

ENROLLED SENATE
BILL NO. 142

By: Herbert and Horner of the
Senate

and

Mitchell, Beutler, Wells,
Pope (Tim), O'Neal, Askins
and Reese of the House

An Act relating to motor vehicles and state government; amending 47 O.S. 1991, Section 1124, which relates to temporary permits; exempting certain film industry vehicles from certain permit and registration requirements; amending 74 O.S. 1991, Section 5026, as amended by Section 31, Chapter 268, O.S.L. 1993 (74 O.S. Supp. 1994, Section 5026), which relates to the Oklahoma Film Office; changing date of submission of certain report; and declaring an emergency.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 1124, is amended to read as follows:

Section 1124. A. Any person, firm or corporation owning or possessing a commercial vehicle who:

1. Is a resident of the United States;
2. Is required to register the vehicle under the laws of this state;
3. Is not authorized to drive the vehicle on the public roads of this state for lack of registration or reciprocity of this state's laws with the laws of the state in which the vehicle is registered; and

4. Operates the vehicle for commercial purposes; may receive a temporary permit from the Oklahoma Tax Commission or any motor license agent in this state. The permit shall be recognized in lieu of registration in this state. The permit shall indicate the time and date of its issuance and shall be valid for a period not to exceed seventy-two (72) hours from such indicated time.

B. A fee of Twelve Dollars (\$12.00) shall be charged for the issuance of the temporary permit which shall be apportioned in the same manner as other vehicle license fees are apportioned under the terms of the motor vehicle license and registration laws of this state.

C. The temporary permit shall not be issued to any person, firm or corporation owning or possessing a commercial vehicle, truck, truck-tractor, trailer, semitrailer or motor bus, who has been apprehended for violating the registration laws of this state. If apprehended, the vehicle shall be immediately subject to such registration laws. Possession of the temporary permit shall not affect any liability or duty which the owner or operator of a

vehicle might otherwise have by law. An operator of a vehicle possessing an expired, altered or undated temporary permit shall be deemed to be operating an unregistered motor vehicle and shall be subject to registration and penalties therefor as provided by law.

D. The Commission may enter into an agreement with any person or corporation located within or without the state for transmission of temporary permits for a commercial vehicle by way of a facsimile machine or other device when the Commission determines that such agreement is in the best interests of the state.

E. Any provision of this act providing for proportional registration under reciprocal agreements and the International Registration Plan that relate to the promulgation of rules ~~and regulations~~ shall not be subject to the provisions of Section 1151 of this title. The Commission may adopt such rules ~~and regulations~~ as it deems necessary to administer the provisions of this section. The Commission may prescribe an application form for the temporary permit and such other forms as it deems appropriate.

F. The provisions of this section shall not apply to tour bus operations issued permits pursuant to Section 1171 of this title, or to vehicles entering this state for the express purpose of transporting the resources and equipment necessary to support production activities of the motion picture, television and video film industries operating within the state. Any such vehicle properly registered under the laws of another state or not registered with this state pursuant to the provisions of the International Registration Plan and used for the above-stated purpose shall not be subject to the registration requirements as set forth in Section 1101 et seq. of this title while conducting said business.

SECTION 2. AMENDATORY 74 O.S. 1991, Section 5026, as amended by Section 31, Chapter 268, O.S.L. 1993 (74 O.S. Supp. 1994, Section 5026), is amended to read as follows:

Section 5026. A. There is hereby created within the Oklahoma Tourism and Recreation Department, the Oklahoma Film Office. The Office shall have the primary responsibility in state government for promoting the State of Oklahoma as a location for motion pictures, television programs and videos. The office shall assist the motion picture, television and video film industries by providing production contacts in the state, suggesting possible filming locations, and other activities that may be required to promote the state as a filming center.

B. There is hereby established within the Oklahoma Tourism and Recreation Department, the Oklahoma Film Office Advisory Commission which shall consist of the Lieutenant Governor, who shall serve as an ex officio member and as Chairman of the Advisory Commission, and eight (8) members appointed by the Director of the Department. Appointed members shall serve two-year terms. Five appointed members shall have experience in the development and implementation of economic development programs. Three appointed members shall possess a broad working knowledge of the film industry.

The Oklahoma Film Office Advisory Commission shall have the following responsibilities:

1. Focus the activities and functions of the Oklahoma Film Office to provide the maximum economic development impact to the State of Oklahoma;
2. Promote the film industry to local communities;
3. Solicit input annually from a cross section of the public including industry, business and community leaders;
4. Assist the Oklahoma Film Office in developing a marketing plan and a production manual; and

5. Assist the Oklahoma Film Office in the preparation of the annual report.

C. The Oklahoma Film Office shall cooperate with other state and local offices as required to promote the film industry in the state.

D. The Oklahoma Film Office shall submit an annual report to the Governor, the Speaker of the House of Representatives, and the President Pro Tempore of the Senate prior to ~~January~~ February 1 of each year regarding the activities of the office. The report shall provide information about the number of filming productions that the office has helped bring to the state and the economic impact of those productions.

E. On September 1, 1993, the Oklahoma Film Office shall be transferred to the Oklahoma Department of Tourism and Recreation. The transfer shall include all personnel, equipment, files and funds necessary to operate the Oklahoma Film Office. The employees of the Oklahoma Film Office shall be transferred without a change in status and shall remain subject to the merit system of personnel administration as provided in the Oklahoma Personnel Act, Section 840.1 et seq. of Title 74 of the Oklahoma Statutes. All transferring employees shall, except as otherwise provided for in this subsection, be exempt from any examination or other employment requirements for new employees.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 22nd day of March, 1995.

President of the Senate

Passed the House of Representatives the 21st day of March, 1995.

Speaker of the House of Representatives

