

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL 2264

By: Christian of the House

and

6 Russell of the Senate

7
8
9 COMMITTEE SUBSTITUTE

10 [motor vehicles - Advisory Committee for Motorcycle
11 Safety and Education - Motorcycle Safety and
12 Education Program Revolving Fund - codification -
13 effective date].

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

16 SECTION 1. AMENDATORY 47 O.S. 2001, Section 40-122, as
17 amended by Section 2, Chapter 472, O.S.L. 2002 (47 O.S. Supp. 2008,
18 Section 40-122), is amended to read as follows:

19 Section 40-122. A. There is hereby created the Advisory
20 Committee for Motorcycle Safety and Education which shall be
21 comprised of the Administrator, who shall serve as chair of the
22 Committee and shall be a nonvoting member, and seven (7) voting
23 members, six of whom shall be appointed by the Commissioner of
24 Public Safety and one of whom shall be appointed by the Insurance

1 Commissioner. One member shall be a certified instructor of
2 motorcycle safety and education; ~~one member~~ three members shall be a
3 licensed and safety course certified motorcycle ~~operator/owner~~; ~~one~~
4 ~~member shall be an employee of the Department of Public Safety; one~~
5 ~~member shall represent the interests of district court and municipal~~
6 ~~judges that hear cases pertaining to traffic laws~~ operators/owners;
7 one member shall represent private sector motorcycle rider education
8 schools; one member shall be a representative of the Oklahoma
9 Highway Safety Office; and the member appointed by the Insurance
10 Commissioner shall be an employee of the Insurance Commissioner's
11 office. Members shall serve at the pleasure of the appointing
12 authority.

13 B. The Committee shall meet at the call of the Administrator or
14 the Commissioner. A vice-chair shall be elected by the Committee
15 from among its members. The vice-chair shall act as chair of the
16 Committee only in the absence of the Administrator at officially
17 called meetings of the Committee.

18 C. The Committee shall advise and assist the Commissioner in
19 the development, administration and operation of the Motorcycle
20 Safety and Education Program and the setting of goals, objectives
21 and priorities for the Program.

22 D. The provisions of this section shall not be construed to
23 authorize the creation of any additional salaried position within
24 the Department of Public Safety.

1 E. Members of the Committee who are not state employees shall
2 receive no compensation from the state for serving on the Committee.
3 All members of the Committee shall be entitled to reimbursement for
4 any actual and necessary traveling expenses pursuant to the State
5 Travel Reimbursement Act.

6 SECTION 2. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 1132.6 of Title 47, unless there
8 is created a duplication in numbering, reads as follows:

9 A. In addition to other vehicle registration fees specified by
10 law, there is levied and there shall be paid to the Oklahoma Tax
11 Commission a fee of Five Dollars (\$5.00) upon every motorcycle
12 registered pursuant to Section 1132 of Title 47 of the Oklahoma
13 Statutes for use on roads and highways. The fee shall accrue and
14 shall be collectible upon each motorcycle registered for use on
15 roads and highways under the same circumstances and shall be payable
16 in the same manner and times as apply to the registration of
17 motorcycles for use on roads and highways under the provisions of
18 the Oklahoma Vehicle License and Registration Act; provided, the fee
19 shall be paid in full for the then current year at the time any
20 vehicle is first registered in a calendar year.

21 B. Revenue from the fee levied in subsection A of this section
22 shall be transferred each month to the Department of Public Safety
23 for deposit in the Motorcycle Safety and Education Program Revolving
24

1 Fund created pursuant to Section 40-123 of Title 47 of the Oklahoma
2 Statutes.

3 C. The collection and payment of the fee specified in this
4 section shall be a prerequisite to licensing or registration of any
5 motorcycle.

6 SECTION 3. This act shall become effective November 1, 2009.

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