

ENGROSSED HOUSE
BILL NO. 1536

By: Kirby and Pettigrew

An Act relating to child support; providing for suspension of driver's licenses; providing procedures; authorizing temporary licenses; authorizing agreements; providing for notice and hearing; providing for rules; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 6-201a of Title 47, unless there is created a duplication in numbering, reads as follows:

A. In addition to other qualifications and conditions established by Title 47 of the Oklahoma Statutes, the right of an individual to hold a motor vehicle operator's license or permit issued by the state is subject to the requirements of this section.

B. Upon receipt of an order from the district court or from the administrative court of the Department of Human Services, that an obligor who owns or operates a motor vehicle is not in compliance with an order for support, the Commissioner of Public Safety shall suspend the driver's license and right to operate and obtain the license of the obligor. The Commissioner of Public Safety shall not reinstate an operator's license suspended for noncompliance with a court or administrative order for support until the court or

Department of Human Services issues a release that states the obligor is in compliance with the order for support or a court orders reinstatement.

C. Upon suspending an individual's license, permit or privilege to operate pursuant to this section, the Commissioner of Public Safety shall notify the individual of the suspension. A notice of suspension must specify the reason and statutory grounds for the suspension and the effective date of the suspension and may include any other notices prescribed by the Commissioner of Public Safety. The notice must inform the individual that in order to apply for reinstatement, the individual must obtain a release from the Department of Human Services or the court. The notice must inform the individual that the individual may file a petition for judicial review of the notice of suspension in district court within thirty (30) days of receipt of the notice.

D. Upon being presented with a conditional release issued by the court or Department of Human Services and at the request of an individual whose operator's license, permit or privilege to operate has been suspended under this section, the Commissioner of Public Safety may issue the individual a temporary license valid for a period not to exceed one hundred twenty (120) days.

E. The Commissioner of Public Safety shall adopt rules to implement and enforce the requirements of this section.

F. The Commissioner of Public Safety and the Department of Human Services may enter into an agreement to carry out the requirements of this section.

SECTION 2. This act shall become effective November 1, 1995.

Passed the House of Representatives the 28th day of February, 1995.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1995.

President of the Senate