

1 **SENATE FLOOR VERSION**

2 February 28, 2011

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 953

By: Nichols of the Senate

and

Billy of the House

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

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

14 SECTION 1. AMENDATORY 47 O.S. 2001, Section 6-212, as  
15 last amended by Section 18, Chapter 401, O.S.L. 2008 (47 O.S. Supp.  
16 2010, Section 6-212), is amended to read as follows:

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

22 B. The Department shall:

23 1. Suspend or revoke a person's driving privilege for each  
24 basis as delineated within the Oklahoma Statutes; and

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.

10 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-23-11 - DO  
11 PASS, As Amended and Coauthored.

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