

EHB 3381

THE STATE SENATE
Monday, March 29, 2010

ENGROSSED

House Bill No. 3381

As Amended

ENGROSSED HOUSE BILL NO. 3381 - By: Terrill and Duncan of the House
and Sykes and Crain of the Senate.

**[motor vehicles - penalty for altering certain designation
on driver license or identification card - effective date]**

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

SECTION 1. AMENDATORY 47 O.S. 2001, Section 6-301, as
last amended by Section 8, Chapter 149, O.S.L. 2004 (47 O.S. Supp.
2009, Section 6-301), is amended to read as follows:

Section 6-301. It shall be unlawful for any person to commit
any of the acts specified in paragraph 1 or 2 of this section in
relation to an Oklahoma driver license or identification card
authorized to be issued by the Department of Public Safety pursuant
to the provisions of Sections 6-101 through 6-309 of this title or
any driver license or other evidence of driving privilege or
identification card authorized to be issued by the state of origin.

1. It is a misdemeanor for any licensee:

- a. to display or cause or permit to be displayed one's
own license after such license has been suspended,
revoked or canceled or to possess one's own license

1 after having received notice of its suspension,
2 revocation, or cancellation,
3 b. to lend one's own license or identification card to
4 any other person or knowingly permit the use thereof
5 by another,
6 c. to display or cause or permit to be displayed or to
7 possess a license or identification card issued to
8 oneself which bears altered information concerning the
9 date of birth, expiration date, sex, height, eye
10 color, weight or license or card number,
11 d. to fail or refuse to surrender to the Department upon
12 its lawful demand any license or identification card
13 which has been suspended, revoked or canceled,
14 e. to permit any unlawful use of a license or
15 identification card issued to oneself,
16 f. to do any act forbidden or fail to perform any act
17 required by this chapter, excepting those acts as
18 provided in paragraph 2 of this section,
19 g. to display or represent as one's own, any license or
20 identification card not issued to such person, unless
21 under conditions provided in subparagraph e of
22 paragraph 2 of this section, or

- 1 h. to add to, delete from, alter, or deface the required
2 information on a driver license or identification
3 card.
- 4 2. It is a felony for any person:
- 5 a. to create, publish or otherwise manufacture an
6 Oklahoma or other state license or identification card
7 or facsimile thereof, or to create, manufacture or
8 possess an engraved plate or other such device, card,
9 laminate, digital image or file, or software for the
10 printing of an Oklahoma or other state license or
11 identification card or facsimile thereof, except as
12 authorized pursuant to this title,
- 13 b. to display or cause or permit to be displayed or to
14 knowingly possess any state counterfeit or fictitious
15 license or identification card,
- 16 c. to display or cause to be displayed or to knowingly
17 possess any state license or identification card
18 bearing a fictitious or forged name or signature,
- 19 d. to display or cause to be displayed or to knowingly
20 possess any state license or identification card
21 bearing the photograph of any person, other than the
22 person named thereon as licensee,

- 1 e. to display or represent as one's own, any license or
2 identification card not issued to ~~him~~ the person, for
3 the purpose of committing a fraud in any commercial
4 transaction or to mislead a peace officer in the
5 performance of ~~his~~ the duties of the peace officer, or
6 f. to use a false or fictitious name in any application
7 for a license or identification card or to knowingly
8 make a false statement or to knowingly conceal a
9 material fact or otherwise commit a fraud in any such
10 application, or
11 g. to delete from, alter, or deface the required "Sex
12 Offender" designation on a driver license or
13 identification card that has been issued to a person
14 pursuant to the provisions of subsection D of Section
15 6-111 of this title.

16 3. It is a felony for any employee or person authorized to
17 issue or approve the issuance of licenses or identification cards
18 under this title to knowingly issue or attempt to issue a license or
19 identification card or to knowingly give approval for, cause, or
20 attempt to cause a license or identification card to be issued:

- 21 a. to a person not entitled thereto,
22 b. bearing erroneous information thereon, or

1 section. Upon termination of such investigation or operation or
2 upon request of the Commissioner, the chief administrator shall
3 forthwith cause such license to be returned to the Commissioner.

4 SECTION 2. This act shall become effective November 1, 2010.

5 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 3-24-10 - DO
6 PASS, As Amended and Coauthored.