

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 2300

6 By: Laster

7 COMMITTEE SUBSTITUTE

8 An Act relating to motor vehicles; prohibiting
9 issuance of driver license in certain circumstances;
10 prohibiting issuance of motor vehicle registration in
11 certain circumstances; amending Section 11, Chapter
12 354, O.S.L. 2004 (47 O.S. Supp. 2009, Section
13 1143.2), which relates to duties of motor license
14 agents; adding certain duty and function for motor
15 license agents; providing for codification; and
16 providing an effective date.

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

18 SECTION 1. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 6-106a of Title 47, unless there
20 is created a duplication in numbering, reads as follows:

21 No person shall be allowed to obtain or renew a driver license
22 or identification card pursuant to Section 6-106 and 6-115 of Title
23 47 of the Oklahoma Statutes, if there exists an outstanding warrant
24 for the person from an Oklahoma state or municipal court and the
warrant has been reported to the Department of Public Safety
pursuant to Section 1143.2 of Title 47 of the Oklahoma Statutes.

1 SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 1112a of Title 47, unless there
3 is created a duplication in numbering, reads as follows:

4 No person shall be allowed to obtain or renew a motor vehicle
5 registration pursuant to the Oklahoma Vehicle License and
6 Registration Act if there exists an outstanding warrant for the
7 person from an Oklahoma state or municipal court and the warrant has
8 been reported to the Department of Public Safety pursuant to Section
9 1143.2 of Title 47 of the Oklahoma Statute.

10 SECTION 3. AMENDATORY Section 11, Chapter 354, O.S.L.
11 2004 (47 O.S. Supp. 2009, Section 1143.2), is amended to read as
12 follows:

13 Section 1143.2 A. In addition to the duties and functions
14 authorized to be performed by motor license agents pursuant to the
15 provisions of the Oklahoma Vehicle License and Registration Act, the
16 Oklahoma Tax Commission is authorized to utilize motor license
17 agents to perform the following duties:

18 1. Process, receive, and issue permits, licenses, and
19 registration relating to any tax which is payable to, collectible
20 by, or administered by the Tax Commission;

21 2. Accept documents, reports, or returns required to be filed
22 with the Tax Commission and accept payment of remittances required
23 to be made to the Tax Commission as provided by the tax laws of this
24 state;

1 3. Provide information regarding the status of any permit or
2 license issued by the Tax Commission, or the franchise tax status of
3 any corporation, upon written request and subject to the provisions
4 of Section 205 of Title 68 of the Oklahoma Statutes and any other
5 provision of law relating to the confidentiality of records or
6 information; and

7 4. Perform any other duties specified by the Tax Commission
8 relating to the enforcement or administration of any state tax law.

9 B. In addition to the duties and functions authorized to be
10 performed by motor license agents pursuant to the provisions of the
11 Oklahoma Vehicle License and Registration Act, the Department of
12 Public Safety and any municipality shall be authorized to utilize
13 motor license agents to perform the following duties:

14 1. Before issuing an initial or renewal of a motor vehicle
15 registration, as required by the Oklahoma Vehicle and License
16 Registration Act or issuing an initial or renewal driver license or
17 identification card pursuant to Section 6-106 and 6-115 of this
18 title, the motor license agent shall refer to the Department of
19 Public Safety database to determine if the applicant is the subject
20 of an outstanding warrant. The Department shall make the
21 information regarding outstanding warrants available electronically
22 to all motor license agents;

23 2. Direct an applicant who applies for an initial or renewal of
24 a motor vehicle registration or who applies for an initial or

1 renewal driver license or identification card to continue the
2 application process with the Department whenever a motor license
3 agent receives information from the Department that an outstanding
4 warrant has been issued for the applicant; and

5 3. The Department shall notify the applicant of the procedures
6 for satisfying the arrest warrant or warrants when such applicant
7 appears in person at the Department. If proof satisfactory to the
8 Department is provided to the Department that the arrest warrant has
9 been recalled or satisfied, the Department shall certify in writing
10 that the application may proceed.

11 C. Any permit, license, or registration issued by a motor
12 license agent, and any document, report, return, or remittance
13 accepted by a motor license agent, pursuant to the provisions of
14 subsection A of this section, shall be deemed on the date of such
15 issuance or acceptance to have been issued or accepted by the Tax
16 Commission.

17 ~~C.~~ D. In addition to the amounts authorized to be retained by
18 motor license agents pursuant to the provisions of Section 1141.1 of
19 Title 47 of the Oklahoma Statutes, motor license agents shall be
20 entitled to charge and receive fees for duties performed pursuant to
21 the provisions of this section as provided by law.

22 SECTION 4. This act shall become effective November 1, 2010.

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