

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 HOUSE BILL 2504

By: Reynolds

4  
5 AS INTRODUCED

6 An Act relating to motor vehicles; amending 47 O.S.  
7 2001, Section 6-110, as last amended by Section 2,  
8 Chapter 394, O.S.L. 2005 (47 O.S. Supp. 2007, Section  
9 6-110), which relates to examination of driver  
10 license applicants; authorizing certain instructors  
to administer the written and driving skills portion  
of the Oklahoma driving examination; and providing an  
effective date.

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

14 SECTION 1. AMENDATORY 47 O.S. 2001, Section 6-110, as  
15 last amended by Section 2, Chapter 394, O.S.L. 2005 (47 O.S. Supp.  
16 2007, Section 6-110), is amended to read as follows:

17 Section 6-110. A. 1. The Department of Public Safety shall  
18 examine every applicant for an original Class A, B, C or D license  
19 and for any endorsements thereon, except as otherwise provided in  
20 Sections 6-101 through 6-309 of this title or as provided in  
21 paragraph 2 of this subsection or in subsection D of this section.  
22 The examination shall include a test of the applicant's:

23 a. eyesight,  
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- 1           b.    ability to read and understand highway signs  
2                    regulating, warning and directing traffic,  
3           c.    knowledge of the traffic laws of this state, and  
4           d.    ability, by actual demonstration, to exercise ordinary  
5                    and reasonable control in the operation of a motor  
6                    vehicle.  The actual demonstration shall be conducted  
7                    in the type of motor vehicle for the class of driver  
8                    license being applied for.

9           Any licensee seeking to apply for a driver license of another  
10           class which is not covered by the licensee's current driver license  
11           shall be considered an applicant for an original license for that  
12           class.

13           2.    The Department of Public Safety shall have the authority to  
14           waive the requirement of any part of the examination required in  
15           paragraph 1 of this subsection for those applicants who surrender a  
16           valid unexpired driver license issued by any state or country for  
17           the same type or types of vehicles, provided that the applicant's  
18           driving record meets the standards set by the Department of Public  
19           Safety.

20           3.    All applicants requiring a hazardous materials endorsement  
21           shall be required, for the renewal of the endorsement, to  
22           successfully complete the examination and to submit to a security  
23           threat assessment performed by the Transportation Security  
24           Administration of the Department of Homeland Security as required by

1 and pursuant to 49 C.F.R., Part 1572, which shall be used to  
2 determine whether the applicant is eligible for renewal of the  
3 endorsement pursuant to federal law and regulation.

4 4. The Department of Public Safety shall give the complete  
5 examination as provided for in this section within thirty (30) days  
6 from the date the application is received, and the examination shall  
7 be given at a location within one hundred (100) miles of the  
8 residence of the applicant. The Department shall make every effort  
9 to make the examination locations and times convenient for  
10 applicants. The Department shall consider giving the examination at  
11 various school sites if the district board of education for the  
12 district in which the site is located agrees and if economically  
13 feasible and practicable.

14 5. The Department of Public Safety shall provide an alternative  
15 method of testing for an applicant for a Class D driver license who  
16 is eighteen (18) years of age or older and who can only understand  
17 Spanish, subject to the availability of funds. The Department may  
18 limit the number of testing sites where the examination in Spanish  
19 may be administered.

20 B. Any person holding a valid Oklahoma Class D license and  
21 applying for a Class A, B or C commercial license shall be required  
22 to successfully complete all examinations as required for the  
23 specified class.

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1 C. Except as provided in subsection E of Section 6-101 of this  
2 title, any person holding a valid Oklahoma Class A, B or C  
3 commercial license shall, upon time for renewal thereof, be entitled  
4 to a Class D license without any type of testing or examination,  
5 except for any endorsements thereon as otherwise provided for by  
6 Section 6-110.1 of this title.

7 D. ~~Any~~ Under the direction of the Department of Public Safety,  
8 any certified driver education instructor may administer the written  
9 portion of the Oklahoma driving examination as required for a driver  
10 education course or Class D license. The required driving skills  
11 portion of the Oklahoma driving examination may be given by such  
12 certified driver education instructor to a student who has  
13 successfully completed one of the following:

14 1. A prescribed secondary school driver education course, as  
15 provided in Sections 19-113 through 19-123 of Title 70 of the  
16 Oklahoma Statutes;

17 2. A driver education course, certified by the Department of  
18 Public Safety, from a parochial, private or other nonpublic  
19 secondary school; or

20 3. A commercial driver training course, as defined by Sections  
21 801 through 808 of this title.

22 SECTION 2. This act shall become effective November 1, 2008.

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24 51-2-9324 GRS 01/09/08