

# Oklahoma

24 Okl.St. Ann. § 161 *et seq.*

## Quick Links

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[Statute](#)

[AG Website](#)

## Quick Facts

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Is “Personal Information” broader than the general definition? <sup>1</sup>	✗ No
Does the law apply to paper records?	✗ No
Is notification triggered by access only?	✗ No
Is a risk-of-harm analysis permitted?	✓ Yes
Is notice to a state agency or AG required?	✗ No
Is there a specific deadline for individual notices?	✗ No
Is there a specific format or language that must be included in the individual notice?	✗ No
Is a private right of action permitted?	✗ No

## “Breach” Definition

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The unauthorized access and acquisition of unencrypted and unredacted computerized data that compromises the security or confidentiality of personal information and that causes, or the entity reasonably believes has caused or will cause, identity theft or other fraud to any resident of this state.

## “Personal Information” Definition

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1. An individual’s first name or first initial and last name linked to any one or more of the following:
  - a. Social Security number
  - b. Driver’s license number or state identification card number issued in lieu of a driver license, or

<sup>1</sup> The general definition of “Personal Information” is an individual’s name in combination with any one or more of the following: (1) Social Security number; (2) driver’s license number or state identification card number; or (3) a financial account number or credit or debit card number in combination with any required security code, access code, or password that is necessary to permit access to an individual’s financial account.

- c. Financial account number, or credit or debit card number, alone or in combination with any required security code, access code or password that would permit access to a consumer's financial account.

### **Notification Trigger**

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Following discovery or notification of breach:

1. Entity that owns or licenses personal information shall, following discovery or notification of the breach, notify any Oklahoma resident whose personal information was or is reasonably believed to have been accessed and acquired by an unauthorized person and that causes, or the entity reasonably believes has caused or will cause, identity theft or other fraud to any resident of this state.
2. Entity that only maintains or stores computerized data shall notify the owner or licensee of the breach of the security of the system as soon as practicable following discovery, if the personal information was or if the entity reasonably believes was accessed and acquired by an unauthorized person.

### **Risk of Harm Analysis Standard**

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Notification only required if entity reasonably believes personal information has been accessed and acquired by an unauthorized person and that caused, or the entity reasonably believes has caused or will cause, identity theft or other fraud to any resident of this state.

### **Special Form/Content of Consumer Notice/Timing**

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N/A

### **AG Notice Trigger/Deadline**

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N/A