

1 **SENATE FLOOR VERSION**

2 February 9, 2023

3 SENATE BILL NO. 722

By: Stewart

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6 An Act relating to crime and punishment; providing
7 for certain prohibition on release of public scene
8 specific information; defining terms; stating
9 exception; requiring certain notification; providing
10 penalty; providing for codification; and providing an
11 effective date.

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

13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 839.4 of Title 21, unless there
15 is created a duplication in numbering, reads as follows:

16 A. No first responder or scene support personnel shall release
17 to the public scene specific information or transmit to a social
18 media site any photographic image or video taken at a collision or
19 crime scene without prior authorization from the investigating
20 agency.

21 B. As used in this section:

22 1. "First responder" shall mean a full-time, reserve, or
23 volunteer, state, county, or municipal peace officer, firefighter,
24 paramedic, emergency medical technician, rescue service personnel,

1 emergency manager, medical examiner or employee of a medical
2 examiner, or wrecker service provider;

3 2. "Investigating agency" shall mean the city, county, or state
4 agency responsible for investigating and reporting the collision to
5 the Department of Public Safety or the crime report to the Oklahoma
6 State Bureau of Investigation; and

7 3. "Scene support personnel" shall include, but not be limited
8 to, towing or remediation services, funeral homes, crime scene
9 cleaners, or city, county, and state road maintenance employees.

10 C. The provisions of subsection A of this section shall not
11 prevent the Oklahoma State Bureau of Investigation or the Oklahoma
12 Highway Patrol from transmitting information when a law enforcement
13 agency requests investigative assistance.

14 D. Within ninety (90) days of the effective date of this act,
15 any agency or entity employing first responders or scene support
16 personnel shall notify the employees of the provisions of this act.

17 E. Any person convicted of a violation of this section shall be
18 guilty of a misdemeanor punishable by a fine not to exceed One
19 Thousand Dollars (\$1,000.00), or by imprisonment in the county jail
20 not to exceed one (1) year, or by both such fine and imprisonment.

21 SECTION 2. This act shall become effective November 1, 2023.

22 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
23 February 9, 2023 - DO PASS
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