

ENROLLED HOUSE
BILL NO. 1531

By: Voskuhl of the House

and

Shurden of the Senate

An Act relating to motor vehicles; amending 47 O.S. 1991, Section 15-112, as amended by Section 1, Chapter 103, O.S.L. 1992 (47 O.S. Supp. 1992, Section 15-112), which relates to physical disability insignias; modifying definition; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 15-112, as amended by Section 1, Chapter 103, O.S.L. 1992 (47 O.S. Supp. 1992, Section 15-112), is amended to read as follows:

Section 15-112. A. As used in this section:

1. "Physician" means any person holding a valid license to practice medicine and surgery, ~~osteopathy~~ osteopathic medicine, chiropractic or podiatry, podiatric medicine, or optometry, pursuant to the state licensing provisions of Title 59 of the Oklahoma Statutes; and

2. "Physical disability" means an illness, disease, injury or condition by reason of which a person:

- a. cannot walk two hundred (200) feet without stopping to rest, or
- b. cannot walk without the use of or assistance from a brace, cane, crutch, another person, prosthetic device, wheelchair or other assistance device, or
- c. is restricted to such an extent that the person's forced (respiratory) expiratory volume for one (1) second, when measured by spirometry, is less than one (1) liter, or the arterial oxygen tension is less than sixty (60) mm/hg on room air at rest, or
- d. must use portable oxygen, or
- e. has functional limitations which are classified in severity as Class III or Class IV according to standards set by the American Heart Association, or
- f. is severely limited in his or her ability to walk due to an arthritic, neurological or orthopedic condition, or
- g. is certified legally blind.

B. The Department of Public Safety shall issue a detachable insignia indicating physical disability to any person who submits an application on a form furnished by the Department, together with a certificate signed by a physician stating that the applicant has a physical disability. The certificate of the physician and the detachable insignia shall each bear an expiration date reflecting the date estimated by the physician to be the termination date of such physical disability unless the physical disability is certified by the physician to be permanent.

C. The Department shall, upon request by a physician, provide said physician temporary insignias indicating physical disability to be issued, at the discretion of the physician, to any person who has a physical disability. The temporary insignia shall bear an expiration date reflecting the date estimated by the physician to be the termination date of such physical disability, which shall not be later than six (6) months from the date of issuance.

D. A physician may sign a certificate stating that a person has a physical disability, as provided in subsection B of this section, or issue to a person a temporary insignia indicating physical disability, as provided in subsection C of this section, only if care and treatment of the illness, disease, injury or condition causing the physical disability of such person falls within the authorized scope of practice of said physician.

E. The Department shall have the power to formulate, adopt and promulgate rules as may be necessary to implement and administer the provisions of this section, including, but not limited to, prescribing the manner in which the detachable insignia and the temporary insignia are to be displayed on a motor vehicle.

SECTION 2. This act shall become effective September 1, 1993.

Passed the House of Representatives the 22nd day of April, 1993.

Speaker of the House of
Representatives

Passed the Senate the 29th day of March, 1993.

President of the Senate