

EHB 2771

1 THE STATE SENATE
2 Wednesday, April 5, 2006

3 ENGROSSED
4 House Bill No. 2771
5 As Amended

6 ENGROSSED HOUSE BILL NO. 2771 - By: SMITHSON and NANCE of the House
7 and CORN of the Senate.

8 [public safety - bail - driver licenses - effective date]

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

10 SECTION 1. AMENDATORY 22 O.S. 2001, Section 1114.3, is
11 amended to read as follows:

12 Section 1114.3 A. Upon issuing a traffic citation required to
13 be filed in district court, the arresting officer or the law
14 enforcement agency employing the arresting officer shall deliver or
15 forward the "Complaint Information" and "Abstract of Court Record"
16 parts of the citation, in electronic or written format:

17 1. To the district court clerk without the endorsement of the
18 district attorney or an assistant district attorney. It shall be
19 the duty of the district court clerk to deliver the "Complaint
20 Information" to the district attorney who shall endorse or decline
21 and file the "Complaint Information" with the district court clerk;
22 or

23 2. If the officer has ~~written~~ issued a citation which could
24 result in the district attorney filing an information, to the

1 district attorney who shall endorse or decline and file both parts
2 of the citation with the district court clerk.

3 B. Upon receipt of a traffic citation by the district court
4 clerk, the district court clerk shall deliver the original
5 "Complaint Information" to the district attorney. The district
6 court clerk's office shall maintain the "Abstract of Court Record"
7 part of the citation until the final disposition of the case.

8 C. After final disposition of the case by the district
9 attorney, including a case which is declined, the district court
10 clerk shall clearly mark the "Abstract of Court Record" part of the
11 citation with the disposition information of the case and forward
12 the "Abstract of Court Record" to the Department of Public Safety,
13 as provided in Section 18-101 of Title 47 of the Oklahoma Statutes.
14 The "Abstract of Court Record" copy of the citation shall not be
15 obscured by any official stamp of the district court or the district
16 court clerk's office.

17 D. Forwarding of the "Abstract of Court Record" copy of a
18 citation by electronic means to the Department of Public Safety
19 shall be in a manner and format as approved by the Department, and
20 shall include the information required by Section 18-101 of Title 47
21 of the Oklahoma Statutes.

22 E. A traffic citation that is certified by the arresting
23 officer, the complainant, the district attorney, or the assistant

1 district attorney shall constitute an information against the person
2 arrested and served with the traffic citation.

3 SECTION 2. AMENDATORY Section 2, Chapter 461, O.S.L.
4 2003 (22 O.S. Supp. 2005, Section 1114.3A), is amended to read as
5 follows:

6 Section 1114.3A A. Upon issuing a citation other than a
7 traffic citation as provided for in Section 1114.3 of ~~Title 22 of~~
8 ~~the Oklahoma Statutes~~ this title, that is required to be filed in
9 district court, the arresting Highway ~~Patrolmen~~ Patrol officer or
10 the Department of Public Safety shall deliver or forward the
11 "Complaint Information" or "Abstract of Court Record" of the
12 citation ~~to,~~ in electronic or written format:

13 1. ~~The~~ To the district court clerk without the endorsement of
14 the district attorney or an assistant district attorney. It shall
15 be the duty of the district court clerk to deliver the "Complaint
16 Information" to the district attorney who shall endorse or decline
17 and file the "Complaint Information" with the district court clerk;
18 or

19 2. ~~The~~ To the district attorney, if the ~~Patrolman~~ Highway
20 Patrol officer has ~~written~~ issued a citation which could result in
21 the district attorney filing an information. The district attorney
22 shall endorse or decline and file both parts of the citation with
23 the district court clerk.

1 B. Upon receipt of a citation by the district court clerk, the
2 district court clerk shall deliver the original "Complaint
3 Information" to the district attorney. The district court clerk's
4 office shall maintain the "Abstract of Court Record" part of the
5 citation until the final disposition of the case.

6 C. After final disposition of the case by the district
7 attorney, including a case which is declined, the district court
8 clerk shall clearly mark the "Abstract of Court Record" part of the
9 citation with the disposition information of the case and forward
10 the "Abstract of Court Record" to the Department of Public Safety,
11 in the same manner as for a traffic citation as prescribed in
12 Section 18-101 of Title 47 of the Oklahoma Statutes. The "Abstract
13 of Court Record" part of the citation shall not be obscured by any
14 official stamp of the district court or the district court clerk's
15 office.

16 D. Forwarding of the "Abstract of Court Record" part of a
17 citation by electronic means to the Department of Public Safety
18 shall be allowable in a manner and format approved by the
19 Department.

20 E. A citation that is certified by the arresting ~~Patrolman~~
21 Highway Patrol officer, the district attorney or an assistant
22 district attorney shall constitute an information against the person
23 arrested and served with a citation.

1 SECTION 3. AMENDATORY 22 O.S. 2001, Section 1115.1, is
2 amended to read as follows:

3 Section 1115.1 A. In addition to other provisions of law for
4 posting bail, any person, whether a resident of this state or a
5 nonresident, who is arrested by a law enforcement officer solely for
6 a misdemeanor violation of a state traffic law or municipal traffic
7 ordinance, shall be released by the arresting officer upon personal
8 recognizance if:

9 1. The arrested person has been issued a valid license to
10 operate a motor vehicle by this state, another state jurisdiction
11 within the United States, which is a participant in the Nonresident
12 Violator Compact or any party jurisdiction of the Nonresident
13 Violator Compact;

14 2. The arresting officer is satisfied as to the identity of the
15 arrested person;

16 3. The arrested person signs a written promise to appear as
17 provided for on the citation, unless the person is unconscious or
18 injured and requires immediate medical treatment as determined by a
19 treating physician; and

20 4. The violation does not constitute:

21 a. a felony, or

22 b. negligent homicide, or

- 1 c. driving or being in actual physical control of a motor
2 vehicle while impaired or under the influence of
3 alcohol or other intoxicating substances, unless the
4 person is unconscious or injured and requires
5 immediate medical treatment as determined by a
6 treating physician, or
7 d. eluding or attempting to elude a law enforcement
8 officer, or
9 e. operating a motor vehicle without having been issued a
10 valid driver license, or while the driving privilege
11 and driver license is under suspension, revocation,
12 denial or cancellation, or
13 f. an arrest based upon an outstanding warrant, or
14 g. a traffic violation coupled with any offense stated in
15 subparagraphs a through f of this paragraph, ~~or~~
16 ~~h. an overweight violation, or the violation of a special~~
17 ~~permit exceeding the authorized permit weight, or~~
18 ~~i. a violation relating to the transportation of~~
19 ~~hazardous materials.~~

20 B. If the arrested person is eligible for release on personal
21 recognizance as provided for in subsection A of this section, then
22 the arresting officer shall:

- 23 1. Designate the traffic charge;

1 2. Record information from the arrested person's driver license
2 on the citation form, including the name, address, date of birth,
3 personal description, type of driver license, driver license number,
4 issuing state, and expiration date;

5 3. Record the motor vehicle make, model and tag information;

6 4. Record the ~~arraignment~~ date and time on the citation on
7 which, or before which, the arrested person promises to contact,
8 pay, or appear at the court, as applicable to the court; and

9 5. Permit the arrested person to sign a written promise to
10 contact, pay, or appear at the court, as provided for in the
11 citation.

12 The arresting officer shall then release the person upon personal
13 recognizance based upon the signed promise to appear. The citation
14 shall contain a written notice to the arrested person that release
15 upon personal recognizance based upon a signed written promise to
16 appear for arraignment is conditional and that failure to timely
17 appear for arraignment shall result in the suspension of the
18 arrested person's driving privilege and driver license in this
19 state, or in the nonresident's home state pursuant to the
20 Nonresident Violator Compact.

21 C. The court, or the court clerk as directed by the court, may
22 continue or reschedule the date and time of arraignment upon request
23 of the arrested person or the attorney for that person. If the

1 arraignment is continued or rescheduled, the arrested person shall
2 remain on personal recognizance and written promise to appear until
3 such arraignment, in the same manner and with the same consequences
4 as if the continued or rescheduled arraignment was entered on the
5 citation by the arresting officer and signed by the defendant. An
6 arraignment may be continued or rescheduled more than one time.
7 Provided, however, the court shall require an arraignment to be had
8 within a reasonable time. It shall remain the duty of the defendant
9 to appear for arraignment unless the citation is satisfied as
10 provided for in subsection D of this section.

11 D. A defendant released upon personal recognizance may elect to
12 enter a plea of guilty or nolo contendere to the violation charged
13 at any time before the defendant is required to appear for
14 arraignment by indicating such plea on the copy of the citation
15 furnished to the defendant or on a legible copy thereof, together
16 with the date of the plea and signature. The defendant shall be
17 responsible for assuring full payment of the fine and costs to the
18 appropriate court clerk. Payment of the fine and costs may be made
19 by personal, cashier's, traveler's, certified or guaranteed bank
20 check, postal or commercial money order, or other form of payment
21 approved by the court in an amount prescribed as bail for the
22 offense. Provided, however, the defendant shall not use currency
23 for payment by mail. If the defendant has entered a plea of guilty

1 or nolo contendere as provided for in this subsection, such plea
2 shall be accepted by the court and the amount of the fine and costs
3 shall be:

4 1. As prescribed in Section 1115.3 of this title as bail for
5 the violation; or

6 2. In case of a municipal violation, as prescribed by municipal
7 ordinance for the violation charged; or

8 3. In the absence of such law or ordinance, then as prescribed
9 by the court.

10 E. 1. If, pursuant to the provisions of subsection D of this
11 section, the defendant does not timely elect to enter a plea of
12 guilty or nolo contendere and fails to timely appear for
13 arraignment, the court may issue a warrant for the arrest of the
14 defendant and the municipal or district court clerk, within one
15 hundred twenty (120) calendar days from the date the citation was
16 issued by the arresting officer, shall notify the Department of
17 Public Safety that:

18 a. the defendant was issued a traffic citation and
19 released upon personal recognizance after signing a
20 written promise to appear for arraignment as provided
21 for in the citation,

22 b. the defendant has failed to appear for arraignment
23 without good cause shown,

- 1 c. the defendant has not posted bail, paid a fine, or
2 made any other arrangement with the court to satisfy
3 the citation, and
4 d. the citation has not been satisfied as provided by
5 law.

6 Additionally, the court clerk shall request the Department of Public
7 Safety to either suspend the defendant's driving privilege and
8 driver license to operate a motor vehicle in this state, or notify
9 the defendant's home state and request suspension of the defendant's
10 driving privilege and driver license in accordance with the
11 provisions of the Nonresident Violator Compact. Such notice and
12 request shall be on a form approved or furnished by the Department
13 of Public Safety.

14 2. The court clerk shall not process the notification and
15 request provided for in paragraph 1 of this subsection if, with
16 respect to such charges:

- 17 a. the defendant was arraigned, posted bail, paid a fine,
18 was jailed, or otherwise settled the case, or
19 b. the defendant was not released upon personal
20 recognizance upon a signed written promise to appear
21 as provided for in this section or if released, was
22 not permitted to remain on such personal recognizance
23 for arraignment, or

- 1 c. the violation relates to parking or standing, ~~an~~
2 ~~overweight violation, an overweight permit or the~~
3 ~~transportation of hazardous materials, or~~
4 d. a period of one hundred twenty (120) calendar days or
5 more has elapsed from the date the citation was issued
6 by the arresting officer.

7 F. Following receipt of the notice and request from the court
8 clerk for driving privilege and driver license suspension as
9 provided for in subsection E of this section, the Department of
10 Public Safety shall proceed as provided for in Section 1115.5 of
11 this title.

12 G. The municipal or district court clerk shall maintain a
13 record of each request for driving privilege and driver license
14 suspension submitted to the Department of Public Safety pursuant to
15 the provisions of this section. When the court or court clerk
16 receives appropriate bail or payment of the fine and costs, settles
17 the citation, makes other arrangements with the defendant, or
18 otherwise closes the case, the court clerk shall furnish proof
19 thereof to such defendant, if the defendant personally appears, or
20 shall mail such proof by first class mail, postage prepaid, to the
21 defendant at the address noted on the citation or at such other
22 address as is furnished by the defendant. Additionally, the court
23 or court clerk shall notify the home jurisdiction of the defendant

1 as listed on the citation, if such jurisdiction is a member of the
2 Nonresident Violator Compact, and shall, in all other cases, notify
3 the Department, of the resolution of the case. The form of proof
4 and the procedures for notification shall be approved by the
5 Department of Public Safety. Provided, however, the court or court
6 clerk's failure to furnish such proof or notice in the manner
7 provided for in this subsection shall in no event create any civil
8 liability upon the court, the court clerk, the State of Oklahoma or
9 any political subdivision thereof, or any state department or agency
10 or any employee thereof but duplicate proof shall be furnished to
11 the person entitled thereto upon request.

12 SECTION 4. AMENDATORY 22 O.S. 2001, Section 1115.2, is
13 amended to read as follows:

14 Section 1115.2 A. If a person arrested for a traffic violation
15 is released upon personal recognizance as provided for in Section ~~2~~
16 1115.1 of this ~~act~~ title, but subsequently posts bail and thereafter
17 fails to timely appear as provided for by law, the court may issue a
18 warrant for the person's arrest and the case shall be processed as
19 follows:

20 1. If for a state traffic violation, as provided for in Section
21 1108 of ~~Title 22 of the Oklahoma Statutes~~ this title; or

1 2. If for a violation filed in a municipal court not of record,
2 as provided for in Section 27-118 of Title 11 of the Oklahoma
3 Statutes; or

4 3. If for a violation filed in a municipal court of record, as
5 provided for in Section 28-127 of Title 11 of the Oklahoma Statutes.

6 B. If the defendant is not eligible for release upon personal
7 recognizance as provided for in Section ~~2~~ 1115.1 of this ~~act~~ title,
8 or if eligible but refuses to sign a written promise to appear, the
9 officer shall deliver the person to an appropriate magistrate for
10 arraignment and the magistrate shall proceed as otherwise provided
11 for by law. If no magistrate is available, the defendant shall be
12 placed in the custody of the appropriate municipal or county jailor
13 or custodian, to be held until a magistrate is available or bail is
14 posted as provided for in Section 4 1115.3 of this ~~act~~ title or as
15 otherwise provided for by law or ordinance~~†~~.

16 C. ~~1. If a resident or nonresident is arrested for any~~
17 ~~overweight violation, a violation of a special permit exceeding~~
18 ~~authorized permit weight, or a violation relating to the~~
19 ~~transportation of hazardous material, the arresting officer may~~
20 ~~release the defendant if:~~

21 a. ~~in case of a state violation, the defendant deposits~~
22 ~~with the arresting officer appropriate bail or payment~~
23 ~~of the fine and costs in an amount and in the form as~~

1 ~~provided for in Section 4 of this act, except~~
2 ~~currency, or~~

3 ~~b. in case of a municipal violation, then as may be~~
4 ~~provided by local authority;~~

5 ~~2. In the event the defendant is additionally arrested for any~~
6 ~~violation for which personal recognizance is authorized pursuant to~~
7 ~~Section 2 of this act, the arresting officer, for such additional~~
8 ~~violation, may either release the defendant upon such recognizance~~
9 ~~or require bail as provided for in this subsection;~~

10 ~~3. If the defendant is unable to post bail with the arresting~~
11 ~~officer, then the officer shall proceed as otherwise provided for in~~
12 ~~this section.~~

13 ~~D.~~ 1. Notwithstanding any other provision of law, a juvenile
14 may be held in custody pursuant to the provisions of this section,
15 but shall be incarcerated separately from any adult offender.

16 Provided however, the arresting officer shall not be required to:

17 a. place a juvenile into custody as provided for in this
18 section, or

19 b. place any other traffic offender into custody:

20 (1) who is injured, disabled, or otherwise
21 incapacitated, or

22 (2) if custodial arrest may require impoundment of a
23 vehicle containing livestock, perishable cargo,

1 or items requiring special maintenance or care,
2 or
3 (3) if extraordinary circumstances exist, which, in
4 the judgment of the arresting officer, custodial
5 arrest should not be made.

6 In such cases, the arresting officer may designate the date and time
7 ~~for arraignment~~ on the citation by which, or on which, the person
8 shall appear or contact the court, as applicable to the court, and
9 release the person. If the person fails to appear without good
10 cause shown, the court may issue a warrant for the person's arrest.

11 2. The provisions of this subsection shall not be construed
12 to:

- 13 a. create any duty on the part of the officer to release
14 a person from custody, or
- 15 b. create any duty on the part of the officer to make any
16 inquiry or investigation relating to any condition
17 which may justify release under this subsection, or
- 18 c. create any liability upon any officer, or the state or
19 any political subdivision thereof, arising from the
20 decision to release or not to release such person from
21 custody pursuant to the provisions of this subsection.

22 SECTION 5. AMENDATORY 22 O.S. 2001, Section 1115.3, is
23 amended to read as follows:

1 Section 1115.3 A. The court shall prescribe the amount of bail
2 for the following state traffic-related offenses:

3 1. Any felony;

4 2. Negligent homicide;

5 3. Driving or being in actual physical control of a motor
6 vehicle while impaired by or under the influence of alcohol or other
7 intoxicating substances;

8 4. Eluding or attempting to elude a law enforcement officer;

9 5. Driving while license is under suspension, revocation,
10 denial or cancellation;

11 6. Failure to stop or remain at the scene of an accident; and

12 7. Any other traffic violation for which a defendant is
13 delivered to the judge of the court as magistrate pursuant to the
14 provisions of Section 1115.2 of this title, or other law.

15 B. The amount of bail for an overweight offense shall be ~~as~~
16 ~~provided for in subsection C of Section 1115.2 of this title~~
17 ~~together with~~ the amount of fine and costs, including any penalty
18 assessment provided for in the Oklahoma Statutes and the
19 ~~fingerprinting fee~~ fees provided for in ~~Section 1~~ Sections 1313.2,
20 1313.3, 1313.4 and 1313.5 of ~~this act~~ Title 20 of the Oklahoma
21 Statutes.

22 C. The amount of bail for other state traffic-related offenses
23 shall be the amount of fine and costs including any penalty

1 assessments provided for in the Oklahoma Statutes and the
2 ~~fingerprinting fee fees~~ provided for in ~~Section 1~~ Sections 1313.2,
3 1313.3, 1313.4 and 1313.5 of ~~this act~~ Title 20 of the Oklahoma
4 Statutes.

5 D. The amount of bail for a state wildlife-related or water
6 safety-related offense shall be the amount of fine and costs
7 including any penalty assessment provided for in the Oklahoma
8 Statutes and the ~~fingerprinting fee fees~~ provided for in ~~Section 1~~
9 Sections 1313.2, 1313.3, 1313.4 and 1313.5 of ~~this act~~ Title 20 of
10 the Oklahoma Statutes.

11 E. On or before September 1 of each year, the Administrative
12 Office of the Courts shall prepare a schedule of amounts to be
13 received as bail for each offense pursuant to subsections A, B, C
14 and D of this section and shall distribute the schedule to the
15 Department of Public Safety, each district court clerk in this state
16 and to other interested parties upon request.

17 F. The district court clerk, unless otherwise directed by the
18 court, shall accept bail or the payment of a fine and costs in the
19 form of currency or personal, cashier's, traveler's, certified or
20 guaranteed bank check, or postal or commercial money order for the
21 amount prescribed in this section for bail.

1 G. The district court clerk shall accept as bail a guaranteed
2 arrest bond certificate issued by a surety company, an automobile
3 club or trucking association, if:

4 1. the issuer is authorized to do business in this state by the
5 State Insurance Commissioner;

6 2. the certificate is issued to and signed by the arrested
7 person;

8 3. the certificate contains a printed statement that appearance
9 of such person is guaranteed and the issuer, in the event of failure
10 of such person to appear in court at the time of trial, will pay any
11 fine or forfeiture imposed; and

12 4. the limit provided on the certificate equals or exceeds the
13 amount of bail provided for in this section.

14 SECTION 6. AMENDATORY 47 O.S. 2001, Section 6-117, as
15 last amended by Section 3, Chapter 199, O.S.L. 2005 (47 O.S. Supp.
16 2005, Section 6-117), is amended to read as follows:

17 Section 6-117. A. The Department of Public Safety shall file
18 every application for a driver license or identification card
19 received by the Department and shall maintain suitable indexes
20 containing:

21 1. All applications denied and on each thereof note the reasons
22 for the denial;

23 2. All applications granted;

1 3. The name of every person whose driving privilege has been
2 suspended, revoked, cancelled, or disqualified by the Department and
3 after each such name note the reasons for the action. Any notation
4 of suspension of the driving privilege of a person for reason of
5 nonpayment of a fine shall be removed from the driving record after
6 the person has paid the fine and the driving privilege of the person
7 is reinstated as provided for by law; and

8 4. The county of residence, the name, date of birth, and
9 mailing address of each person residing in that county who is
10 eighteen (18) years of age or older, and who is the holder of a
11 current driver license or a current identification card issued by
12 the Department of Public Safety for the purpose of ascertaining
13 names of all persons qualified for jury service as required by
14 Section 18 of Title 38 of the Oklahoma Statutes.

15 B. The Department shall file all collision reports and
16 abstracts of court records of convictions received by it pursuant to
17 the laws of this state and maintain convenient records of the
18 records and reports or make suitable notations in order that an
19 individual record of a person showing the convictions of the person
20 and the traffic collisions in which the person has been involved
21 shall be readily ascertainable and available for the consideration
22 of the Department of Public Safety upon any application for a driver
23 license or renewal of a driver license and at other suitable times.

1 Any abstract, index or other entry relating to a driving record
2 according to the licensing authority in another state or a province
3 of Canada may be posted upon the driving record of any resident of
4 this state when notice thereof is received by documentation or by
5 electronic transmission. The individual record of a person shall
6 not include any collision reports and abstracts of court records
7 involving a collision in which the person was not issued a citation
8 or if a citation is issued and the person was not convicted.

9 C. 1. The Commissioner and the officers of the Department as
10 the Commissioner may designate are hereby authorized to prepare
11 under the seal of the Department and deliver upon request a copy of
12 any collision report on file with the Department, charging a fee of
13 Seven Dollars (\$7.00). However, the Department shall not be
14 required to furnish personal information from the collision report
15 which is contrary to the provisions of the Driver's Privacy
16 Protection Act, 18 United States Code, Sections 2721 through 2725.

17 2. Notwithstanding the provisions of paragraph 1 of this
18 subsection, the Department is authorized to enter into contracts to
19 supply information regarding vehicles reported to be involved in
20 collisions. For each vehicle, the information shall be limited to
21 that which only describes the vehicle and the collision. The
22 Department shall not be required to provide any information
23 regarding the owner or operator of the vehicle or any information

1 which would conflict with Section 2-110 or Section 1109 of this
2 title.

3 D. The Department of Public Safety or any motor license agent
4 upon request shall prepare and furnish to any authorized person a
5 Motor Vehicle Report of any person subject to the provisions of the
6 motor vehicle laws of this state. However, the Department shall not
7 be required to furnish personal information from a driving record
8 contrary to the provisions of the Driver's Privacy Protection Act,
9 18 United States Code, Sections 2721 through 2725. The Motor
10 Vehicle Report shall be a summary of the driving record of the
11 person and shall include the enumeration of any motor vehicle
12 collisions, reference to convictions for violations of motor vehicle
13 laws, and any action taken against the privilege of the person to
14 operate a motor vehicle, as shown by the files of the Department for
15 the three (3) years preceding the date of the request. The
16 Department shall not be required to release to any person, in whole
17 or in part and in any format, a driving index, as described in
18 subsection A of this section, except as otherwise provided for by
19 law. For each Motor Vehicle Report furnished by the Department of
20 Public Safety, the Department shall collect the sum of Ten Dollars
21 (\$10.00). For each Motor Vehicle Report furnished by a motor
22 license agent, the agent shall collect the sum of Ten Dollars
23 (\$10.00), Eight Dollars (\$8.00) of which shall be paid to the

1 Oklahoma Tax Commission for deposit in the General Revenue Fund in
2 the State Treasury and Two Dollars (\$2.00) of which shall be
3 retained by the motor license agent. Persons sixty-five (65) years
4 of age or older shall not be required to pay a fee for their own
5 Motor Vehicle Report furnished by the Department or a motor license
6 agent. For purposes of this subsection, a Motor Vehicle Report
7 shall include a report which indicates that no driving record is on
8 file with the Department of Public Safety for the information
9 received by the Department in the request for the Motor Vehicle
10 Report.

11 E. The Department of Public Safety may develop procedures
12 whereby an employer of a person:

13 1. Who has a Class A, B or C driver license; and

14 2. Who operates a commercial motor vehicle in the course of his
15 or her employment with the employer,
16 may automatically be notified, pursuant to a fee schedule
17 established by the Department, should the driving record of a person
18 reflect a traffic conviction in any court or an administrative
19 action by the Department which alters the status of the commercial
20 driving privileges of the person.

21 F. All monies received by the Commissioner of Public Safety and
22 the officers and employees of the Department shall be remitted to

1 the State Treasurer to be credited to the General Revenue Fund in
2 the State Treasury except as otherwise provided for by law.

3 SECTION 7. This act shall become effective November 1, 2006.

4 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY AND HOMELAND
5 SECURITY, dated 4-3-06 - DO PASS, As Amended.