

CS for SB 2300

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THE STATE SENATE
Monday, February 22, 2010

Committee Substitute for
Senate Bill No. 2300

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 2300 - By: Laster of the Senate and Terrill of the House.

[motor vehicles - driver license - motor vehicle registration - codification - effective date]

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 6-106a of Title 47, unless there is created a duplication in numbering, reads as follows:

No person shall be allowed to obtain or renew a driver license or identification card pursuant to Section 6-106 and 6-115 of Title 47 of the Oklahoma Statutes, if there exists an outstanding warrant for the person from an Oklahoma state or municipal court and the warrant has been reported to the Department of Public Safety pursuant to Section 1143.2 of Title 47 of the Oklahoma Statutes.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1112a of Title 47, unless there is created a duplication in numbering, reads as follows:

No person shall be allowed to obtain or renew a motor vehicle registration pursuant to the Oklahoma Vehicle License and Registration Act if there exists an outstanding warrant for the

1 person from an Oklahoma state or municipal court and the warrant has
2 been reported to the Department of Public Safety pursuant to Section
3 1143.2 of Title 47 of the Oklahoma Statute.

4 SECTION 3. AMENDATORY Section 11, Chapter 354, O.S.L.
5 2004 (47 O.S. Supp. 2009, Section 1143.2), is amended to read as
6 follows:

7 Section 1143.2 A. In addition to the duties and functions
8 authorized to be performed by motor license agents pursuant to the
9 provisions of the Oklahoma Vehicle License and Registration Act, the
10 Oklahoma Tax Commission is authorized to utilize motor license
11 agents to perform the following duties:

12 1. Process, receive, and issue permits, licenses, and
13 registration relating to any tax which is payable to, collectible
14 by, or administered by the Tax Commission;

15 2. Accept documents, reports, or returns required to be filed
16 with the Tax Commission and accept payment of remittances required
17 to be made to the Tax Commission as provided by the tax laws of this
18 state;

19 3. Provide information regarding the status of any permit or
20 license issued by the Tax Commission, or the franchise tax status of
21 any corporation, upon written request and subject to the provisions
22 of Section 205 of Title 68 of the Oklahoma Statutes and any other

1 provision of law relating to the confidentiality of records or
2 information; and

3 4. Perform any other duties specified by the Tax Commission
4 relating to the enforcement or administration of any state tax law.

5 B. In addition to the duties and functions authorized to be
6 performed by motor license agents pursuant to the provisions of the
7 Oklahoma Vehicle License and Registration Act, the Department of
8 Public Safety and any municipality shall be authorized to utilize
9 motor license agents to perform the following duties:

10 1. Before issuing an initial or renewal of a motor vehicle
11 registration, as required by the Oklahoma Vehicle and License
12 Registration Act or issuing an initial or renewal driver license or
13 identification card pursuant to Section 6-106 and 6-115 of this
14 title, the motor license agent shall refer to the Department of
15 Public Safety database to determine if the applicant is the subject
16 of an outstanding warrant. The Department shall make the
17 information regarding outstanding warrants available electronically
18 to all motor license agents;

19 2. Direct an applicant who applies for an initial or renewal of
20 a motor vehicle registration or who applies for an initial or
21 renewal driver license or identification card to continue the
22 application process with the Department whenever a motor license

1 agent receives information from the Department that an outstanding
2 warrant has been issued for the applicant; and

3 3. The Department shall notify the applicant of the procedures
4 for satisfying the arrest warrant or warrants when such applicant
5 appears in person at the Department. If proof satisfactory to the
6 Department is provided to the Department that the arrest warrant has
7 been recalled or satisfied, the Department shall certify in writing
8 that the application may proceed.

9 C. Any permit, license, or registration issued by a motor
10 license agent, and any document, report, return, or remittance
11 accepted by a motor license agent, pursuant to the provisions of
12 subsection A of this section, shall be deemed on the date of such
13 issuance or acceptance to have been issued or accepted by the Tax
14 Commission.

15 ~~C.~~ D. In addition to the amounts authorized to be retained by
16 motor license agents pursuant to the provisions of Section 1141.1 of
17 Title 47 of the Oklahoma Statutes, motor license agents shall be
18 entitled to charge and receive fees for duties performed pursuant to
19 the provisions of this section as provided by law.

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

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