

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 1883 By: Leftwich of the Senate
3 and
4 Tibbs of the House
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8 (motor vehicles - wreckers - unlicensed operators -
9 effective date -
10 emergency)

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13 AMENDMENT NO. 1. Strike the stricken title, enacting clause and
14 entire bill and insert

15 "An Act relating to motor vehicles; amending 47 O.S.
16 2001, Section 954, which relates to enforcement of
17 wrecker operators; clarifying authority to enforce
18 certain provisions; allowing detention and arrest of
19 unlicensed operators by peace officers; requiring
certain persons to establish authority and valid
license upon stop by peace officer; providing for
penalty; providing an effective date; and declaring
an emergency.

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

23 SECTION 1. AMENDATORY 47 O.S. 2001, Section 954, is
24 amended to read as follows:

1 Section 954. A. The Department of Public Safety shall be
2 charged with the duty of enforcing the provisions of Section 951 et
3 seq. of this title for licensed wreckers and towing services
4 operating in this state. ~~Its duly appointed officers and duly~~

5 B. Duly appointed peace officers of the political subdivisions
6 of this state shall have authority to ~~make arrests for violations of~~
7 detain and arrest any person operating a wrecker or tow truck
8 without a valid license issued pursuant to the provisions of Section
9 951 et seq. of this title. Such officers, upon reasonable belief
10 that any wrecker or tow truck is being operated ~~in violation of any~~
11 ~~provision of~~ without proper authority or without a valid license
12 issued pursuant to Section 951 et seq. of this title, shall be
13 authorized to require the operator thereof to stop and exhibit such
14 documentation as may be required to establish his or her authority
15 to tow or transport another vehicle or to prove possession of a
16 valid wrecker or tow service license issued in this state. Any
17 person convicted of operating a wrecker or tow truck in this state
18 without a license shall be punished as provided in Section 958 of
19 this title.

20 SECTION 2. This act shall become effective July 1, 2010.

21 SECTION 3. It being immediately necessary for the preservation
22 of the public peace, health and safety, an emergency is hereby
23 declared to exist, by reason whereof this act shall take effect and
24 be in full force from and after its passage and approval."

1 Passed the House of Representatives the 13th day of April, 2010.

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4 Presiding Officer of the House of
Representatives
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6 Passed the Senate the ____ day of _____, 2010.

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9 Presiding Officer of the Senate
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