

ENGROSSED SENATE AMENDMENTS  
TO  
ENGROSSED HOUSE BILL NO. 2469

BY: APPLE

AN ACT RELATING TO MOTOR VEHICLES; AMENDING 47 O.S.  
1991, SECTION 7-608, WHICH RELATES TO VEHICLE  
LIABILITY INSURANCE POLICIES; REQUIRING INSURANCE  
CARRIERS TO PROVIDE CERTAIN NOTIFICATION TO THE  
DEPARTMENT OF PUBLIC SAFETY; AND PROVIDING AN  
EFFECTIVE DATE.

AUTHOR: Add the following Senate Author: LAWLER (Principal)

AMENDMENT NO. 1. Page 1, lines 5 through 7 1/2, strike the title  
to read

"[ MOTOR VEHICLES - AMENDING 47 O.S., SECTIONS 7-608 AND 7-  
609 - VEHICLE LIABILITY INSURANCE POLICIES -

EFFECTIVE DATE ]"

AMENDMENT NO. 2. Page 2, line 4 1/2, insert a new Section 2 to  
read

"SECTION 2. AMENDATORY 47 O.S. 1991, Section 7-609, is  
amended to read as follows:

Section 7-609. A. In the event the owner fails to timely  
furnish proof of insurance or fails to timely respond to the  
Department's request as required by subsection C of Section ~~5~~ 7-608  
of this ~~act~~ title, the Department shall suspend the person's  
driver's license and the registration of any motor vehicle  
registered in the name of such person as owner and not covered by

security, effective immediately upon the lapse of the thirty-day response period as provided in subsection C of Section 5 7-608 of this ~~act~~ title. Such suspension shall remain in effect until payment of a reinstatement fee of One Hundred Dollars (\$100.00) and proof of insurance is presented to the Department. Provided, if the person is not an owner of any motor vehicle or if the motor vehicle in which the person has an ownership interest has been repossessed, proof of insurance and payment of the reinstatement fee shall not be required for reinstatement of the driver's license.

B. Any person whose driver's license and registration have been suspended pursuant to the provisions of subsection A of this section shall submit such driver's license and license plate to the Department within thirty (30) days from the date of such suspension. Any owner failing to submit the suspended license or license plate to the Department within such time shall pay a fee of Fifty Dollars (\$50.00) in addition to the reinstatement fee.

C. Whenever any person's driver's license or registration of any motor vehicle is suspended pursuant to this section according to the records of the Department, the Department may accordingly notify any law enforcement agency, police officer, sheriff, deputy sheriff, highway patrol trooper or other peace officer of such suspension.

D. Any peace officer who has been notified that a person's driver's license or registration of a motor vehicle is currently under suspension according to the records of the Department may, upon observing such person or motor vehicle anywhere upon a public street, highway, roadway, turnpike or public parking lot within this state, forthwith stop such person or motor vehicle and seize such suspended driver's license or license plate.

E. No person who has been issued a driver's license, vehicle registration or vehicle license plate pursuant to the laws of this state shall obtain or retain a property interest therein and it shall be the duty of every person to forthwith surrender such

suspended driver's license or license plate upon the request of any peace officer or representative of the Department of Public Safety.

F. Any person upon a public street, highway, roadway, turnpike or public parking lot within this state who willfully refuses to surrender possession of a driver's license or license plate after being informed by a peace officer or representative of the Department of Public Safety that the same is currently under suspension according to the records of the Department, shall be guilty of a misdemeanor, punishable by imprisonment in the county jail for not more than ten (10) days or a fine not to exceed Five Hundred Dollars (\$500.00) or by both such fine and imprisonment.

G. Any driver's license or license plate surrendered to or seized by a peace officer pursuant to this section shall be submitted to a representative of the Department of Public Safety in a manner and with a form or method approved by the Department.

H. Following receipt of the fifty-dollar fee collected pursuant to subsection B of this section, the Department shall deposit said fee in the office of the State Treasurer. The State Treasurer shall credit said fees into a special account to be distributed as hereinafter provided.

I. The Department shall certify to the State Treasurer the name of the employing law enforcement agency from which a suspended driver's license or license plate has been received pursuant to this section, together with a certification that the fifty-dollar fee required by subsection B of this section has been paid. Following receipt of certification from the Department as provided herein, the State Treasurer shall reimburse the law enforcement agency named in the certificate the sum of Twenty-five Dollars (\$25.00) for each driver's license and the sum of Twenty-five Dollars (\$25.00) for each vehicle registration plate as shown on the certificate, from the special account.

J. Any unencumbered monies remaining in said special account at the close of each calendar month shall be transferred to the General Revenue Fund of the State Treasury.

K. The State of Oklahoma, the departments and agencies thereof, including the Department of Public Safety, all political subdivisions, and the officers and employees of each, shall not be held legally liable in any suit in law or in equity for any erroneous entry of a suspension upon the records of the Department, nor for the enforcement of the provisions of this act performed in good faith."

and renumber subsequent section

and when title is restored amend accordingly  
Passed the Senate the 13th day of April, 1992.

President of the Senate

Passed the House of Representatives the \_\_\_\_ day of  
\_\_\_\_\_, 1992.

Speaker of the House of  
Representatives