

1 **SENATE FLOOR VERSION**

2 March 2, 2023

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 107

By: Bergstrom of the Senate

and

Lepak of the House

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10 An Act relating to state government; defining terms;  
11 prohibiting contracts with certain countries;  
12 allowing the Governor to make certain designations;  
13 requiring the Governor to consult with certain  
14 offices for assessment; providing for codification;  
15 and providing an effective date.

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

17 SECTION 1. NEW LAW A new section of law to be codified  
18 in the Oklahoma Statutes as Section 90.9 of Title 74, unless there  
19 is created a duplication in numbering, reads as follows:

20 A. As used in this section:

21 1. "Company" means a sole proprietorship, organization,  
22 association, corporation, partnership, joint venture, limited  
23 partnership, limited liability partnership, or limited liability  
24 company, including a wholly owned subsidiary, majority-owned

1 subsidiary, parent company, or affiliate of those entities or  
2 business associations, that exists to make a profit;

3 2. "Critical infrastructure" means a communication  
4 infrastructure system, cybersecurity system, electric grid,  
5 hazardous waste treatment system, or water treatment facility;

6 3. "Cybersecurity" means the measures taken to protect a  
7 computer, computer network, computer system, or other technology-  
8 based infrastructure against unauthorized use or access;

9 4. "Designated country" means a country designated by the  
10 United States Department of State or by the Governor as a threat;  
11 and

12 5. "Public utility" or "utility" shall have the same meaning as  
13 defined in Section 250 of Title 17 of the Oklahoma Statutes.

14 B. No state agency or political subdivision of this state shall  
15 enter into a contract or agreement with any company that is directly  
16 influenced or owned by a designated country, that is related to  
17 critical infrastructure, and that would grant the company access or  
18 control of critical infrastructure, cybersecurity networks, or  
19 public utilities.

20 C. The Governor may designate countries as threats to critical  
21 infrastructure based on the United States Department of State's list  
22 of State Sponsors of Terrorism or by a state-conducted threat  
23 assessment. The Governor shall first consult with the Commissioner  
24

1 of Public Safety and the Director of the Office of Homeland Security  
2 for assessments of threats to critical infrastructure.

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

4 COMMITTEE REPORT BY: COMMITTEE ON ENERGY AND TELECOMMUNICATIONS  
5 March 2, 2023 - DO PASS AS AMENDED BY CS

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