

1 ENGROSSED SENATE
2 BILL NO. 198

By: Standridge of the Senate

and

McDugle of the House

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6 An Act relating to social media; requiring the
7 development of social networking and social media
8 policy and standards; defining terms; stating that
9 the guidelines shall apply to certain employees;
10 requiring that each policy shall prohibit the sharing
11 of certain content or comments; requiring
12 distribution to all affected employees; providing
13 exemption from liability; providing for codification;
14 and providing an effective date.

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

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 840-8.1 of Title 74, unless
18 there is created a duplication in numbering, reads as follows:

Social Networking and Social Media Policy and Standards

19 A. All state agencies and all political subdivisions of this
20 state, shall adopt a social networking and social media policy that
21 shall apply to the use of social media by state employees and
22 employees of any political subdivision of this state to discourage
23 abusive or offensive online behavior.

24 For purposes of this section, the following definitions shall
apply:

1 1. "Social networking" or "social media" means interaction with
2 external websites or services based upon participant contributions
3 to the content. Types of social media include social and
4 professional networks, blogs, micro blogs, video or photo sharing
5 and social bookmarking; and

6 2. "Comment" means a response to an article or social media
7 content submitted by a commenter.

8 B. The social media and social networking policy developed by
9 each agency and political subdivision of this state utilizing the
10 guidelines established in this section shall apply to all state
11 employees and employees of any political subdivision of this state
12 who utilize social media or social networking networks for work
13 purposes.

14 C. Social media and social networking policies developed by
15 each agency and political subdivision of this state shall discourage
16 the sharing of content or comments by state employees and employees
17 of any political subdivision of this state containing the following,
18 when it is directed at a citizen of the State of Oklahoma:

19 1. Obscene sexual content or links to obscene sexual content;

20 2. Abusive behavior and bullying language or tone;

21 3. Conduct or encouragement of illegal activity; and

22 4. Disclosure of information which an agency and its employees
23 are required to keep confidential by law, regulation or internal
24 policy.

1 D. Social media and social networking policies developed by
2 each state agency and political subdivision of this state in
3 accordance with the requirements established in this section shall
4 be distributed to each affected employee by email.

5 E. The state or a political subdivision shall not be liable if
6 a loss or claim results from any action undertaken in their
7 discretion pursuant to the provisions of this act.

8 SECTION 2. This act shall become effective November 1, 2019.
9 Passed the Senate the 12th day of March, 2019.

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12 Presiding Officer of the Senate

13 Passed the House of Representatives the ____ day of _____,
14 2019.

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17 Presiding Officer of the House
18 of Representatives