

EHB 2404

THE STATE SENATE
Monday, March 27, 2000

ENGROSSED

House Bill No. 2404

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

1 3. Fails to pass an examination pursuant to Sections 6-110,
2 6-115 or 6-119 of this title.

3 B. If a person is required to be examined pursuant to Sections
4 6-110, 6-115 or 6-119 of this title, the Department shall impose the
5 appropriate restriction or restrictions on the license that are
6 necessary to ensure the safe operation of a motor vehicle as
7 provided under Section 6-113 of this title.

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

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

17 SECTION 2. AMENDATORY Section 30, Chapter 303, O.S.L.
18 1992 (47 O.S. Supp. 1999, Section 11-810), is amended to read as
19 follows:

20 Section 11-810. The ~~Oklahoma~~ Department of Public Safety shall
21 not record or assess points for ~~convictions provided for in~~
22 ~~paragraph 1 of subsection A of Section 153 of Title 28 of the~~
23 ~~Oklahoma Statutes~~ a conviction of exceeding the speed limit by at

1 least one (1) mile per hour but not more than ten (10) miles per
2 hour on any ~~licensee's~~ traffic record of a person as maintained by
3 said Department.

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

5 COMMITTEE REPORT BY: COMMITTEE ON VETERANS & MILITARY AFFAIRS &
6 PUBLIC SAFETY, dated 3-21-00 - DO PASS.