ENGROSSED HOUSE
BILL NO. 2660

By: Vaughn of the House

and

Snyder of the Senate

An Act relating to motor vehicles; amending 47 O.S. 1991, Section 6-111, as last amended by Section 20, Chapter 246, O.S.L. 1998 (47 O.S. Supp. 1999, Section 6-111), which relates to issuance of driver licenses; authorizing designation on driver license of the execution of an Advanced Directive for Health Care; repealing 47 O.S. 1991, Sections 851, as amended by Section 1, Chapter 287, O.S.L. 1996, 852, 853, 854, as last amended by Section 1, Chapter 232, O.S.L. 1999, 855, as last amended by Section 2, Chapter 158, O.S.L. 1998, Section 1, Chapter 92, O.S.L. 1999, 856, as last amended by Section 3, Chapter 158, O.S.L. 1998, 856.1, as last amended by Section 2, Chapter 92, O.S.L. 1999, 856.1A, 856.2, as amended by Section 274, Chapter 145, O.S.L. 1993, 856.3, 856.4, 857, 858, as last amended by Section 2, Chapter 179, O.S.L. 1997, 859, as last amended by Section 4, Chapter 158, O.S.L. 1998, and 860 (47 O.S. Supp. 1999, Sections 851, 854, 855, 855.1, 856, 856.1, 856.2, 858 and 859), which relate to motor vehicle inspections; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 6-111, as last amended by Section 20, Chapter 246, O.S.L. 1998 (47 O.S. Supp. 1999, Section 6-111), is amended to read as follows:

Section 6-111. A. The Department of Public Safety shall, upon payment of the required fee, issue to every applicant qualifying therefor a Class A, B, C or D license or identification card as applied for, which license or card shall bear thereon a distinguishing number assigned to the licensee or cardholder, date of issuance and date of expiration of the license or card, the full name, signature, date of birth, mailing address, sex, and a color photograph of the licensee or cardholder. The Department may cancel the distinguishing number, when that distinguishing number is

another person's Social Security number, assign a new distinguishing number, and issue a new license or identification card without charge to the licensee or cardholder. The Department may promulgate rules for inclusion of the height and a brief description of the licensee or cardholder on the face of the card or license, and for the provision of a small decal for attachment to the card or license, identifying the licensee or cardholder as deaf or hard-of-hearing. The Department shall promulgate rules for provision of a small decal for attachment to the card or license, identifying the licensee or cardholder as having executed an Advance Directive for Health Care pursuant to Section 3101.4 of Title 63 of the Oklahoma Statutes. The Department of Public Safety may authorize all motor license agents to accept applications for the license or card immediately upon payment of the required fee in accordance with the rules promulgated by the Department of Public Safety. The Department of Public Safety shall develop an alternative procedure whereby an individual applying for a new or renewal Class D license who satisfactorily demonstrates to the Department the inability to appear personally to be photographed, shall be issued a license or card bearing the words "Valid Without Photo"; provided, however, only persons with legitimate religious objection to being photographed may be issued a new or renewal Class A, B or C license without a photograph and bearing the words "Valid Without Photo".

B. The Department may issue a temporary permit to an applicant for a driver license permitting such applicant to operate a motor vehicle while the Department is completing its investigation and determination of all facts relative to such applicant's privilege to receive a license. Such permit must be in the immediate possession of the driver while operating a motor vehicle, and it shall be invalid when the applicant's driver license has been issued or for good cause has been refused.

C. The Department may issue a restricted commercial driver license to seasonal drivers eighteen (18) years of age or older for any of the following specific farm-related service industries:

1. Farm retail outlets and suppliers;

2. Agri-chemical businesses;

3. Custom harvesters; and

4. Livestock feeders.

The applicant shall hold a valid Oklahoma driver license and shall meet all the requirements for a commercial driver license except for the commercial driver license skills and knowledge tests. The restricted commercial driver license shall not exceed a total of one hundred eighty (180) days within any twelve-month period.

The restricted commercial driver license shall not be valid for operators of commercial motor vehicles beyond one hundred fifty (150) miles from the place of business or the farm currently being served. Such license shall be limited to Class B and Class C vehicles. Holders of such licenses who transport hazardous materials which are required to be placarded shall be limited to the following:

1. Diesel fuel in quantities of one thousand (1,000) gallons or less;

2. Liquid fertilizers in vehicles with total capacities of three thousand (3,000) gallons or less; and

3. Solid fertilizers that are not mixed with any organic substance.

No other placarded hazardous materials shall be transported by holders of such licenses.

SECTION 2. REPEALER 47 O.S. 1991, Sections 851, as amended by Section 1, Chapter 287, O.S.L. 1996, 852, 853, 854, as last amended by Section 1, Chapter 232, O.S.L. 1999, 855, as last amended by Section 2, Chapter 158, O.S.L. 1998, Section 1, Chapter 92, O.S.L. 1999, 856, as last amended by Section 3, Chapter 158,

O.S.L. 1998, 856.1, as last amended by Section 2, Chapter 92, O.S.L. 1999, 856.1A, 856.2, as amended by Section 274, Chapter 145, O.S.L. 1993, 856.3, 856.4, 857, 858, as last amended by Section 2, Chapter 179, O.S.L. 1997, 859, as last amended by Section 4, Chapter 158, O.S.L. 1998, and 860 (47 O.S. Supp. 1999, Sections 851, 854, 855, 855.1, 856, 856.1, 856.2, 858 and 859), are hereby repealed.

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

Passed the House of Representatives the 1st day of March, 2000.

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Speaker of the House of Representatives

Passed the Senate the ____ day of _____, 2000.

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President of the Senate