

ENROLLED SENATE  
BILL NO. 714

By: Aldridge of the Senate

and

Banz of the House

An Act relating to motor vehicles; amending 47 O.S. 2001, Section 956, as amended by Section 3, Chapter 474, O.S.L. 2002 (47 O.S. Supp. 2004, Section 956), which relates to wreckers and towing services; providing an exception; 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. 2001, Section 956, as amended by Section 3, Chapter 474, O.S.L. 2002 (47 O.S. Supp. 2004, Section 956), is amended to read as follows:

Section 956. A. No operator, employee, or contractor of a wrecker or towing service or of a person or business that derives any business or income from a wrecker or towing service shall offer, and no officer or employee of the Department of Public Safety or any political subdivision of the state shall accept, directly or indirectly, any compensation, gift, loan, favor or service given for the purpose of influencing the officer or employee in the discharge of official duties of the person.

B. ~~No~~ Except as provided in subsection C of this section, no officer of the Department of Public Safety or any law enforcement officer of any political subdivision of the state shall have any interest, financial or otherwise, in a wrecker or towing service, or with a person or in a business that derives business or income from a wrecker or towing service, nor shall a wrecker or towing service or a person or business that derives any business or income from a wrecker or towing service employ such officer.

C. An officer of the Department of Public Safety or a law enforcement officer of any political subdivision may have an interest, financial or otherwise, in or may be employed by a wrecker or towing service when the sole purpose and only business of the wrecker or towing service is to perform repossessions of vehicles which are subject to lien and are being repossessed by the lien holder of record.

SECTION 2. This act shall become effective July 1, 2005.

SECTION 3. 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 Senate the 9th day of May, 2005.

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Presiding Officer of the Senate

Passed the House of Representatives the 27th day of April, 2005.

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Presiding Officer of the House  
of Representatives