

ENROLLED HOUSE
BILL NO. 1960

By: Dunegan of the House

and

Helton of the Senate

An Act relating to the Department of Public Safety; amending 47 O.S. 1991, Sections 6-106, as last amended by Section 13, Chapter 1, O.S.L. 1999, 6-212.2, as last amended by Section 2, Chapter 162, O.S.L. 1996, 7-102, 7-315, 14-103, as last amended by Section 3, Chapter 27, O.S.L. 1995, 14-118, as last amended by Section 4, Chapter 125, O.S.L. 1998, 15-112, as last amended by Section 3, Chapter 276, O.S.L. 1999, 1113, as last amended by Section 1, Chapter 367, O.S.L. 1999, 1129, as last amended by Section 3, Chapter 220, O.S.L. 1996 and 1171, as amended by Section 18, Chapter 23, O.S.L. 1995 (47 O.S. Supp. 1999, Sections 6-106, 6-212.2, 14-103, 14-118, 15-112, 1113, 1129 and 1171), which relate to motor vehicles; authorizing use of social security number for driver license number under certain circumstances; prohibiting charge for changing driver license number under certain circumstances; updating term; deleting obsolete procedure for court review; relieving the judgment debtor from certain security requirements and not relieving the judgment debtor from other requirements; updating citation; updating terms; authorizing Department to limit movement of certain machinery; authorizing fee; stating possession of permit does not provide exemption from other authority or liability; establishing fee to be paid for each disability placard issued; eliminating authority for Lake Patrol license plate; deleting obsolete language; removing enforcement duties of Department of Public Safety regarding tour buses; amending 63 O.S. 1991, Section 4205, as amended by Section 31, Chapter 284, O.S.L. 1992 (63 O.S. Supp. 1999, Section 4205), which relates to the Oklahoma Boating Safety Regulation Act; modifying term; amending 74 O.S. 1991, Section 3111, as last amended by Section 38, Chapter 10, O.S.L. 1999 (74 O.S. Supp. 1999, Section 3111), which relates to use of social security numbers by state agencies; providing exception; providing for recodification; repealing 47 O.S. 1991, Sections 2-201 and 376, which relate to workers compensation insurance for Department of Public Safety; repealing 47 O.S. 1991, Section 19-101, which relates to special mobilized machinery; repealing 47 O.S. 1991, Section 758, which relates to revocation of driving privileges for nonresidents; repealing 74 O.S. 1991, Section 3112, which relates to use of social security number on a driver license;

providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 6-106, as last amended by Section 13, Chapter 1, O.S.L. 1999 (47 O.S. Supp. 1999, Section 6-106), is amended to read as follows:

Section 6-106. A. Every application for a driver license shall be made upon a form furnished by the Department of Public Safety.

B. Every application for a driver license shall state the full name, date of birth, sex and residence address of the applicant, whether the applicant is deaf or hard-of-hearing, the license plate number and state by which the license plate is issued for up to two (2) vehicles owned by the applicant, and shall briefly describe the applicant. The application shall also state whether the applicant has previously been licensed, and, if so, when and by what state or country, and whether any such license has ever been suspended or revoked, or whether an application has ever been refused, and, if so, the date of and reason for such suspension, revocation or refusal. Every application for a driver license shall contain the applicant's social security number. The Department may use the social security number as the driver license number only when requested to do so by the applicant. There will be no charge assessed to replace the social security number with another number.

C. Whenever application is received from a person previously licensed in another jurisdiction, the Department shall request a copy of the driving record from such other jurisdiction. When received, the driving record shall become a part of the driver's record in this state with the same force and effect as though entered on the driver's record in this state in the original instance.

D. Whenever the Department receives a request for a driver's record from another licensing jurisdiction, the record shall be forwarded without charge.

E. If an applicant for a driver license owns a vehicle which is not currently registered pursuant to the Oklahoma Vehicle License and Registration Act, the application shall be denied unless the applicant submits an affidavit to the effect that the applicant is not a resident of this state. The Department of Public Safety and the Oklahoma Tax Commission shall promulgate rules to administer the provisions of this subsection.

SECTION 2. AMENDATORY 47 O.S. 1991, Section 6-212.2, as last amended by Section 2, Chapter 162, O.S.L. 1996 (47 O.S. Supp. 1999, Section 6-212.2), is amended to read as follows:

Section 6-212.2 A. Whenever the records of the Department of Public Safety reflect a conviction of a person pursuant to Section 11-902 of this title or an alcohol- or drug-related revocation or suspension of the ~~driver license~~ driving privileges of that person pursuant to the provisions of paragraph 2 or 6 of subsection A of

Section 6-205 or ~~Sections to Section~~ 6-205.1, 6-206, 753, 754 or 761 of this title, the person shall participate in an alcohol and drug substance abuse evaluation program offered by a facility or qualified practitioner certified by the Department of Mental Health and Substance Abuse Services for the purpose of evaluating the person's receptivity to treatment and prognosis. The person shall enroll, attend and successfully complete an alcohol and drug substance abuse course offered by an institution or organization certified by the Department of Mental Health and Substance Abuse Services to conduct such courses. For a second or subsequent offense, the alcohol and drug substance abuse course shall consist of at least twenty-four (24) hours of instruction and shall conform with the provisions of subsection G of Section 3-453 of Title 43A of the Oklahoma Statutes. Persons under twenty-one (21) years of age shall be required to attend and successfully complete an alcohol and drug substance abuse course developed specifically to address the needs of young persons and offered by an institution or organization certified by the Department of Mental Health and Substance Abuse Services to conduct such courses. No citizen shall be compelled to travel more than fifty (50) miles from the citizen's place of residence to attend a course or evaluation program required herein. As used in this subsection, "qualified practitioner" means a person with at least a bachelor's degree in substance abuse treatment, mental health or a related health care field and at least two (2) years' experience in providing alcohol abuse treatment, other drug abuse treatment, or both alcohol and other drug abuse treatment, who is certified each year by the Department of Mental Health and Substance Abuse Services to provide such assessments. For purposes of this subsection, the requirement for alcohol and drug substance abuse evaluation shall be considered satisfied if the person is evaluated by a qualified practitioner or facility certified for that purpose and a report of such evaluation is presented to the court prior to sentencing.

B. The requirements of subsection A of this section shall be a condition for reinstatement of ~~a driver license~~ driving privileges, in addition to other conditions for ~~driver license~~ driving privilege reinstatement provided by law.

SECTION 3. AMENDATORY 47 O.S. 1991, Section 7-102, is amended to read as follows:

Section 7-102. ~~(a) Any order or act of the Commissioner Department of Public Safety under the provisions of this chapter shall be subject to review, at the instance of any party in interest, by appeal to the county court of the county in which occurred the accident which is the subject of such order or act. Said appeal shall be taken by filing a written notice of appeal with the Commissioner within ten (10) days after such order is made, and filing within ten (10) days thereafter a petition in the county court of said county, asking for the vacation or modification of such order, and there shall be attached to said petition a copy of the order appealed from. All such appeals filed in the county court shall be set for hearing by said court within thirty (30) days from the date the petition is filed.~~

~~(b) In case the person appealing desires to have said order stayed during said appeal, he may file with said petition a supersedeas bond in a sum of not less than Three Hundred Dollars (\$300.00) and not more than Five Hundred Dollars (\$500.00), to be~~

~~fixed by the court. Said bond to be conditioned that said appellant will prosecute said appeal without delay and during the pendency thereof shall comply with and abide by all the statutes relating to the operation of motor vehicles upon the highways of this state, and that the appellant will abide by and perform the final judgment of the court therein and, if said appeal is denied, the appellant will pay all court costs incurred in said appeal, both in the county and district court.~~

~~(c) An appeal may be taken from the judgment of the county court by either party to the district court. Said appeal to the district court shall be taken by the filing of written notice of appeal by either party to be filed in the county court within ten (10) days after the rendition of said judgment, and filing within twenty (20) days thereafter in the district court a complete transcript of the proceedings had in said county court, including the testimony taken, duly certified by the clerk of said county court, together with the order and judgment appealed from. Provided, however, after the filing of said appeal in the district court, said court may allow a reasonable time to furnish the transcript of testimony and proceedings.~~

~~(d) In an appeal taken by the Commissioner of Public Safety, the clerk of the county court shall furnish a complete transcript of the proceedings, including the testimony taken, duly certified, and no fee or deposit shall be required by said court clerk.~~

~~(e) Said proceedings in the county court and district court shall be governed by the code of civil procedure in ordinary civil action, and the county court may, in disposing of the issue before it, modify, affirm or reverse the order or act of the Commissioner in whole or in part.~~

~~(f) The district court shall have only appellate jurisdiction of such appeal and shall determine from the record whether said county court was justified under the law or the evidence presented to render the order or judgment so entered, and said district court may affirm or reverse said judgment of the county court and return the case to the county court for further proceedings.~~

~~(g) The Commissioner of Public Safety with his attorney shall file all notices of appeal taken from the county court and, at the filing thereof, he may request the county attorney of the county in which the appeal was taken to assist in all proceedings pertaining to said appeal, and said county attorney shall render such service upon request district court as provided for in Section 6-211 of this title.~~

SECTION 4. AMENDATORY 47 O.S. 1991, Section 7-315, is amended to read as follows:

Section 7-315. A discharge in bankruptcy following the rendering of any such judgment shall relieve the judgment debtor from the security requirements which are the subject of the discharge in bankruptcy, but shall not relieve the judgment debtor from any of the other requirements of this chapter.

SECTION 5. AMENDATORY 47 O.S. 1991, Section 14-103, as last amended by Section 3, Chapter 27, O.S.L. 1995 (47 O.S. Supp. 1999, Section 14-103), is amended to read as follows:

Section 14-103. Except as otherwise provided for by this chapter:

A. No vehicle, with or without load, shall have a total outside width in excess of one hundred and two (102) inches excluding both tire bulge and approved safety devices when operated on any road or highway in this state. The provisions of this subsection shall not apply to any person engaged in the hauling of round baled hay with a total outside width of eleven (11) feet or less when the hay is owned by such person and is being hauled for any purpose other than resale.

B. No vehicle, with or without load, shall exceed a height of thirteen and one-half (13 1/2) feet.

C. 1. No single truck, with or without load, shall have an overall length, inclusive of front and rear bumpers, in excess of forty-five (45) feet.

2. No single bus, with or without load, shall have an overall length, inclusive of front and rear bumpers, in excess of forty-five (45) feet.

3. a. On the National Network of highways which includes the National System of Interstate and Defense Highways and four-lane divided Federal Aid Primary System Highways, no semitrailer operating in a truck-tractor/semitrailer combination shall have a length greater than fifty-three (53) feet, except as provided for in subsection C of Section 14-118 of this title which shall apply to semitrailers exceeding fifty-three (53) feet but not exceeding fifty-nine (59) feet six (6) inches. On the National System of Interstate and Defense Highways and four-lane divided Federal Aid Primary System Highways, no semitrailer or trailer operating in a truck-tractor/semitrailer and trailer combination shall have a length greater than fifty-three (53) feet.

b. On roads and highways not a part of the National System of Interstate and Defense Highways or four-lane divided Federal Aid Primary System Highways, no semitrailer operating in a truck-tractor/semitrailer combination shall have a length greater than fifty-three (53) feet and no semitrailer or trailer operating in a truck-tractor/semitrailer and trailer combination shall have a length greater than twenty-nine (29) feet. Except as provided for in subsection D of Section 14-118 of this title, no other combination of vehicles shall have an overall length, inclusive of front and rear bumpers, in excess of seventy (70) feet on all roads and highways. For the purposes of this paragraph, oil field rig-up trucks shall be considered to be truck-tractors, when towing a trailer or semitrailer.

4. No combination of vehicles shall consist of more than two units, except:

- a. one truck and semitrailer or truck-tractor/semitrailer combination may tow one complete trailer or semitrailer; or
- b. vans, suburbans, blazers or other similar types of vehicles and self-propelled recreational vehicles with a three-quarter (3/4) ton or more rated capacity, may tow a semitrailer and one complete trailer or semitrailer for recreational purposes only, provided the overall length, inclusive of the front and rear bumpers, does not exceed sixty-five (65) feet.

5. Poles and gas lines used to maintain public utility services, not to include new construction, may be moved during daylight hours, and during nighttime hours only in an emergency, subject to traffic and road restrictions promulgated by the Commissioner of Public Safety, when the overall length does not exceed eighty (80) feet. When this length is exceeded, these loads are subject to the requirements of Section 14-118 of this title.

6. For the purposes of ~~subparagraphs~~ paragraphs 1, 3, and 4 of this ~~paragraph~~ subsection, the length of unitized equipment, which is defined to be equipment so constructed and attached to a rubber-tired vehicle that the vehicle and load become a unit and are for all practical purposes inseparable, shall be the length of the vehicle itself, and shall not include any protrusion of the equipment load so constructed or attached. Said equipment shall not protrude for a distance greater than two-thirds (2/3) of the wheel base of said vehicle, shall not impair the driver's vision, and if less than seven (7) feet above the roadway, shall be safely marked, flagged or illuminated. Any such protruding structure shall be securely held in place to prevent dropping or swaying. Unitized equipment shall carry such safety equipment as shall be determined to be necessary for the safety, health, and welfare of the driving public by the Commissioner of Public Safety.

7. For the purposes of ~~subparagraphs~~ paragraphs 1, 3, and 4 of this ~~paragraph~~ subsection, a truck-tractor, when being towed by another vehicle with the wheels of its steering axle raised off the roadway, shall be considered to be a semitrailer as defined in Section 1-162 of this title.

8. The provisions of ~~subparagraphs~~ paragraphs 1 and 3 of this ~~paragraph~~ subsection shall not apply to any contractor or subcontractor, or ~~his~~ agents or employees of any contractor or subcontractor, while engaged in transporting material to the site of a project being constructed by, for, or on behalf of this state or any city, town, county, or subdivision of this state.

9. Special mobilized machinery, as defined in Section 1102 of this title, which exceeds the size provisions of this section shall only use the highways of the State of Oklahoma by special permit issued by the Commissioner of Public Safety or ~~his~~ an authorized representative of the Commissioner. Such special permit shall be:

- a. a single-trip permit issued under the provisions of Section 14-116 of this title, or
- b. a special annual oversize permit issued for one calendar year period upon payment of a fee of Ten

Dollars (\$10.00) plus any amount as provided by subsection ~~D~~ H of Section ~~1129~~ 14-118 of this title.

SECTION 6. AMENDATORY 47 O.S. 1991, Section 14-118, as last amended by Section 4, Chapter 125, O.S.L. 1998 (47 O.S. Supp. 1999, Section 14-118), is amended to read as follows:

Section 14-118. A. 1. Pursuant to such rules as may be prescribed by Oklahoma agencies of jurisdiction, Oklahoma motor carriers may engage in any activity in which carriers subject to the jurisdiction of the federal government may be authorized by federal legislation to engage. Provided further, the Transportation Commission shall formulate, for the State Trunk Highway System, including the National System of Interstate and Defense Highways, and for all other highways or portions thereof, rules ~~and regulations~~ governing the movement of vehicles or loads which exceed the size or weight limitations specified by the provisions ~~of Chapter 14~~ of this ~~title~~ chapter.

2. Such rules shall be the basis for the development of a system by the Commissioner of Public Safety for the issuance of permits for the movement of oversize or overweight vehicles or loads. Such system shall include, but not be limited to, provisions for duration, seasonal factors, hours of the day or days when valid, special requirements as to flags, flagmen and warning or safety devices, and other such items as may be consistent with the intent of this section. The permit system shall include provisions for the collection of permit fees as well as for the issuance of the permits by telephone, electronic transfer or such other methods of issuance as may be deemed feasible.

3. The Department of Public Safety is authorized to charge a fee of Two Dollars (\$2.00) for each permit requested to be issued by facsimile machine or by any other means of electronic transmission, transfer or delivery. The fee shall be in addition to any other fee or fees assessed for the permit. The fee shall be deposited in the State Treasury to the credit of the Department of Public Safety Revolving Fund, as established in Section 6-117 of this title, and the monies shall be expended by the Department solely for the purposes provided for in ~~Chapter 14~~ of this ~~title~~ chapter.

4. It is the purpose of this section to permit the movement of necessary overweight and oversize vehicles or loads consistent with the following obligations:

- a. protection of the motoring public from potential traffic hazards,
- b. protection of highway surfaces, structures, and private property, and
- c. provision for normal flow of traffic with a minimum of interference.

B. The Transportation Commission shall prepare and publish a map of the State of Oklahoma showing by appropriate symbols the various highway structures and bridges in terms of maximum size and weight restrictions. This map shall be titled "Oklahoma Load Limit Map" and shall be revised periodically to maintain a reasonably current status and in no event shall a period of two (2) years lapse

between revisions and publication of same. Provided, further, the Secretary of the Department of Transportation shall prepare and publish a map of the State of Oklahoma showing the advantages of this state as a marketing, warehousing and distribution network center for motor transportation sensitive industries.

C. The Commissioner of Public Safety, or an authorized representative, shall have the authority, within the limitations formulated under provisions ~~of Chapter 14~~ of this ~~title chapter~~, to issue, withhold or revoke special permits for the operation of vehicles or combinations of vehicles or loads which exceed the size or weight limitations ~~of Chapter 14~~ of this ~~title chapter~~. Every such permit shall be carried in the vehicle or combination of vehicles to which it refers and shall be open to inspection by any ~~police~~ law enforcement officer or authorized agent of any authority granting such permit, and no person shall violate any of the terms or conditions of such special permit.

D. It shall be permissible in the transportation of empty trucks on any road or highway to tow by use of saddle mounts, i.e., mounting the front wheels of one vehicle on the bed of another leaving the rear wheels only of such towed vehicle in contact with the roadway. One or more vehicles may be full mounted on the towing or towed vehicles engaged in any driveaway or towaway operation. No more than three saddle mounts may be permitted in such combinations. The towed vehicles shall be securely fastened and operated under the applicable safety requirements of the United States Department of Transportation and such combinations shall not exceed an overall length of seventy-five (75) feet.

E. The Commissioner of Public Safety, upon application of any person engaged in the transportation of forest products in the raw state, which is defined to be tree-length logs moving from the forest directly to the mill, or upon application of any person engaged in the transportation of overwidth or overheight equipment used in soil conservation work, or upon application of any person engaged in the hauling for hire or for resale, of round baled hay with a total outside width of eleven (11) feet or less, shall issue an annual permit, upon payment of a fee of Twenty-five Dollars (\$25.00) each year, authorizing the operation by such persons of such motor vehicle load lengths and widths upon the highways of this state except on the National System of Interstate and Defense Highways. Provided, however, the restriction on use of the National System of Interstate and Defense Highways shall not be applicable to persons engaged in the hauling of round baled hay with a total outside width of eleven (11) feet or less.

F. Farm equipment including, but not limited to, implements of husbandry as defined in Section 1-125 of this title shall be exempted from the requirement for special permits due to size. Such equipment may move on any highway, except those highways which are part of the National System of Interstate and Defense Highways, during the hours of darkness and shall be subject to the requirements as provided in Section 12-215 of this title. In addition to those requirements, tractors pulling machinery over thirteen (13) feet wide must have two amber flashing warning lamps symmetrically mounted, laterally and widely spaced as practicable, visible from both front and rear, mounted at least thirty-nine (39) inches high.

G. Any rubber-tired road construction vehicle including rubber-tired truck cranes and special mobilized machinery either self-propelled or drawn carrying no load other than component parts safely secured to the machinery and its own weight, but which is overweight by any provisions of this chapter, shall be authorized to move on the highways of the State of Oklahoma. Movement of such vehicles shall be authorized on the Federal Interstate System of Highways only by special permit secured from the Commissioner of Public Safety or an authorized representative upon determination that the objectives of this section will be served by such a permit and that federal weight restrictions will not be violated. The special permit shall be:

1. A single-trip permit issued under the provisions of this section and Section 14-116 of this title; or

2. A special annual overweight permit which shall be issued for one calendar year period upon payment of a fee of Sixty Dollars (\$60.00).

The weight of any such vehicle shall not exceed six hundred fifty (650) pounds multiplied by the nominal width of the tire. The vehicle shall be required to carry the safety equipment adjudged necessary for the health and welfare of the driving public. If any oversized vehicle does not come under the other limitations of the present laws, it shall be deemed that the same shall travel only between the hours of sunrise and sunset. The vehicle, being overweight but of legal dimension, shall be allowed continuous travel. The vehicles, except special mobilized machinery, shall be exempt from the laws of this state relating to motor vehicle registration, licensing or other fees or taxes in lieu of ad valorem taxes.

H. 1. When such machinery has a width greater than eight and one-half (8 1/2) feet, or a length, exclusive of load, of forty-five (45) feet, or a height in excess of thirteen and one-half (13 1/2) feet, then the permit may restrict movement to a fifty-mile radius from an established operating base, and may designate highways to be traveled, hours of travel and when flagmen may be required to precede or follow the equipment.

2. Possession of a permit shall in no way be construed as exempting such equipment from the authority of the Director of the Department of Transportation to restrict use of particular highways, nor shall it exempt owners or operators of such equipment from the responsibility for damage to highways caused by movement of the equipment. Nothing in this subsection shall apply to machinery used in highway construction or road material production.

3. Upon the issuance of a special mobilized machinery driveaway permit as provided in this subsection, special mobilized machinery manufactured in Oklahoma shall be permitted to move upon the highways of this state from the place of manufacture to the state line for delivery and exclusive use outside the state, and may be temporarily returned to Oklahoma for modification and repair, with subsequent movement back out of the state. Special driveaway permits for such movements shall be issued by the Commissioner of Public Safety, who may act through designated agents, upon the payment of a fee in the amount of Fifteen Dollars (\$15.00) for each movement.

4. The size of the special mobilized machinery shall not be such as to create a safety hazard in the judgment of the Commissioner of Public Safety. Permits for such special mobilized machinery shall specify a maximum permissible road speed of the lesser of fifty (50) miles per hour or the posted speed limit, designate safety equipment to be carried and may exclude use of highways of the interstate system.

5. When such equipment has a width greater than eight and one-half (8 1/2) feet, or a length exclusive of load of forty-five (45) feet, or a height in excess of thirteen and one-half (13 1/2) feet, the permit may designate highways to be traveled, hours of travel and when flagmen may be required to precede or follow the equipment.

6. Possession of a special driveway permit shall in no way be construed as exempting such equipment from the authority of the Director of the Department of Transportation to restrict use of particular highways, nor shall it exempt the owners or operators of such equipment from the responsibility for damage to highways caused by the movement of such equipment.

SECTION 7. AMENDATORY 47 O.S. 1991, Section 15-112, as last amended by Section 3, Chapter 276, O.S.L. 1999 (47 O.S. Supp. 1999, 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, osteopathic medicine, chiropractic, 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,
- b. cannot walk without the use of or assistance from a brace, cane, crutch, another person, prosthetic device, wheelchair or other assistance device,
- 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,
- d. must use portable oxygen,
- e. has functional limitations which are classified in severity as Class III or Class IV according to standards set by the American Heart Association,
- f. is severely limited in the person's ability to walk due to an arthritic, neurological or orthopedic condition,
- g. is certified legally blind, or

h. is missing one or more limbs.

B. 1. The Department of Public Safety shall issue a detachable placard indicating physical disability to any person who submits an application on a form furnished by the Department and certified by a physician, attesting that the applicant has a physical disability, ~~together with the fee required in subsection D of this section.~~ The attestation of the physician shall denote "temporary" as the type of placard requested and shall indicate an expiration date which the physician estimates to be the date of termination of such physical disability; however, if the physician certifies that the physical disability is permanent, the physician shall denote "five-year" as the type of placard requested.

2. The person to whom such placard is issued shall be entitled to the special parking privileges provided for in Section 15-111 of this title; provided, however, the placard is properly displayed on the parked vehicle.

C. Any placard issued by the Department of Public Safety shall remain valid until:

1. The placard expires;

2. The person to whom the placard was issued requests a replacement placard; or

3. The placard is no longer needed by the person to whom such placard was issued for the disability for which the placard was originally issued, whereupon such placard shall be returned to the Department.

D. 1. A five-year placard shall expire five (5) years from the last day of the month in which the placard was issued. Upon the expiration of a five-year placard, the person to whom such placard was issued may obtain a subsequent placard by reapplying to the Department, in the same manner as provided in subsection B of this section.

2. A temporary placard shall indicate the expiration date which the physician certifying the physical disability estimates to be the date of termination of such physical disability, which shall not be later than six (6) months from the date of issuance and upon which date such placard shall expire and shall be returned to the Department; provided, however, nothing in this paragraph shall be construed to prevent the holder from applying for another placard, as provided for in this section.

3. In the event that a placard is lost or destroyed, the person to whom such placard was issued may apply in writing to the Department for a replacement placard, which the Department shall issue with the same expiration date as the original placard. ~~The Department shall charge and the applicant shall pay to the Department a fee of One Dollar (\$1.00) for each placard issued. The fee shall be deposited in the Department of Public Safety Revolving Fund to be used to pay for the cost of issuing the placard.~~

4. On and after January 1, 1998, all placards issued prior to October 31, 1990, shall expire on the last day of the month in which the placard was issued, and the person to whom such placard was

issued may follow the procedure provided for in subsection B of this section to obtain a second or subsequent placard.

5. On and after January 1, 2000, all placards issued between November 1, 1990, and June 30, 1995, shall expire on the last day of the birth month of the person to whom the placard was issued, and the person to whom such placard was issued may follow the procedure provided for in subsection B of this section to obtain a second or subsequent placard.

E. A physician may sign an application certifying that a person has a physical disability, as provided in subsection B 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 the physician.

F. The Department shall recognize handicap and disability stickers issued by the ~~Veterans Administration~~ Department of Veterans Affairs and federal military bases in the same manner as the placard issued by the Department as provided for in this section. For purposes of this section and other sections of law relating to the physical disability placard, the term "physical disability placard" shall include those handicap and disability stickers issued by the ~~Veterans Administration~~ Department of Veterans Affairs and federal military bases.

G. 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 placard is to be displayed on a motor vehicle.

H. The Commissioner of Public Safety is hereby authorized to enter into reciprocity agreements with other states for the purpose of recognizing parking placards or license plates indicating physical disability issued by those states.

I. The Department shall charge and the applicant shall pay to the Department a fee of One Dollar (\$1.00) for each placard issued. The fee shall be deposited in the Department of Public Safety Revolving Fund, created pursuant to Section 6-117 of this title.

SECTION 8. AMENDATORY 47 O.S. 1991, Section 1113, as last amended by Section 1, Chapter 367, O.S.L. 1999 (47 O.S. Supp. 1999, Section 1113), is amended to read as follows:

Section 1113. A. 1. Upon the filing of a registration application and the payment of the fees provided for in the Oklahoma Vehicle License and Registration Act, the Oklahoma Tax Commission shall assign to the vehicle described in the application a distinctive number, and issue to the owner of the vehicle a certificate of registration and one license plate or a yearly decal for the year that a license plate is not issued. The yearly decal shall have an identification number and the last two numbers of the registration year for which it shall expire. Except as provided by Section 1113A of this title, the license plate shall be affixed to the exterior of the vehicle until a replacement license plate is applied for. The yearly decal will validate the license plate for each registration period other than the year the license plate is issued. The license plate and decal shall be of such size, color,

design and numbering as the Tax Commission may direct. However, yearly decals issued to the owner of a vehicle who has filed an affidavit with the appropriate motor license agent in accordance with Section 7-607 of this title shall be a separate and distinct color from all other decals issued under this section.

2. The license plate shall be securely attached to the rear of the vehicle, except truck-tractor plates which shall be attached to the front of the vehicle. The Tax Commission may, with the concurrence of the Department of Public Safety, by Joint Rule, change and direct the manner, place and location of display of any vehicle license plate when such action is deemed in the public interest. The license plate, decal and all letters and numbers shall be clearly visible at all times. The operation of a vehicle upon which the license plate is covered, overlaid or otherwise screened with any material, whether such material be clear, translucent, tinted or opaque, shall be a violation of this paragraph.

3. Upon payment of the annual registration fee provided in Section 1133 of this title, the Tax Commission or a motor license agent may issue a permanent nonexpiring license plate to an owner of one hundred or more commercial motor vehicles and for vehicles registered under the provisions of Section 1120 of this title. Upon payment of the annual registration fee, the Tax Commission shall issue a certificate of registration that shall be carried at all times in the vehicle for which it is issued.

B. The license plates required under the provisions of this title shall conform to the requirements and specifications listed hereinafter:

1. Each license plate shall have a space for the placement of the yearly decals for each succeeding year of registration after the initial issue;

2. The provisions of the Oklahoma Vehicle License and Registration Act regarding the issuance of yearly decals shall not apply to the issuance of apportioned license plates, including license plates for state vehicles, and exempt plates for governmental entities and fire departments organized pursuant to Section 592 of Title 18 of the Oklahoma Statutes;

3. Within the limits herein prescribed the Tax Commission shall redesign the official vehicle license plates which currently bear the legend "Oklahoma OK" or "Oklahoma is OK!" and substitute therefor the legend "Oklahoma Native America" as further described in this paragraph. Except for personalized license plates and license plates issued for motorcycles and mopeds, the emblem on the state flag of Oklahoma as provided for in Section 91 of Title 25 of the Oklahoma Statutes shall be a part of all license plates issued after December 31, 1988. The Tax Commission may continue to issue license plates with the legend "Oklahoma is OK!" or "Oklahoma OK" until any inventory of such license plates is depleted but the Tax Commission shall not produce or cause to be produced any additional license plates with these legends. Except for personalized license plates, license plates issued for commercial vehicles, and license plates issued for motorcycles and mopeds, the "Oklahoma Native America" emblem shall be a part of all license plates issued after December 31, 1993. The specifications for lettering style and

appearance for the legend "Oklahoma Native America" shall be provided to the Tax Commission by the Oklahoma Tourism and Recreation Department. The license plates shall be issued with the letters and numerals in the colors of green and white. All license plates and decals shall be made with reflectorized material as a background to the letters, numbers and characters impressed thereon. The reflectorized material shall be of such a nature as to provide effective and dependable brightness during the service period for which the license plate or decal is issued;

4. Except as otherwise provided in this subsection, the Tax Commission shall design appropriate official license plates for all state vehicles. Such license plates shall be permanent in nature and designed in such manner as to remain with the vehicle for the duration of the vehicle's life span or until the title is transferred to a nongovernmental owner;

5. Within the limits prescribed in this section, the Tax Commission shall design appropriate official license plates for vehicles of the Oklahoma Highway Patrol. The license plates shall have the legend "Oklahoma OK" and shall contain the letters "OHP" followed by the state seal and the badge number of the Highway Patrol officer to whom the vehicle is assigned. The words "Oklahoma Highway Patrol" shall also be included on such license plates;

6. Within the limits prescribed in this section, the Tax Commission shall design appropriate official license plates for vehicles of the Oklahoma Capitol Patrol. Such license plates shall have the legend "Oklahoma OK" and shall contain the letters "OCP" followed by the state seal and badge number of the Oklahoma Capitol Patrol officer to whom the vehicle is assigned. The words "Oklahoma Capitol Patrol" shall also be included on such license plates;

~~7. Within the limits prescribed in this section, the Tax Commission shall design appropriate official license plates for vehicles of the Oklahoma Lake Patrol. Such license plates shall have the legend "Oklahoma OK" and shall contain the letters "OLP" followed by the state seal and badge number of the Oklahoma Lake Patrol officer to whom the vehicle is assigned. The words "Oklahoma Lake Patrol" shall also be included on such license plates; and~~

~~8.~~ Within the limits prescribed in this section, the Tax Commission shall design appropriate official license plates for vehicles of the Oklahoma Military Department. Such license plates shall have the legend "Oklahoma OK" and shall contain the letters "OMD" followed by the state seal and three numbers or letters as designated by the Adjutant General. The words "Oklahoma Military Department" shall also be included on such license plates.

C. Where the applicant has satisfactorily shown that the applicant owns the vehicle sought to be registered but is unable to produce documentary evidence of the ownership, a license plate may be issued upon approval by the Tax Commission. In such instances the reason for not issuing a certificate of title shall be indicated on the receipt given to the applicant. It shall still be the duty of the applicant to immediately take all necessary steps to obtain the Oklahoma certificate of title and it shall be unlawful for the applicant to sell the vehicle until the certificate has been obtained in the applicant's name.

D. The certificate of registration provided for in this section shall be in convenient form, and the certificate of registration, or a certified copy or photostatic copy thereof, duly authenticated by the Tax Commission, shall be carried at all times in or upon commercial vehicles so registered, in such manner as to permit a ready examination thereof upon demand by any peace officer of the state or duly authorized employee of the Department of Public Safety. Any such officer or agent may seize and hold such commercial vehicle when the operator of the same does not have the registration certificate in the operator's possession or when any such officer or agent determines that the registration certificate has been obtained by misrepresentation of any essential or material fact or when any number or identifying information appearing on such certificate has been changed, altered, obliterated or concealed in any way, until the proper registration or identification of such vehicle has been made or produced by the owner thereof.

E. The purchaser of a new or used manufactured home shall, within thirty (30) days of the date of purchase, register the home with the Tax Commission or a motor license agent pursuant to the provisions of Section 1117 of this title. For a new manufactured home, it shall be the responsibility of the dealer selling the home to place a temporary license plate on the home in the same manner as provided in Section 1128 of this title for other new motor vehicles. For the first year that any manufactured home is registered in this state, the Tax Commission shall issue a metal license plate which shall be affixed to the manufactured home. Manufactured homes previously registered and subject to ad valorem taxation as provided by law shall have the metal license plate affixed at the time ad valorem taxes are paid for such manufactured home. The owner of the home shall be required to affix such plate to the home. The Tax Commission shall make sufficient plates available to the various motor license agents of the state in order for an owner of a manufactured home to acquire the plate. A One Dollar (\$1.00) fee shall be charged for issuance of any plate. The fee shall be apportioned each month to the General Revenue Fund of the State Treasury.

F. The manufactured home license plate shall be designed so that it is easily visible for purposes of verification by a county assessor that the manufactured home is properly assessed for ad valorem taxation. The plate shall be designed for a yearly decal. In the first year of registration, a decal shall be issued for placement on the license plate indicating payment of applicable registration fees and excise taxes. In the second and all subsequent years for which the manufactured home is subject to ad valorem taxation, an annual decal shall be affixed to the license plate as evidence of payment of ad valorem taxes. The Tax Commission shall issue decals to the various county treasurers of the state in order for a manufactured home owner to obtain such decal each year. Upon presentation of a valid ad valorem tax receipt, the manufactured home owner shall be issued the annual decal.

G. Upon the registration of a manufactured home in this state for the first time or upon discovery of a manufactured home previously registered within this state for which the information required by this subsection is not known, the Tax Commission shall obtain:

1. The name of the owner of the manufactured home;
2. The serial number or identification number of the manufactured home;
3. A legal description or address of the location for the home;
4. The actual retail selling price of the manufactured home excluding Oklahoma taxes;
5. The certificate of title number for the home; and
6. Any other information which the Tax Commission deems to be necessary.

The application for registration shall also include the school district in which the manufactured home is located or is to be located. The information shall be entered into a computer data system which shall be used by the Tax Commission to provide information to county assessors upon request by the assessor. The assessor may request any information from the system in order to properly assess a manufactured home for ad valorem taxation.

SECTION 9. AMENDATORY 47 O.S. 1991, Section 1129, as last amended by Section 3, Chapter 220, O.S.L. 1996 (47 O.S. Supp. 1999, Section 1129), is amended to read as follows:

Section 1129. A. Special mobilized machinery shall not be subject to any section or provision of the Oklahoma Vehicle License and Registration Act, Section 1101 et seq. of this title, except the provisions of this section.

Special mobilized machinery shall be permitted the use of the highways of this state when proper registration and permits, as provided in this section, are in the possession of the operator.

B. Owners of qualifying equipment hereunder may elect to register such equipment either under this section or under other applicable provisions of this act. Application covering qualifying equipment may be made to the Oklahoma Tax Commission or their authorized agents for registering special mobilized machinery. Upon payment of a registration fee of Twenty-five Dollars (\$25.00), the applicant shall be granted a certificate of registration in acknowledgment of qualification by the Commission. The certificate of registration must at all times be carried with the equipment and be available for inspection by an investigating officer.

C. In addition to the registration fee, the Commission shall collect at time of registration an additional fee of Five Hundred Fifty Dollars (\$550.00) per unit for equipment qualifying under the terms of this section. This fee of Five Hundred Fifty Dollars (\$550.00) shall include the constitutional ad valorem tax and shall be allocated by the Commission in the same manner and percentage as registration and permit fees are presently allocated under the provisions of this act. Payment of this fee shall be due on January 1 of each calendar year and must be paid in no event later than February 1 of each calendar year. The penalty for noncompliance with this provision shall be a double fee in the amount of One Thousand One Hundred Dollars (\$1,100.00). For qualifying equipment purchased during the calendar year, the Commission shall collect a

fee which shall be pro rata of the annual fee as hereinbefore defined. Provided, however, the fee for qualifying equipment registered in another state and utilized for emergency or temporary service, not to exceed thirty (30) days, shall be calculated in the same manner as set forth in subsection A of Section 1122 of this title.

~~D. Equipment of this class shall use the highways of Oklahoma by special permit, issued by the Commissioner of Public Safety acting through his delegated officers. Permits shall be issued on payment of a fee of Five Dollars (\$5.00) to the Commissioner of Public Safety or his authorized agents.~~

~~In those cases where the equipment or machinery conforms to all safety requirements under the law, then the permit shall be issued for the term of one (1) calendar year and shall be nonrestrictive as to time and route of travel.~~

~~Permits for such oversize or overweight machinery shall specify a maximum permissible road speed of the lesser of fifty (50) miles per hour or the posted speed limit, designate safety equipment to be carried and may exclude use of highways of the interstate system. Use of the highways of the interstate system shall be included in such permit only if the Commissioner of Public Safety or his authorized agent has determined that the purposes of this act will be served by such use and that federal weight or size restrictions will not be violated. Oversize or overweight special mobilized machinery properly operating on the highways of the interstate system shall be subject to minimum speed requirements.~~

~~When such equipment has a width greater than eight and one-half (8 1/2) feet, or a length exclusive of load of forty-five (45) feet, or a height in excess of thirteen and one-half (13 1/2) feet, then the permit may restrict movement to a fifty-mile radius from an established operating base, may designate highways to be traveled, hours of travel, and when flagmen may be required to precede or follow the equipment.~~

~~Possession of a permit shall in no way be construed as exempting such equipment from the power of the Director of the Department of Transportation to restrict use of particular highways, nor shall it exempt such equipment from the responsibility for damage to highways. Provided that nothing in this act shall apply to machinery used in highway construction or road material production.~~

~~E. Upon the issuance of a special mobilized machinery driveaway permit as provided in this subsection, special mobilized machinery manufactured in Oklahoma shall be permitted to move upon the highways of this state from the place of manufacture to the state line for delivery and exclusive use outside the state, and may be temporarily returned to Oklahoma for modification and repair, with subsequent movement back out of the state. Special driveaway permits for such movements shall be issued by the Commissioner of Public Safety, who may act through his designated agents, upon the payment of a fee therefor in the amount of Fifteen Dollars (\$15.00) for each such movement. The Commissioner of Public Safety is hereby authorized to issue to the operators of said special mobilized machinery such special plates or other identifying evidence that the permit herein required has been obtained. Other provisions of this section relating to registration and other laws of this state~~

relating to registration, fees, or licensing shall not apply to such special mobilized equipment when the same is manufactured in Oklahoma and sold for delivery and exclusive use without the state or when returned temporarily for modification or repair. This subsection shall in no way exempt the equipment described herein from the levy of ad valorem taxes.

~~It is provided that the size of the special mobilized machinery shall not be such as to create a safety hazard in the judgment of the Commissioner of Public Safety. Permits for such special mobilized machinery shall specify a maximum permissible road speed of the lesser of fifty (50) miles per hour or the posted speed limit, designate safety equipment to be carried and may exclude use of highways of the interstate system.~~

~~When such equipment has a width greater than eight and one-half (8 1/2) feet, or a length exclusive of load of forty-five (45) feet, or a height in excess of thirteen and one-half (13 1/2) feet, the permit may designate highways to be traveled, hours of travel, and when flagmen may be required to precede or follow the equipment.~~

~~Possession of a special driveway permit shall in no way be construed as exempting such equipment from the power of the Director of the Department of Transportation to restrict use of particular highways, nor shall it exempt such equipment from the responsibility for damage to highways.~~

SECTION 10. AMENDATORY 47 O.S. 1991, Section 1171, as amended by Section 18, Chapter 23, O.S.L. 1995 (47 O.S. Supp. 1999, Section 1171), is amended to read as follows:

Section 1171. A. As used in this section, "tour bus" means an intercity bus or buses owned, leased or operated to transport passengers by charter or special service as defined by the Interstate Commerce Commission who are assembled into a travel group through a sale to each individual passenger of a ticket covering a comprehensive trip from any point within the State of Oklahoma with visits to places of established interest and a return in conjunction with packages offered by travel agencies or professional tour operators. The term "tour bus" shall not include regular route passenger service.

B. It shall be unlawful for the Oklahoma Tourism and Recreation Department or any other agency of the state to discriminate in any way against a company, corporation, partnership or sole proprietorship operating tour buses on an intrastate or interstate basis in this state.

C. Upon application, the Marketing Services Division of the Department of Tourism and Recreation shall issue a permit to any applicant for a tour bus permit in the State of Oklahoma. The fee for such permit shall be Twenty Dollars (\$20.00) per year for each tour bus company. The fee shall be paid to the Marketing Services Division and said fees shall be deposited by the State Treasurer in the Oklahoma Tourism and Recreation Department Revolving Fund.

D. Prior to the issuance of any such permit, all tour bus operators must file with the Marketing Services Division of the Department of Tourism and Recreation proof of compliance with all

insurance requirements and safety standards required by the State of Oklahoma.

E. The public policy of this state, as declared by the Legislature, is to encourage tour bus operations within the state and to simplify permit application procedures for providers of tour bus services. Rules and regulations adopted by the Oklahoma Tourism and Recreation Commission shall implement the stated public policy and also protect the public's interest by mandating that tour bus operators shall conduct their operations in accordance with all applicable laws of the state, and all applicable rules established by the Oklahoma Tourism and Recreation Commission.

F. No person shall operate a tour bus as a carrier of persons or property unless such person holds a valid driver license.

G. No tour bus shall be operated on the public highways of the state that does not comply with safety criteria established by state law or by rule promulgated by the Department of Public Safety. No tour bus shall be operated by any person who is intoxicated or under the influence of alcohol or under the influence of amphetamines, stimulants, controlled dangerous substances, or other drugs. Any tour bus which fails to meet safety criteria, or which is operated by a person under the influence of alcohol, amphetamines, stimulants, controlled dangerous substances, or other drugs shall be denied continued use of the public highways of the state.

H. No tour bus operator shall conduct any operations in this state until after such tour bus operator shall have filed with the Marketing Services Division of the Oklahoma Tourism and Recreation Department a liability insurance policy or bond covering public liability and property damage, issued by an insurance or bonding company or insurance carrier authorized to do business in this state and shall be in such sum and amount as fixed by rules as approved by the Oklahoma Tourism and Recreation Commission; and such liability and property damage insurance policy or bond shall bind the obligor thereunder to make compensation for injuries to, or death of, persons, and loss or damage to property, resulting from the operation of any such tour bus for which such carrier is legally liable.

Providing further that such tour bus operator shall maintain all insurance required by state law and the rules of the Oklahoma Tourism and Recreation Commission during the operation of such tour bus and that the failure for any cause to maintain such coverage in full force and effect shall immediately, without any notice from the Oklahoma Tourism and Recreation Commission, suspend the rights of the tour bus operator to operate such tour bus until proper insurance is provided.

Any tour bus operator engaged in interstate operations shall comply with all provisions of this section; however, valid Interstate Commerce Commission certification shall be recognized in lieu of a liability insurance policy or bond and safety inspection by an Oklahoma Department of Public Safety authorized inspection.

I. Every owner of any tour bus operated within this state, such agents, employees and every other person who violates or fails to comply with or procures, aids or abets in the violation of any provision of this section shall be deemed guilty of a misdemeanor.

Upon conviction in a criminal court of competent jurisdiction, such misdemeanor is punishable by a fine not exceeding One Thousand Dollars (\$1,000.00).

~~J. The Department of Public Safety shall be responsible for enforcement of this section, and monthly, shall notify the Marketing Services Division of the Oklahoma Tourism and Recreation Department of any citations issued for violations of this section.~~

~~K. The Marketing Services Division of the Oklahoma Tourism and Recreation Department may enter into an agreement with any person or corporation located within or without the state for transmission of tour bus permits by way of a facsimile machine or other device if the Department determines that such agreement is in the best interests of the state.~~

~~L. K. The Oklahoma Tourism and Recreation Commission may adopt such rules and regulations as it deems necessary to administer the provisions of this section. The Department may prescribe an application form for the permit and such other forms as it deems appropriate.~~

SECTION 11. AMENDATORY 63 O.S. 1991, Section 4205, as amended by Section 31, Chapter 284, O.S.L. 1992 (63 O.S. Supp. 1999, Section 4205), is amended to read as follows:

Section 4205. A. The United States Army Corps of Engineers, the Oklahoma Department of Tourism and Recreation, and the Grand River Dam Authority may authorize the holding of sanctioned events on any waters of this state under their jurisdiction. Said administering entities shall promulgate rules pursuant to Article 1 of the Oklahoma Administrative Procedures Act, Section 250 et seq. of Title 75 of the Oklahoma Statutes, concerning the safety of other vessels and persons thereon, both observers and participants. No sanctioned event shall be held without a written permit from said administering entity, and said written permit shall be available for inspection at all times during the event.

B. Whenever a sanctioned event is proposed to be held, the administering entity shall, upon granting approval to hold such event and at least ten (10) days prior thereto, file a notification in writing of said event with the Lake Patrol Section of the Highway Patrol Division of the Department of Public Safety. Such notification shall set forth the date, time, location where the sanctioned event is proposed to be held, the type of event and the person in charge of said event.

C. No person shall hold or give permission to hold any sanctioned event in an unsafe manner or under unsafe environmental conditions so as to endanger life or property. Should any duly authorized peace officer of this state determine within their jurisdiction that such event is being held or conducted in an unsafe manner or under unsafe environmental conditions, such officer shall have the authority to cancel or terminate said event.

SECTION 12. AMENDATORY 74 O.S. 1991, Section 3111, as last amended by Section 38, Chapter 10, O.S.L. 1999 (74 O.S. Supp. 1999, Section 3111), is amended to read as follows:

Section 3111. A. No state agency, board, commission or other unit or subdivision of state government shall request or require, except as otherwise required by law, that any person reveal the social security number of such person in order to obtain services or assistance, nor shall any state agency, board, commission or other unit or subdivision of state government use, for any purpose, numbers which correspond to the social security number of any person, except as otherwise required by law. Provided that any state agency, board, commission, unit or subdivision of state government using social security numbers for a particular purpose prior to January 1, 1974, may continue to use and require social security numbers for that purpose only and provided, further, that the provisions of Section 3101 et seq. of this title shall not be construed to prohibit the use or requirement of disclosure of one's social security number if the use of the number is related to the Social Security Administration or benefits thereunder, or, subject to the provisions of Section 1-311.1 of Title 63 of the Oklahoma Statutes, to prohibit the use or requirement of disclosure of the social security numbers of the mother and father by the Vital Records Section of the State Department of Health in the administration of the issuance of birth records.

B. The provisions of this section shall not be construed to prohibit the Oklahoma Tax Commission from requiring the disclosure by any person of his or her social security number in order to administer any state tax law, as defined by Section 202 of Title 68 of the Oklahoma Statutes or in order for the State Treasurer to administer any provision of the Uniform Unclaimed Property Act, if such administration requires the Tax Commission or State Treasurer to obtain the social security number of any person.

C. The provisions of this section shall not prohibit the State Department of Education or a board of education of a school district from requesting any student who wishes to enroll in or is enrolled in any public school in this state to disclose the social security account number of the student in order for the Department to administer any provision of the Oklahoma School Testing Program Act, for the collection of appropriate and necessary data pursuant to the Oklahoma Educational Indicators Program, for the purpose of determining student enrollment, to establish a mobility rate or for the allocation of State Aid Formula and midyear adjustment in funding for student growth. The State Department of Education or a board of education of a school district shall not deny to any student any right, benefit, or privilege provided by law because of the refusal by the student to disclose the social security account number of the student. If the State Department of Education or a board of education of a school district requests a student to disclose the student's social security account number, the State Department of Education or a board of education of a school district shall inform the student by what statutory or other authority such number is solicited and what uses will be made of the number.

D. The State Board of Education is authorized to develop an alternative accountability system for tracking students to administer any provision of the Oklahoma School Testing Program Act, for the collection of appropriate and necessary data pursuant to the Oklahoma Educational Indicators Program, for the purpose of determining student enrollment, to establish a mobility rate or for the allocation of State Aid Formula and midyear adjustment in funding for student growth. The accountability system shall be

developed only if, in the determination of the Board, the provisions of subsection C of this section are not sufficient to allow for the adequate implementation of the provisions of the Oklahoma School Testing Program Act or the Oklahoma Educational Indicators Program.

SECTION 13. RECODIFICATION 47 O.S. 1991, Section 11-225, shall be recodified as Section 12-225 of Title 47 of the Oklahoma Statutes, unless there is created a duplication in numbering.

SECTION 14. REPEALER 47 O.S. 1991, Sections 2-201, 19-101, 376 and 758, are hereby repealed.

SECTION 15. REPEALER 74 O.S. 1991, Section 3112, is hereby repealed.

SECTION 16. This act shall become effective July 1, 2000.

SECTION 17. 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 House of Representatives the 1st day of May, 2000.

Speaker of the House of
Representatives

Passed the Senate the 18th day of April, 2000.

President of the Senate