

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 SENATE BILL 1212

By: Brogdon

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6 AS INTRODUCED

7 An Act relating to motor vehicles; amending 47 O.S.
8 2001, Section 6-201, as last amended by Section 5,
9 Chapter 149, O.S.L. 2004 (47 O.S. Supp. 2008, Section
6-201), which relates to driver licenses; clarifying
reference; and providing an effective date.

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

13 SECTION 1. AMENDATORY 47 O.S. 2001, Section 6-201, as
14 last amended by Section 5, Chapter 149, O.S.L. 2004 (47 O.S. Supp.
15 2008, Section 6-201), is amended to read as follows:

16 Section 6-201. A. The Department of Public Safety is hereby
17 authorized to cancel or deny any person's driving privilege upon
18 determining that the person:

19 1. Is not entitled to a driver license or identification card
20 issued to the person; or

21 2. Failed to give the required or correct information in the
22 application.

23 Upon such cancellation or denial, the person to whom the license or
24 card was issued shall surrender the license or card so canceled to

1 the Department of Public Safety. The person may apply for a valid
2 driver license or identification card, if the person is otherwise
3 eligible. Any person whose driving privilege is canceled or denied
4 under the provisions of this subsection shall have the right to an
5 appeal as provided in Section 6-211 of this title.

6 B. Upon determination by the Department that any person:

7 1. Used fraudulent information to apply for or obtain a driver
8 license or identification card;

9 2. Committed or aided another person in the commission of any
10 act provided in subparagraph b, c, e, g, or h of paragraph 1 of
11 Section 6-301 of this title; or

12 3. Committed or aided another person in the commission of any
13 act provided in subparagraph a, b, c, d, e, or f of paragraph 2 of
14 Section 6-301 of this title, the Department shall revoke the
15 person's driving privilege for a period of sixty (60) days for a
16 first determination. For a second or subsequent determination by
17 the Department under paragraph 1, 2 or 3 of this subsection, the
18 person's driving privilege shall be revoked for a period of six (6)
19 months. Such periods shall not be subject to modification. Upon
20 such revocation, the person to whom the license or card was issued
21 shall surrender the license or card to the Department. The person
22 may apply for a valid identification card, if the person is
23 otherwise eligible.

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1 C. A determination, as provided for in subsection B of this
2 section, shall include:

3 1. A conviction in any court, when the conviction becomes
4 final; or

5 2. The findings of an investigation by the Driver License Fraud
6 Unit of the Oklahoma Highway Patrol Division of the Department of
7 Public Safety.

8 D. Any person whose driving privilege is revoked under the
9 provisions of subsection B of this section may be required to
10 obtain a release from the Driver License Fraud Unit of the
11 Department before being considered for reinstatement of driving
12 privileges.

13 E. Any person whose driving privilege is revoked under the
14 provisions of subsection B of this section shall have the right to
15 an appeal as provided in Section 6-211 of this title.

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

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