

1 ENGROSSED SENATE AMENDMENT
TO
2 ENGROSSED HOUSE
BILL NO. 2264

By: Christian of the House

and

Russell of the Senate

3
4
5
6
7
8 An Act relating to motor vehicles; making certain
acts unlawful; * * * * deleting length limitation for
9 saddlemount tow combinations; * * * * clarifying
scope of certain prohibited acts; * * * * levying
10 certain fee on motorcycles; * * * * providing for
transfer of collected revenue to the Motorcycle
11 Safety and Education Program Revolving Fund;
requiring collection and payment of fee as
12 prerequisite to licensing or registration of
motorcycle; providing for codification; and providing
13 an effective date.

14
15 AMENDMENT NO. 1. Page 1, strike the title, enacting clause
and entire bill and insert

16
17 "An Act relating to motor vehicles; amending 47 O.S.
2001, Section 40-122, as amended by Section 2, Chapter
18 472, O.S.L. 2002 (47 O.S. Supp. 2008, Section 40-122),
which relates to the Advisory Committee for Motorcycle
19 Safety and Education; modifying membership; creating
motorcycle registration fee; providing for collection
20 and deposit; providing for codification; and providing
an effective date.

21
22 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
23
24

1 SECTION 1. AMENDATORY 47 O.S. 2001, Section 40-122, as
2 amended by Section 2, Chapter 472, O.S.L. 2002 (47 O.S. Supp. 2008,
3 Section 40-122), is amended to read as follows:

4 Section 40-122. A. There is hereby created the Advisory
5 Committee for Motorcycle Safety and Education which shall be
6 comprised of the Administrator, who shall serve as chair of the
7 Committee and shall be a nonvoting member, and seven (7) voting
8 members, six of whom shall be appointed by the Commissioner of
9 Public Safety and one of whom shall be appointed by the Insurance
10 Commissioner. One member shall be a certified instructor of
11 motorcycle safety and education; ~~one member~~ three members shall be a
12 licensed and safety course certified motorcycle ~~operator/owner~~; ~~one~~
13 ~~member shall be an employee of the Department of Public Safety~~; ~~one~~
14 ~~member shall represent the interests of district court and municipal~~
15 ~~judges that hear cases pertaining to traffic laws~~ operators/owners;
16 one member shall represent private sector motorcycle rider education
17 schools; one member shall be a representative of the Oklahoma
18 Highway Safety Office; and the member appointed by the Insurance
19 Commissioner shall be an employee of the Insurance Commissioner's
20 office. Members shall serve at the pleasure of the appointing
21 authority.

22 B. The Committee shall meet at the call of the Administrator or
23 the Commissioner. A vice-chair shall be elected by the Committee
24 from among its members. The vice-chair shall act as chair of the

1 Committee only in the absence of the Administrator at officially
2 called meetings of the Committee.

3 C. The Committee shall advise and assist the Commissioner in
4 the development, administration and operation of the Motorcycle
5 Safety and Education Program and the setting of goals, objectives
6 and priorities for the Program.

7 D. The provisions of this section shall not be construed to
8 authorize the creation of any additional salaried position within
9 the Department of Public Safety.

10 E. Members of the Committee who are not state employees shall
11 receive no compensation from the state for serving on the Committee.
12 All members of the Committee shall be entitled to reimbursement for
13 any actual and necessary traveling expenses pursuant to the State
14 Travel Reimbursement Act.

15 SECTION 2. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1132.6 of Title 47, unless there
17 is created a duplication in numbering, reads as follows:

18 A. In addition to other vehicle registration fees specified by
19 law, there is levied and there shall be paid to the Oklahoma Tax
20 Commission a fee of Five Dollars (\$5.00) upon every motorcycle
21 registered pursuant to Section 1132 of Title 47 of the Oklahoma
22 Statutes for use on roads and highways. The fee shall accrue and
23 shall be collectible upon each motorcycle registered for use on
24 roads and highways under the same circumstances and shall be payable

1 in the same manner and times as apply to the registration of
2 motorcycles for use on roads and highways under the provisions of
3 the Oklahoma Vehicle License and Registration Act; provided, the fee
4 shall be paid in full for the then current year at the time any
5 vehicle is first registered in a calendar year.

6 B. Revenue from the fee levied in subsection A of this section
7 shall be transferred each month to the Department of Public Safety
8 for deposit in the Motorcycle Safety and Education Program Revolving
9 Fund created pursuant to Section 40-123 of Title 47 of the Oklahoma
10 Statutes.

11 C. The collection and payment of the fee specified in this
12 section shall be a prerequisite to licensing or registration of any
13 motorcycle.

14 SECTION 3. This act shall become effective November 1, 2009."

15 Passed the Senate the 16th day of April, 2009.

16

17

Presiding Officer of the Senate

18

19 Passed the House of Representatives the ____ day of _____,

20 2009.

21

22

Presiding Officer of the House
of Representatives

23

24