

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL 953

By: Nichols

6
7 COMMITTEE SUBSTITUTE

8 [Department of Public Safety fees - reinstatement
9 fees - deposit - effective date - emergency]

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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 6-212, as
14 last amended by Section 18, Chapter 401, O.S.L. 2008 (47 O.S. Supp.
15 2010, Section 6-212), is amended to read as follows:

16 Section 6-212. A. The Department of Public Safety shall not
17 assess and collect multiple reinstatement fees when reinstating the
18 driving privilege of any person having more than one suspension or
19 revocation affecting the person's driving privilege at the time of
20 reinstatement.

21 B. The Department shall:

22 1. Suspend or revoke a person's driving privilege for each
23 basis as delineated within the Oklahoma Statutes; and
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1 2. Require any person having more than one suspension or
2 revocation affecting the person's driving privilege to meet the
3 statutory requirements for each action as a condition precedent to
4 the reinstatement of any driving privilege. Provided, however,
5 reinstatement fees shall not be cumulative, and a single
6 reinstatement fee, as provided for in subsection C of this section,
7 shall be paid for all suspensions or revocations as shown by the
8 Department's records at the time of reinstatement.

9 C. Whenever a person's privilege to operate a motor vehicle is
10 suspended or revoked pursuant to any provision as authorized by the
11 Oklahoma Statutes, the license or privilege to operate a motor
12 vehicle shall remain under suspension or revocation and shall not be
13 reinstated until:

14 1. The expiration of each such revocation or suspension order;

15 2. The person has paid to the Department:

16 a. if such privilege is suspended or revoked pursuant to
17 Section 1115.5 of Title 22 of the Oklahoma Statutes or
18 pursuant to any provisions of this title, except as
19 provided in subparagraph b of this paragraph, a
20 processing fee of Twenty-five Dollars (\$25.00) for
21 each such suspension or revocation as shown by the
22 Department's records, or

23 b. (1) if such privilege is suspended or revoked
24 pursuant to the provisions of Section 6-205, 6-

1 205.1, 7-608, 7-612, 753, 754 or 761 of this
2 title or pursuant to subsection A of Section 7-
3 605 of this title for a conviction for failure to
4 maintain the mandatory motor vehicle insurance
5 required by law or pursuant to subsection B of
6 Section 6-206 of this title for a suspension
7 other than for points accumulation, a processing
8 fee of Seventy-five Dollars (\$75.00) for each
9 such suspension or revocation as shown by the
10 Department's records, and a special assessment
11 trauma-care fee of Two Hundred Dollars (\$200.00)
12 to be deposited into the Trauma Care Assistance
13 Revolving Fund created in Section 1-2522 of Title
14 63 of the Oklahoma Statutes, for each suspension
15 or revocation as shown by the records of the
16 Department, and

17 (2) in addition to any other fees required by this
18 section, if such privilege is suspended or
19 revoked pursuant to an arrest on or after
20 November 1, 2008, under the provisions of
21 paragraph 2 or 6 of subsection A of Section 6-205
22 of this title or of Section 753, 754, or 761 of
23 this title, a fee of Fifteen Dollars (\$15.00),
24 which shall be apportioned pursuant to the

1 provisions of Section 3-460 of Title 43A of the
2 Oklahoma Statutes; and

3 3. The person has paid to the Department a single reinstatement
4 fee of:

5 a. beginning on July 1, 2011, through June 30, 2013,
6 Fifty Dollars (\$50.00), of which Twenty-five Dollars
7 (\$25.00) shall be deposited by the Commissioner to the
8 credit of the Department of Public Safety Revolving
9 Fund and, in addition to other purposes authorized by
10 law, the expenditures from that fund of monies derived
11 from the Twenty-five Dollars (\$25.00) pursuant to this
12 subparagraph shall be used to fund any Oklahoma
13 Highway Patrol Trooper Academy provided by the
14 Department. Any remaining funds shall be used for
15 operational expenses of the Oklahoma Highway Patrol,
16 and

17 b. beginning on July 1, 2013, and any year thereafter,
18 Twenty-five Dollars (\$25.00).

19 D. Effective July 1, 2002, and for each fiscal year thereafter:

20 1. Two Hundred Fifty Thousand Dollars (\$250,000.00) of all
21 monies collected each month pursuant to this section shall be
22 apportioned as provided in Section 1104 of this title, except as
23 otherwise provided in this section; and

1 2. Except as otherwise provided in this section, all other
2 monies collected in excess of Two Hundred Fifty Thousand Dollars
3 (\$250,000.00) each month shall be deposited in the General Revenue
4 Fund.

5 SECTION 2. This act shall become effective July 1, 2011.

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

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