

1 STATE OF OKLAHOMA

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

3 SENATE BILL 966

By: Brecheen

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5
6 AS INTRODUCED

7 An Act relating to provisional drivers licenses;
8 amending 47 O.S. 2001, Section 6-212, as last amended
9 by Section 18, Chapter 401, O.S.L. 2008 (47 O.S.
10 Supp. 2010, Section 6-212), which relates to
11 reinstatement of suspended or revoked driver
12 licenses; authorizing the Department of Public Safety
13 to enter certain agreements with persons to allow
14 limited driving privilege; requiring certain
15 payments; providing for rules and procedures; and
16 providing an effective date.

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

18 SECTION 1. AMENDATORY 47 O.S. 2001, Section 6-212, as
19 last amended by Section 18, Chapter 401, O.S.L. 2008 (47 O.S. Supp.
20 2010, Section 6-212), is amended to read as follows:

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

B. The Department shall:

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

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

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

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

17 2. The person has paid to the Department:

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

1 b. (1) if such privilege is suspended or revoked
2 pursuant to the provisions of Section 6-205, 6-
3 205.1, 7-608, 7-612, 753, 754 or 761 of this
4 title or pursuant to subsection A of Section 7-
5 605 of this title for a conviction for failure to
6 maintain the mandatory motor vehicle insurance
7 required by law or pursuant to subsection B of
8 Section 6-206 of this title for a suspension
9 other than for points accumulation, a processing
10 fee of Seventy-five Dollars (\$75.00) for each
11 such suspension or revocation as shown by the
12 Department's records, and a special assessment
13 trauma-care fee of Two Hundred Dollars (\$200.00)
14 to be deposited into the Trauma Care Assistance
15 Revolving Fund created in Section 1-2522 of Title
16 63 of the Oklahoma Statutes, for each suspension
17 or revocation as shown by the records of the
18 Department, and

19 (2) in addition to any other fees required by this
20 section, if such privilege is suspended or
21 revoked pursuant to an arrest on or after
22 November 1, 2008, under the provisions of
23 paragraph 2 or 6 of subsection A of Section 6-205
24 of this title or of Section 753, 754, or 761 of

1 this title, a fee of Fifteen Dollars (\$15.00),
2 which shall be apportioned pursuant to the
3 provisions of Section 3-460 of Title 43A of the
4 Oklahoma Statutes; and

5 3. The person has paid to the Department a single reinstatement
6 fee of Twenty-five Dollars (\$25.00).

7 The Department of Public Safety is hereby authorized to enter
8 into agreements with persons whose license to operate a motor
9 vehicle has been suspended or revoked, for issuance of provisional
10 licenses that would allow such persons to drive to their place of
11 employment, with the condition that such persons pay a minimum of
12 Twenty-five Dollars (\$25.00) per month toward the satisfaction of
13 all outstanding driver license reinstatement fees. The Department
14 shall develop rules and procedures to establish such a provisional
15 driver license program.

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

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

21 2. Except as otherwise provided in this section, all other
22 monies collected in excess of Two Hundred Fifty Thousand Dollars
23 (\$250,000.00) each month shall be deposited in the General Revenue
24 Fund.

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SECTION 2. This act shall become effective November 1, 2011.

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