

EHB 1092

1 THE STATE SENATE
2 Thursday, April 2, 2009

3 ENGROSSED

4 House Bill No. 1092

5 ENGROSSED HOUSE BILL NO. 1092 - By: Trebilcock, Faught, Reynolds,
6 Osborn, Roan, Shumate, Hilliard, Peterson, McMullen, Sherrer,
7 Renegar, Dorman, Dank, Denney, Inman, Martin (Scott), McDaniel
8 (Jeannie), Bailey, Martin (Steve), Hoskin, Kern and Sears of the
9 House and Bingman of the Senate.

10 An Act relating to motor vehicles; amending 47 O.S. 2001,
11 Section 6-115, as last amended by Section 3, Chapter 294,
12 O.S.L. 2006 (47 O.S. Supp. 2008, Section 6-115), which
13 relates to the expiration and renewal of driver licenses;
14 authorizing use of certain driver licenses as a valid form
15 of identification; and providing an effective date.

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

17 SECTION 1. AMENDATORY 47 O.S. 2001, Section 6-115, as
18 last amended by Section 3, Chapter 294, O.S.L. 2006 (47 O.S. Supp.
19 2008, Section 6-115), is amended to read as follows:

20 Section 6-115. A. Except as otherwise provided in this
21 section, every driver license shall be issued for a period of no
22 more than four (4) years; provided, if the applicant or licensee is
23 an alien, the license shall be issued for a period which does not
24 exceed the lesser of:

- 25 1. Four (4) years; or
- 26 2. The expiration date on the valid documentation authorizing
27 the presence of the applicant or licensee in the United States, as

1 required by paragraph 9 of subsection A of Section 6-103 of this
2 title.

3 B. Except as otherwise provided in this section, the expiration
4 date of an initial license shall be no more than four (4) years from
5 the last day of the month of issuance or no more than four (4) years
6 from the last day of the birth month of the applicant immediately
7 preceding the date of issuance, if requested by the applicant.

8 C. Except as otherwise provided in this section, the expiration
9 date of a renewal license shall be no more than four (4) years from
10 the last day of the month of expiration of the previous license or
11 no more than four (4) years from the last day of the birth month of
12 the licensee immediately preceding the expiration date of the
13 previous license, if requested by the licensee.

14 D. Notwithstanding the provisions of subsection E of Section
15 1550.42 of Title 21 of the Oklahoma Statutes, any Oklahoma driver
16 license that is not more than thirty (30) days past the date of
17 expiration provided on the driver license shall be presumed to be a
18 valid form of identification for the purposes of renewing an
19 Oklahoma driver license.

20 E. Except as otherwise provided in this section, every driver
21 license shall be renewable by the licensee upon application to
22 either the Department of Public Safety or a motor license agent,
23 furnishing both primary and secondary proofs of identity, the

1 current mailing address of the person and payment of the required
2 fee, if the person is otherwise eligible for renewal. If the
3 licensee is an alien, the licensee shall appear before a driver
4 license examiner of the Department and, after furnishing primary and
5 secondary proofs of identity as required in this section, shall be
6 issued a renewal driver license for a period which does not exceed
7 the lesser of:

8 1. Four (4) years; or

9 2. The expiration date on the valid documentation authorizing
10 the presence of the applicant or licensee in the United States, as
11 required by paragraph 9 of subsection A of Section 6-103 of this
12 title.

13 ~~E.~~ F. All applicants for renewals of driver licenses who have
14 proven collision records or apparent physical defects may be
15 required to take an examination as specified by the Commissioner of
16 Public Safety.

17 ~~F.~~ G. When a person makes application for a driver license, or
18 makes application to renew a driver license, and the person has been
19 convicted of, or received a deferred judgment for, any offense
20 required to register pursuant to the Sex Offenders Registration Act,
21 the driver license shall be valid for a period of one (1) year from
22 the month of issuance, but may be renewed yearly during the time the
23 person is registered on the Sex Offender Registry. The cost for

1 such license shall be the same as for other driver licenses and
2 renewals.

3 ~~G.~~ H. The Department of Public Safety shall promulgate rules
4 prescribing forms of primary and secondary identification acceptable
5 for the renewal of an Oklahoma driver license.

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

7 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY & HOMELAND SECURITY,
8 dated 3-31-09 - DO PASS, As Coauthored.