

THE STATE SENATE  
Monday, April 6, 2009

Committee Substitute for  
ENGROSSED

House Bill No. 2264

COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 2264 - By:  
Christian of the House and Russell of the Senate.

[ motor vehicles - Advisory Committee for Motorcycle Safety  
and Education - Motorcycle Safety and Education Program  
Revolving Fund - codification - effective date ]

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

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

Section 40-122. A. There is hereby created the Advisory  
Committee for Motorcycle Safety and Education which shall be  
comprised of the Administrator, who shall serve as chair of the  
Committee and shall be a nonvoting member, and seven (7) voting  
members, six of whom shall be appointed by the Commissioner of  
Public Safety and one of whom shall be appointed by the Insurance  
Commissioner. One member shall be a certified instructor of  
motorcycle safety and education; ~~one member~~ three members shall be a  
licensed and safety course certified motorcycle ~~operator/owner~~; ~~one~~  
~~member shall be an employee of the Department of Public Safety~~; ~~one~~  
~~member shall represent the interests of district court and municipal~~

1 ~~judges that hear cases pertaining to traffic laws~~ operators/owners;  
2 one member shall represent private sector motorcycle rider education  
3 schools; one member shall be a representative of the Oklahoma  
4 Highway Safety Office; and the member appointed by the Insurance  
5 Commissioner shall be an employee of the Insurance Commissioner's  
6 office. Members shall serve at the pleasure of the appointing  
7 authority.

8 B. The Committee shall meet at the call of the Administrator or  
9 the Commissioner. A vice-chair shall be elected by the Committee  
10 from among its members. The vice-chair shall act as chair of the  
11 Committee only in the absence of the Administrator at officially  
12 called meetings of the Committee.

13 C. The Committee shall advise and assist the Commissioner in  
14 the development, administration and operation of the Motorcycle  
15 Safety and Education Program and the setting of goals, objectives  
16 and priorities for the Program.

17 D. The provisions of this section shall not be construed to  
18 authorize the creation of any additional salaried position within  
19 the Department of Public Safety.

20 E. Members of the Committee who are not state employees shall  
21 receive no compensation from the state for serving on the Committee.  
22 All members of the Committee shall be entitled to reimbursement for

1 any actual and necessary traveling expenses pursuant to the State  
2 Travel Reimbursement Act.

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

6 A. In addition to other vehicle registration fees specified by  
7 law, there is levied and there shall be paid to the Oklahoma Tax  
8 Commission a fee of Five Dollars (\$5.00) upon every motorcycle  
9 registered pursuant to Section 1132 of Title 47 of the Oklahoma  
10 Statutes for use on roads and highways. The fee shall accrue and  
11 shall be collectible upon each motorcycle registered for use on  
12 roads and highways under the same circumstances and shall be payable  
13 in the same manner and times as apply to the registration of  
14 motorcycles for use on roads and highways under the provisions of  
15 the Oklahoma Vehicle License and Registration Act; provided, the fee  
16 shall be paid in full for the then current year at the time any  
17 vehicle is first registered in a calendar year.

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

1 C. The collection and payment of the fee specified in this  
2 section shall be a prerequisite to licensing or registration of any  
3 motorcycle.

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

5 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 4-1-09 - DO  
6 PASS, As Amended.