

**FLOOR AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2289 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Kyle Hilbert \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 FLOOR SUBSTITUTE

4 FOR

HOUSE BILL 2289

By: Hilbert of the House

5 and

6 Paxton of the Senate

7  
8  
9 FLOOR SUBSTITUTE

10 An Act relating to elected officials; creating the  
11 Oklahoma Federal and Statewide Officials Security Act  
12 of 2025; defining terms; establishing notice system  
13 for federal and statewide officials and their  
14 immediate family to ensure compliance; prohibiting  
15 state agencies from publicly posting or displaying  
16 certain sensitive information; clarifying exceptions;  
17 authorizing the Executive Director of the Office of  
18 Management and Enterprise Services to make notice on  
19 behalf of federal and statewide officials; providing  
20 what is proper notice; permitting delegation of  
21 authority; providing alternative to individual  
22 notice; directing the Executive Director of the  
23 Office of Management and Enterprise Services to  
24 submit report; prohibiting certain acts by entities  
with respect to certain information; providing  
exceptions; prohibiting persons, businesses, and  
associations from certain activities; providing  
exceptions; establishing time within the removal of  
certain information must be made; prohibiting  
transfer of information; providing exceptions;  
creating a right of action for certain individuals;  
providing penalty for violations; clarifying scope of  
act; providing for severability; providing for  
codification; and providing an effective date.

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

2 SECTION 1. NEW LAW A new section of law to be codified  
3 in the Oklahoma Statutes as Section 401 of Title 51, unless there is  
4 created a duplication in numbering, reads as follows:

5 This act shall be known and may be cited as the "Oklahoma  
6 Federal and Statewide Officials Security Act of 2025".

7 SECTION 2. NEW LAW A new section of law to be codified  
8 in the Oklahoma Statutes as Section 402 of Title 51, unless there is  
9 created a duplication in numbering, reads as follows:

10 As used in this act:

11 1. The term "elected official" means any current federally or  
12 statewide elected official of the state;

13 2. The term "commercial entity" means any corporation,  
14 partnership, limited partnership, proprietorship, sole  
15 proprietorship, firm, enterprise, franchise, or association engaged  
16 in the buying or selling of goods or services for profit;

17 3. The term "covered information" means:

18 a. a home address, including primary residence or  
19 secondary residences of an elected official,

20 b. a home or personal mobile telephone number, or the  
21 direct telephone number of a government-issued cell  
22 phone or private extension in the chambers of an  
23 elected official,

24 c. a personal email address of an elected official,

- 1           d.    the Social Security number, driver license number, or  
2                    home address displayed on voter registration  
3                    information of an elected official,  
4           e.    bank account or credit or debit card information of an  
5                    elected official,  
6           f.    the home or other address displayed on property tax  
7                    records or held by a federal, state, or local  
8                    government agency of an elected official, including  
9                    any secondary residence and any investment property at  
10                  which an elected official resides for part of a year,  
11           g.    a license plate number or home address displayed on  
12                    vehicle registration information of an elected  
13                    official,  
14           h.    the identification of children under the age of  
15                    eighteen (18) years of age of an elected official or  
16                    any child under the age of twenty-six (26) years of  
17                    age whose permanent residence is the home of the  
18                    elected official,  
19           i.    the full date of birth,  
20           j.    a photograph of any vehicle that legibly displays the  
21                    license plate or a photograph of a residence that  
22                    legibly displays the address of the residence of an  
23                    elected official,  
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- 1 k. the name and address of a school or day care facility  
2 attended by immediate family of an elected official,  
3 l. the name and address of an employer of immediate  
4 family of an elected official, or  
5 m. the name and address of a place of worship the elected  
6 official or immediate family of an elected official  
7 attends;

8 4. The term "immediate family" means a spouse, child, or parent  
9 of an elected official or any other familial relative of an elected  
10 official whose permanent residence is the same as the elected  
11 official;

12 5. The term "social media" means any online electronic medium  
13 or a live chat system that:

- 14 a. primarily serves as a medium for users to interact  
15 with content generated by other third-party users of  
16 the medium,  
17 b. enables users to create accounts or profiles specific  
18 to the medium or to import profiles from another  
19 medium, and  
20 c. enables one or more users to generate content that can  
21 be viewed by other third-party users of the medium;

22 6. The term "state agency" means:

- 23 a. an executive agency, as defined by Oklahoma Statute,  
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1           b. any county, local or municipal governing body, or  
2           regulatory body, and

3           c. any state agency in the judicial branch or legislative  
4           branch; and

5           7. The term "transfer" means to sell, license, trade, or  
6 exchange for consideration the covered information of an elected  
7 official or immediate family.

8           SECTION 3.       NEW LAW       A new section of law to be codified  
9 in the Oklahoma Statutes as Section 403 of Title 51, unless there is  
10 created a duplication in numbering, reads as follows:

11           A. Each elected official may:

12           1. File written notice of the status of the individual as an  
13 elected official, for themselves and immediate family, with each  
14 state agency that includes information necessary to ensure  
15 compliance with this section; and

16           2. Request that each state agency described in Section 2 of  
17 this act mark as private their covered information and that of their  
18 immediate family.

19           B. State agencies shall not publicly post or publicly display  
20 content that includes covered information of an elected official or  
21 immediate family. State agencies, upon receipt of a written request  
22 under paragraph 1 of subsection A of this section, shall remove the  
23 covered information of the elected official or immediate family from  
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1 publicly available content not later than seventy-two (72) hours  
2 after such receipt.

3 C. Nothing in this section shall prohibit a state agency from  
4 providing access to records containing the covered information of an  
5 elected official to a third party if the third party:

6 1. Possesses a signed release from the elected official or a  
7 lawful court order;

8 2. Is subject to the requirements of Title V of the federal  
9 Gramm-Leach-Bliley Act, 15 U.S.C., Section 6801 et seq.; or

10 3. Executes a confidentiality agreement with the state agency.

11 SECTION 4. NEW LAW A new section of law to be codified  
12 in the Oklahoma Statutes as Section 404 of Title 51, unless there is  
13 created a duplication in numbering, reads as follows:

14 Upon written request of an elected official, the Executive  
15 Director of the Office of Management and Enterprise Services is  
16 authorized to make any notice or request required or authorized by  
17 this act on behalf of the elected official. The notice or request  
18 shall include information necessary to ensure compliance with this  
19 act. The Executive Director may delegate this authority to an  
20 appropriate state agency. Any notice or request made under this act  
21 shall be deemed to have been made by the elected official and comply  
22 with the notice and request requirements of this act.

23 In lieu of individual notices or requests, the Executive  
24 Director of the Office of Management and Enterprise Services may

1 provide state agencies, county and municipal governments, commercial  
2 entity, persons, businesses, or associations with a list of elected  
3 officials and their immediate family that includes information  
4 necessary to ensure compliance with this act, as determined by the  
5 Executive Director for the purpose of maintaining compliance with  
6 this act. Such list shall be deemed to comply with individual  
7 notice and request requirements of this act.

8 SECTION 5. NEW LAW A new section of law to be codified  
9 in the Oklahoma Statutes as Section 405 of Title 51, unless there is  
10 created a duplication in numbering, reads as follows:

11 Not later than one (1) year after the date of enactment of this  
12 act, and biennially thereafter, the Executive Director of the Office  
13 of Management and Enterprise Services shall submit to the  
14 Legislature an annual report that includes:

15 1. A detailed amount spent by the state and local governments  
16 on protecting elected officials' covered information;

17 2. Where the elected officials' covered information was found;  
18 and

19 3. The collection of any new types of personal data found to be  
20 used to identify elected officials who have received threats,  
21 including prior home addresses, employers, and institutional  
22 affiliations such as nonprofit boards.

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1 SECTION 6. NEW LAW A new section of law to be codified  
2 in the Oklahoma Statutes as Section 406 of Title 51, unless there is  
3 created a duplication in numbering, reads as follows:

4 A. Except as provided in subsection B of this section, no  
5 person, business, or association shall publicly post or publicly  
6 display on the Internet covered information of an elected official  
7 or immediate family if the elected official has made a written  
8 request to that person, business, or association to not disclose the  
9 covered information of the elected official or immediate family.

10 B. Subsection A of this section shall not apply to:

11 1. Covered information that the elected official or immediate  
12 family voluntarily publishes on the Internet after the date of  
13 enactment of this act; or

14 2. Covered information lawfully received from a state  
15 government source or from an employee or agent of the state  
16 government.

17 C. After receiving a written request under this section, the  
18 person, business, or association shall remove within seventy-two  
19 (72) hours the covered information from the Internet and ensure that  
20 the information is not made available on any publicly available  
21 website controlled by that person, business, or association, and  
22 ensure that the covered information of the elected official or  
23 immediate family is not made available on any publicly available  
24 website controlled by that person, business, or association.

1 D. This section shall not apply to:

2 1. Covered information that the elected official or immediate  
3 family voluntarily publishes on the Internet after the date of  
4 enactment of this act; or

5 2. A transfer made at the request of the elected official or  
6 that is necessary to effectuate a request to the person, business,  
7 or association from the elected official.

8 SECTION 7. NEW LAW A new section of law to be codified  
9 in the Oklahoma Statutes as Section 407 of Title 51, unless there is  
10 created a duplication in numbering, reads as follows:

11 A. An elected official or their immediate family whose covered  
12 information is made public as a result of a violation of this act  
13 may bring an action seeking injunctive or declaratory relief in any  
14 court of competent jurisdiction. If the court grants injunctive or  
15 declaratory relief, the person, business, or association responsible  
16 for the violation shall be required to pay the costs and reasonable  
17 attorney fees of the elected official or immediate family, as  
18 applicable.

19 B. If a person, business, or association knowingly violates an  
20 order granting injunctive or declaratory relief under subsection A  
21 of this section, the court issuing such order may:

22 1. If the person, business, or association is a government  
23 agency:

- a. impose a fine not greater than Four Thousand Dollars (\$4,000.00), and
- b. award to the elected official or their immediate family, as applicable, court costs and reasonable attorney fees; and

2. If the person, business, or association is not a government agency, award to the elected official or their immediate family, as applicable:

- a. an amount equal to the actual damages sustained by the elected official or their immediate family, and
- b. court costs and reasonable attorney fees.

SECTION 8. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 408 of Title 51, unless there is created a duplication in numbering, reads as follows:

A. Nothing in this act shall be construed:

1. To prohibit, restrain, or limit the lawful investigation or reporting by the press of any unlawful activity or misconduct alleged to have been committed by an elected official or their immediate family;

2. To limit the publication or transfer of covered information that the elected official or their immediate family member voluntarily publishes on the Internet after the date of enactment of this act; or

1       3. To prohibit information sharing by a commercial entity to a  
2 federal, state, tribal, or local government, or any unit thereof.

3       B. This act shall be broadly construed to favor the protection  
4 of the covered information of elected officials and their immediate  
5 family.

6       SECTION 9.       NEW LAW       A new section of law to be codified  
7 in the Oklahoma Statutes as Section 409 of Title 51, unless there is  
8 created a duplication in numbering, reads as follows:

9       If any provision of this act, an amendment made by this act, or  
10 the application of such provision or amendment to any person or  
11 circumstance is held to be unconstitutional, the remainder of this  
12 act and the amendments made by this act and the application of the  
13 remaining provisions of this act and amendments to any person or  
14 circumstance shall not be affected.

15       SECTION 10. This act shall become effective November 1, 2025.

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17       60-1-13369       AQH       03/24/25

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