

3 Senate Bill No. 1670

4 SENATE BILL NO. 1670 - By: Bass of the Senate and Sullivan of the  
5 House.

6 An Act relating to motor vehicles; amending 47 O.S. 2001,  
7 Section 40-122, as amended by Section 2, Chapter 472, O.S.L.  
8 2002 (47 O.S. Supp. 2009, Section 40-122), which relates to  
9 the Advisory Committee for Motorcycle Safety and Education;  
10 modifying qualifications for certain members of Committee;  
11 requiring appointments by certain date; and declaring an  
12 emergency.

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

14 SECTION 1. AMENDATORY 47 O.S. 2001, Section 40-122, as  
15 amended by Section 2, Chapter 472, O.S.L. 2002 (47 O.S. Supp. 2009,  
16 Section 40-122), is amended to read as follows:

17 Section 40-122. A. There is hereby created the Advisory  
18 Committee for Motorcycle Safety and Education which shall be  
19 comprised of the Administrator of the Motorcycle Safety and  
20 Education Program in the Department of Public Safety, who shall  
21 serve as chair of the Committee and shall be a nonvoting member, and  
22 seven (7) voting members, six of whom shall be appointed by the  
23 Commissioner of Public Safety and one of whom shall be appointed by  
24 the Insurance Commissioner. One member shall be a certified  
25 instructor of motorcycle safety and education; ~~one member~~ three  
26 members shall be a licensed and safety course certified motorcycle  
27 ~~operator/owner; one member shall be an employee of the Department of~~

1 ~~Public Safety; one member shall represent the interests of district~~  
2 ~~court and municipal judges that hear cases pertaining to traffic~~  
3 ~~laws~~ operators/owners; one member shall represent private sector  
4 motorcycle rider education schools; one member shall be a  
5 representative of the Oklahoma Highway Safety Office; and the member  
6 appointed by the Insurance Commissioner shall be an employee of the  
7 Insurance Commissioner's office. Members shall serve at the  
8 pleasure of the appointing authority, except as provided in  
9 subsection B of this section.

10 B. By January 1, 2011, the Commissioner of Public Safety shall  
11 appoint three of the members of the Advisory Committee for  
12 Motorcycle Safety and Education in accordance with the requirements  
13 as modified in subsection A of this section upon the effective date  
14 of this act. Once appointed all members shall serve at the pleasure  
15 of the appointing authority.

16 C. The Committee shall meet at the call of the Administrator or  
17 the Commissioner. A vice-chair shall be elected by the Committee  
18 from among its members. The vice-chair shall act as chair of the  
19 Committee only in the absence of the Administrator at officially  
20 called meetings of the Committee.

21 ~~C.~~ D. The Committee shall advise and assist the Commissioner in  
22 the development, administration and operation of the Motorcycle

1 Safety and Education Program and the setting of goals, objectives  
2 and priorities for the Program.

3 ~~D.~~ E. The provisions of this section shall not be construed to  
4 authorize the creation of any additional salaried position within  
5 the Department of Public Safety.

6 ~~E.~~ F. Members of the Committee who are not state employees  
7 shall receive no compensation from the state for serving on the  
8 Committee. All members of the Committee shall be entitled to  
9 reimbursement for any actual and necessary traveling expenses  
10 pursuant to the State Travel Reimbursement Act.

11 SECTION 2. It being immediately necessary for the preservation  
12 of the public peace, health and safety, an emergency is hereby  
13 declared to exist, by reason whereof this act shall take effect and  
14 be in full force from and after its passage and approval.

15 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY & HOMELAND SECURITY,  
16 dated 2-16-10 - DO PASS, As Coauthored.