB 1444, c. 222, § 117, emerg. eff. July 1, 1987; Amended by Laws 1988, HB 1846, c. 187, § 3, emerg. eff. June 6, 1988; Amended by Laws 1993, HB 1471, c. 39, § 1, eff. September 1, 1993; Amended by Laws 1996, SB 719, c. 209, § 2, eff. November 1, 1996; Amended by Laws 1998, SB 996, c. 315, § 4, emerg. eff. May 28, 1998; Amended by Laws 1998, HB 3063, c. 368, § 11, emerg. eff. July 1, 1998 (superseded document available); Amended by Laws 2001, SB 748, c. 355, § 1, emerg. eff. June 1, 2001 (superseded document available); Amended by Laws 2002, HB 2738, c. 293, § 3, emerg. eff. May 22, 2002 (repealed by Laws 2003, HB 1816, c. 3, § 43, emerg. eff. March 19, 2003); Amended by Laws 2002, SB 960, c. 478, § 2, emerg. eff. July 1, 2002 (superseded document available); Amended by Laws 2003, HB 1816, c. 3, § 42, emerg. eff. March 19, 2003 (superseded document available); Amended by Laws 2004, HB 1695, c. 328, § 1, emerg. eff. July 1, 2004 (superseded document available); Amended by Laws 2005, HB 1553, c. 199, § 4, eff. November 1, 2005 (superseded document available);

Amended by Laws 2014, HB 2676, c. 266, § 2, eff. November 1, 2014 ([superseded document available](#)); Amended by Laws 2022, SB 970, c. 307, § 1 ([superseded document available](#)); Amended by Laws 2022, SB 1733, c. 402, § 1, eff. November 1, 2022 ([superseded document available](#)).

Citationizer[®] Summary of Documents Citing This Document

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<u>2005 OK AG 3,</u>	<u>Question Submitted by: The Honorable Mike Reynolds, State Representative, District 91</u> <i>Discussed</i>
<u>2005 OK AG 19,</u>	<u>Question Submitted by: Director Susan McVey, Oklahoma Department of Libraries</u> <i>Discussed at Length</i>
<u>2005 OK AG 21,</u>	<u>Question Submitted by: The Honorable Mike Johnson, State Senator, District 22</u> <i>Discussed</i>
<u>2005 OK AG 39,</u>	<u>Question Submitted by: The Honorable Susan Paddack, Oklahoma State Senator, District 13</u> <i>Discussed</i>
<u>2005 OK AG 50,</u>	<u>Question Submitted by: The Honorable Cathy Stocker, Garfield County District Attorney</u> <i>Discussed</i>
<u>2006 OK AG 9,</u>	<u>Question Submitted by: The Honorable Jari Askins, State Representative, District 50</u> <i>Cited</i>
<u>2008 OK AG 19,</u>	<u>Question Submitted by: The Honorable Mike Reynolds, State Representative, District 91</u> <i>Discussed at Length</i>
<u>2010 OK AG 1,</u>	<u>Question Submitted by: The Honorable Lloyd L. Fields, Commissioner of Labor, Okla. Dept. of Labor</u> <i>Cited</i>
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<u>2012 OK AG 4,</u>	<u>Question Submitted by: The Honorable Leslie Osborn, State Representative, District 47</u> <i>Cited</i>
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<u>2017 OK AG 18,</u>	<u>Question Submitted by: The Honorable Bobby Cleveland, Oklahoma State Representative, District 10</u> <i>Discussed</i>
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<u>2007 OK CIV APP 127, 174 P.3d 1005,</u>	<u>PROGRESSIVE INDEPENDENCE, INC. v. OKLAHOMA STATE DEPT. OF HEALTH</u>	<i>Cited</i>
<u>2009 OK CIV APP 85, 227 P.3d 164,</u>	<u>INTNL. UNION OF POLICE ASSOCIATIONS v. CITY OF LAWTON</u>	<i>Cited</i>
<u>2012 OK CIV APP 22, 275 P.3d 156,</u>	<u>COMPSOURCE OKLAHOMA v. NATIONAL AMERICAN INSURANCE CO.</u>	<i>Cited</i>
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<u>2019 OK CIV APP 64, 451 P.3d 914,</u>	<u>MERITOR, INC. v. STATE ex rel. BD. OF REGENTS OF UNIVERSITY OF OKLA.</u>	<i>Discussed</i>

Oklahoma Supreme Court Cases

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<u>2008 OK 23,</u>	<u>IN RE: PRIVACY AND PUBLIC ACCESS TO COURT DOCUMENTS [WITHDRAWN]</u>	<i>Cited</i>
<u>2011 OK 68, 267 P.3d 838,</u>	<u>OKLA. PUBLIC EMPLOYEES ASSOC. v. STATE ex rel. OKLA. OFFICE OF PERSONNEL MANAGEMENT</u>	<i>Discussed</i>
<u>2012 OK 60, 299 P.3d 865,</u>	<u>COUNTY RECORDS, INC. v. ARMSTRONG</u>	<i>Cited</i>
<u>2016 OK 119, 390 P.3d 689,</u>	<u>OKLAHOMA ASSOC. OF BROADCASTERS, INC. v. CITY OF NORMAN</u>	<i>Discussed</i>
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