

STATE OF OKLAHOMA

2nd Session of the 50th Legislature (2006)

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2830

By: Billy

COMMITTEE SUBSTITUTE

An Act relating to sex offenders; amending Section 4, Chapter 457, O.S.L. 2005 and 47 O.S. 2001, Section 6-115, as last amended by Section 40, Chapter 5, O.S.L. 2004 (47 O.S. Supp. 2005, Sections 6-105.3 and 6-115), which relate to identification cards and driver licenses; providing time limitation and fee for issuance and renewal of identification cards and driver licenses for certain persons; and providing an effective date.

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

SECTION 1. AMENDATORY Section 4, Chapter 457, O.S.L. 2005 (47 O.S. Supp. 2005, Section 6-105.3), is amended to read as follows:

Section 6-105.3 A. In addition to the licenses to operate motor vehicles, the Department of Public Safety may issue cards to Oklahoma residents for purposes of identification only. The identification cards shall be issued, renewed, canceled and denied in the same manner as driver licenses in this state. The application for an identification card by any person under the age of eighteen (18) shall be signed and verified by a custodial legal parent or legal guardian before a person authorized to administer oaths. The cards shall be valid for a period of four (4) years from the month of issuance; however, the identification cards issued to persons sixty-five (65) years of age or older shall be valid indefinitely from the month of issuance. If the applicant has been convicted or received a deferred sentence for an offense that would require the applicant to register as a sex offender pursuant to the Sex Offenders Registration Act, the identification card shall be

issued for a period of not more than twelve (12) months. The applicant shall be subject to the annual identification card renewal requirement for the duration of the sex offender registration period. The fee charged for the issuance or renewal of an identification card for registered sex offenders shall be not more than one-fourth (1/4) of the fee charged for the issuance or renewal of an identification card.

B. The fee charged for the issuance or renewal of an identification card which is not in computerized image format pursuant to this section shall be Seven Dollars (\$7.00); however, no person sixty-five (65) years of age or older shall be charged a fee for an identification card. The fees derived pursuant to this subsection shall be apportioned as provided in Section 1104 of ~~Title 47 of the Oklahoma Statutes~~ this title.

C. The fee charged for the issuance or renewal of an identification card which is in computerized image format pursuant to this section shall be Ten Dollars (\$10.00); however, no person sixty-five (65) years of age or older shall be charged a fee for an identification card. Of each fee charged pursuant to the provisions of this subsection:

1. Seven Dollars (\$7.00) shall be apportioned as provided in Section 1104 of ~~Title 47 of the Oklahoma Statutes~~ this title; and

2. Three Dollars (\$3.00) shall be credited to the Department of Public Safety Computer Imaging System Revolving Fund to be used solely for the purpose of the administration and maintenance of the computerized imaging system of the Department.

D. The Oklahoma Tax Commission is hereby authorized to reimburse, from funds available to that agency, each motor license agent issuing an identification card to a person sixty-five (65) years of age or older, an amount not to exceed One Dollar (\$1.00) for each card or driver license so issued. The Tax Commission shall develop procedures for claims for reimbursement.

SECTION 2. AMENDATORY 47 O.S. 2001, Section 6-115, as last amended by Section 40, Chapter 5, O.S.L. 2004 (47 O.S. Supp. 2005, Section 6-115), is amended to read as follows:

Section 6-115. A. ~~Every~~ Except as provided in subsection B of this section, every driver license shall be issued for a period of no more than four (4) years; provided, if the applicant or licensee is an alien, the license shall be issued for a period which does not exceed the lesser of:

1. Four (4) years; or
2. The expiration date on the valid documentation authorizing the presence of the applicant or licensee in the United States, as required by paragraph 9 of subsection A of Section 6-103 of this title.

B. ~~The~~ Every driver license issued to an applicant or licensee who has been convicted or has received a deferred sentence for an offense that would require the applicant or licensee to register as a sex offender pursuant to the Sex Offenders Registration Act, shall be issued for a period of not more than twelve (12) months. The licensee shall be subject to the annual driver license renewal requirement for the duration of the sex offender registration period. The fee charged for the issuance or renewal of a driver license for registered sex offenders shall be not more than one-fourth (1/4) of the fee charged, as provided in Section 6-101 of this title, for the issuance or renewal of an Oklahoma driver license.

C. Except as provided in subsection B of this section, the expiration date of an initial license shall be no more than four (4) years from the last day of the month of issuance or no more than four (4) years from the last day of the birth month of the applicant immediately preceding the date of issuance, if requested by the applicant.

~~C.~~ D. Except as provided in subsection B of this section, the expiration date of a renewal license shall be no more than four (4) years from the last day of the month of expiration of the previous license or no more than four (4) years from the last day of the birth month of the licensee immediately preceding the expiration date of the previous license, if requested by the licensee.

~~D.~~ E. Every driver license shall be renewable by the licensee upon application to either the Department of Public Safety or a motor license agent, furnishing both primary and secondary proofs of identity, the current mailing address of the person and payment of the required fee, if the person is otherwise eligible for renewal. If the licensee is an alien, the licensee shall appear before a driver license examiner of the Department and, after furnishing primary and secondary proofs of identity as required in this section, shall be issued a renewal driver license for a period which does not exceed the lesser of:

1. Four (4) years; or

2. The expiration date on the valid documentation authorizing the presence of the applicant or licensee in the United States, as required by paragraph 9 of subsection A of Section 6-103 of this title.

~~E.~~ F. All applicants for renewals of driver licenses who have proven collision records or apparent physical defects may be required to take an examination as specified by the Commissioner of Public Safety.

~~F.~~ G. The Department of Public Safety shall promulgate rules prescribing forms of primary and secondary identification acceptable for the renewal of an Oklahoma driver license.

SECTION 3. This act shall become effective November 1, 2006.

50-2-9548

GRS

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