ENROLLED 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 canceled; 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~~ 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.

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Speaker of the House of Representatives

Passed the Senate the 17th day of April, 2000.

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President of the Senate