

THE HOUSE OF REPRESENTATIVES
Monday, February 23, 2009

House Bill No. 2252

HOUSE BILL NO. 2252 - By: TERRILL AND CHRISTIAN of the House.

An Act relating to motor vehicles; amending 47 O.S. 2001, Section 6-110, as last amended by Section 2, Chapter 394, O.S.L. 2005 (47 O.S. Supp. 2008, Section 6-110), which relates to driver license examinations; deleting certain alternative method for driver license testing; and providing an effective date.

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

1 SECTION 1. AMENDATORY 47 O.S. 2001, Section 6-110, as last amended by
2 Section 2, Chapter 394, O.S.L. 2005 (47 O.S. Supp. 2008, Section 6-110), is amended to
3 read as follows:

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

- 9 a. eyesight,
- 10 b. ability to read and understand highway signs regulating, warning and
11 directing traffic,
- 12 c. knowledge of the traffic laws of this state, and

1 d. ability, by actual demonstration, to exercise ordinary and reasonable
2 control in the operation of a motor vehicle. The actual demonstration
3 shall be conducted in the type of motor vehicle for the class of driver
4 license being applied for.

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

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

13 3. All applicants requiring a hazardous materials endorsement shall be required,
14 for the renewal of the endorsement, to successfully complete the examination and to
15 submit to a security threat assessment performed by the Transportation Security
16 Administration of the Department of Homeland Security as required by and pursuant to
17 49 C.F.R., Part 1572, which shall be used to determine whether the applicant is eligible
18 for renewal of the endorsement pursuant to federal law and regulation.

19 4. The Department of Public Safety shall give the complete examination as
20 provided for in this section within thirty (30) days from the date the application is
21 received, and the examination shall be given at a location within one hundred (100) miles
22 of the residence of the applicant. The Department shall make every effort to make the

1 examination locations and times convenient for applicants. The Department shall
2 consider giving the examination at various school sites if the district board of education
3 for the district in which the site is located agrees and if economically feasible and
4 practicable.

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

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

13 C. Except as provided in subsection E of Section 6-101 of this title, any person
14 holding a valid Oklahoma Class A, B or C commercial license shall, upon time for
15 renewal thereof, be entitled to a Class D license without any type of testing or
16 examination, except for any endorsements thereon as otherwise provided for by Section
17 6-110.1 of this title.

18 D. Any certified driver education instructor may administer the written portion of
19 the Oklahoma driving examination as required for a driver education course.

20 SECTION 2. This act shall become effective November 1, 2009.

21 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02-19-09 - DO
22 PASS, As Coauthored.