

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1213

By: Brogdon

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5
6 AS INTRODUCED

7 An Act relating to motor vehicles; amending 47 O.S.
8 2001, Section 6-110.2, as last amended by Section 6,
9 Chapter 159, O.S.L. 2008 (47 O.S. Supp. 2008, Section
10 6-110.2), which relates to driver licenses;
11 clarifying reference; and providing an effective
12 date.

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

14 SECTION 1. AMENDATORY 47 O.S. 2001, Section 6-110.2, as
15 last amended by Section 6, Chapter 159, O.S.L. 2008 (47 O.S. Supp.
16 2008, Section 6-110.2), is amended to read as follows:

17 Section 6-110.2 A. The Department of Public Safety shall
18 implement a procedure for computerized finger imaging by means of an
19 inkless finger image scanning device and shall require every
20 applicant for an original, renewal or replacement driver license or
21 identification card to submit to finger imaging for the purposes of
22 proof of identity and to ensure the security of the driver license
23 or identification card issued to the applicant.

1 B. No unemancipated person under eighteen (18) years of age
2 shall be issued a driver license or identification card by the
3 Department of Public Safety unless an authorization form, prescribed
4 and furnished by the Department, authorizing the finger imaging of
5 the person and signed by the legal custodial parent, legal guardian,
6 or legal custodian of the person, is in the possession of the
7 Department.

8 C. No law enforcement agency of the state or federal government
9 other than the Department of Public Safety shall have access to any
10 information collected through the use of computerized finger imaging
11 without first obtaining a court order from a judge of competent
12 jurisdiction. Each application for an order authorizing the access
13 to any information collected through the use of computerized finger
14 imaging shall be made in writing upon oath or affirmation to a judge
15 of competent jurisdiction. Each application shall establish
16 probable cause for belief that a named individual is committing, has
17 committed or is about to commit a particular violation of law.

18 D. The Commissioner of Public Safety shall adopt rules as may
19 be necessary to carry out the provisions of this section.

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

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