

ENGROSSED HOUSE
BILL NO. 2404

By: Miller and Kirby of the
House

and

Martin of the Senate

An Act relating to motor vehicles; amending 47 O.S. 1991, Section 6-120, which relates to denial or cancellation of driver licenses; authorizing class D driver license if other class of driver license has been cancelled; amending Section 30, Chapter 303, O.S.L. 1992 (47 O.S. Supp. 1999, Section 11-810), which relates to speeding ten miles per hour or less over posted limit; prohibiting use of certain convictions for assessment of points on driving record; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 6-120, is amended to read as follows:

Section 6-120. A. The Department is hereby authorized to cancel ~~or~~, deny, or disqualify the driver license, driving privilege or application of any individual who:

1. Fails to comply with any of the requirements of Section 6-119 of this title within thirty (30) days after being notified by the Department;

2. Is unable to demonstrate ~~his~~ the ability to operate a motor vehicle as provided by this title or whose driving constitutes a danger to the welfare and safety of persons using the streets and highways of the State of Oklahoma; or

3. Fails to pass an examination pursuant to Sections 6-110, 6-115 or 6-119 of this title.

B. If a person is required to be examined pursuant to Sections 6-110, 6-115 or 6-119 of this title, the Department shall impose the

appropriate restriction or restrictions on the license that are necessary to ensure the safe operation of a motor vehicle as provided under Section 6-113 of this title.

C. Any person whose driver license or driving privilege is canceled ~~or who is,~~ denied a license, or disqualified under the provisions of this section shall have the right to an appeal as provided in Section 6-211 of this title.

D. Any person whose Class A, B, or C driver license or driving privilege is disqualified under the provisions of this section shall relinquish to the Department the Class A, B, or C driver license and may replace it with a Class D driver license, if the person is otherwise qualified for a Class D driver license.

SECTION 2. AMENDATORY Section 30, Chapter 303, O.S.L. 1992 (47 O.S. Supp. 1999, Section 11-810), is amended to read as follows:

Section 11-810. The ~~Oklahoma~~ Department of Public Safety shall not record or assess points for ~~convictions provided for in paragraph 1 of subsection A of Section 153 of Title 28 of the Oklahoma Statutes~~ a conviction of exceeding the speed limit by at least one (1) mile per hour but not more than ten (10) miles per hour on any ~~licensee's~~ person traffic record of a person as maintained by said Department.

SECTION 3. This act shall become effective November 1, 2000.

Passed the House of Representatives the 8th day of March, 2000.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 2000.

President of the Senate