

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 SENATE BILL 1883

By: Leftwich

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6 AS INTRODUCED

7 An Act relating to motor vehicles; amending 47 O.S.
8 2001, Section 954, which relates to enforcement of
9 wreckers; clarifying authority to enforce certain
10 provisions; allowing detention and arrest of
11 unlicensed operators by peace officers; requiring
certain persons to establish authority and valid
license upon stop by peace officer; providing for
penalty; providing an effective date; and declaring
an emergency.

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

15 SECTION 1. AMENDATORY 47 O.S. 2001, Section 954, is
16 amended to read as follows:

17 Section 954. A. The Department of Public Safety shall be
18 charged with the duty of enforcing the provisions of Section 951 et
19 seq. of this title for licensed wreckers and towing services
20 operating in this state. ~~Its duly appointed officers and duly~~

21 B. Duly appointed peace officers of the political subdivisions
22 of this state shall have authority to ~~make arrests for violations of~~
23 detain and arrest any person operating a wrecker or tow truck
24 without a valid license issued pursuant to the provisions of Section

1 951 et seq. of this title. Such officers, upon reasonable belief
2 that any wrecker or tow truck is being operated ~~in violation of any~~
3 ~~provision of~~ without proper authority or without a valid license
4 issued pursuant to Section 951 et seq. of this title, shall be
5 authorized to require the operator thereof to stop and exhibit such
6 documentation as may be required to establish his or her authority
7 to tow or transport another vehicle or to prove possession of a
8 valid wrecker or tow service license issued in this state. Any
9 person convicted of operating a wrecker or tow truck in this state
10 without a license shall be punished as provided in Section 958 of
11 this title.

12 SECTION 2. This act shall become effective July 1, 2010.

13 SECTION 3. It being immediately necessary for the preservation
14 of the public peace, health and safety, an emergency is hereby
15 declared to exist, by reason whereof this act shall take effect and
16 be in full force from and after its passage and approval.

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