

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1198 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Tommy Hardin

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

PROPOSED COMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 1198

By: Hardin

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to veterans; requiring the Oklahoma Department of Veterans Affairs to create a veterans' registry; requiring the registry contain certain information; authorizing the Department to promulgate rules; defining term; amending 29 O.S. 2011, Sections 4-110, as amended by Section 1, Chapter 286, O.S.L. 2013, 4-112, as last amended by Section 1, Chapter 165, O.S.L. 2015, 4-114, as amended by Section 1, Chapter 112, O.S.L. 2014 and 29 O.S. 2011, Section 4-140 (29 O.S. Supp. 2016, Sections 4-110, 4-112 and 4-114), which relate to hunting and fishing licenses; requiring veteran registration for certain annual fishing license exemption; requiring veteran registration for certain annual hunting license exemptions; requiring veteran registration for certain lifetime license discount; requiring veteran registration for certain wildlife stamp requirement exemption; providing exceptions; directing the Oklahoma Wildlife Conservation Commission to promulgate necessary rules; amending Section 1, Chapter 261, O.S.L. 2013 (29 O.S. Supp. 2016, Section 5-203.2), which relates to restrictions on laser sighting devices; requiring veteran registration as a condition for certain exemption; directing the Oklahoma Wildlife Conservation Commission to promulgate necessary rules; amending Section 1, Chapter 45, O.S.L. 2015 (40 O.S. Supp. 2016, Section 801), which relates to the Voluntary Veterans' Preference Employment Policy Act; modifying definition; amending 47 O.S. 2011, Section 6-101, as last amended by Section 1, Chapter 180, O.S.L. 2016

(47 O.S. Supp. 2016, Section 6-101), which relates to driver licenses; requiring veteran registration for driver license renewal fee exemption; providing exception; amending Section 1, Chapter 330, O.S.L. 2012, as last amended by Section 1, Chapter 113, O.S.L. 2014 (47 O.S. Supp. 2016, Section 6-124), which relates to veteran designations on licenses and identification cards; requiring veteran registration for veteran designation; providing exception; directing the Department to promulgate necessary rules; amending 68 O.S. 2011, Section 1357, as last amended by Section 18, Chapter 54, O.S.L. 2015 (68 O.S. Supp. 2016, Section 1357), which relates to sales tax exemption; requiring veteran registration for certain sales tax exemption; directing the Tax Commission to promulgate necessary rules; amending 72 O.S. 2011, Section 402, which relates to the Special Disabled Veterans Employment Act; modifying definition; providing for codification; and providing an effective dates.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 421 of Title 72, unless there is created a duplication in numbering, reads as follows:

A. The Oklahoma Department of Veterans Affairs shall create and maintain a registry of all veterans in this state by January 1, 2020. The registry shall include the following information regarding the veteran:

1. Name;
2. Military ranking and branch of service;
3. Dates of service; and
4. Date of death and place of burial, if applicable.

1 B. The Oklahoma Department of Veterans Affairs shall promulgate
2 rules for implementing the provisions of this section.

3 C. For purposes of this section, "veteran" means a person who
4 served on active duty in the Armed Forces of the United States who
5 was discharged or released with an honorable discharge.

6 SECTION 2. AMENDATORY 29 O.S. 2011, Section 4-110, as
7 amended by Section 1, Chapter 286, O.S.L. 2013 (29 O.S. Supp. 2016,
8 Section 4-110), is amended to read as follows:

9 Section 4-110. A. Except as otherwise provided in the Oklahoma
10 Wildlife Conservation Code, no person shall fish, pursue, harass,
11 catch, kill, take in any manner, use, have in possession, sell, or
12 transport all or any portion of fish without having first procured a
13 license for such from the Director or from any of the authorized
14 agents of the Department of Wildlife Conservation. The Wildlife
15 Conservation Commission may designate two (2) days per year in which
16 residents and nonresidents may fish without first procuring a
17 fishing license pursuant to the provisions of this section.

18 B. The following legal residents of Oklahoma shall be exempt
19 from the annual fishing license requirements of subsection C of this
20 section and the following nonresidents shall be exempt from the
21 annual nonresident fishing licenses required pursuant to subsection
22 E of this section:

23 1. Legal residents under sixteen (16) years of age and
24 nonresidents under sixteen (16) years of age from states which do

1 not require nonresident fishing licenses for persons under sixteen
2 (16) years of age;

3 2. Legal residents sixty-five (65) years of age or older and
4 nonresidents sixty-five (65) years of age or older from states which
5 do not require nonresident fishing licenses for persons sixty-five
6 (65) years of age or older, provided a legal resident has obtained a
7 senior citizen lifetime fishing or combination hunting and fishing
8 license pursuant to the provisions of Section 4-114 of this title;

9 3. Legal residents born on or before January 1, 1923;

10 4. Legal resident veterans having a disability of sixty percent
11 (60%) or more and registered with the veterans registry created by
12 the Oklahoma Department of Veterans Affairs; provided that if the
13 veteran has previously received an exemption pursuant to this
14 paragraph, no registration with the veterans registry shall be
15 required. The Oklahoma Wildlife Conservation Commission shall
16 promulgate any rules necessary to implement the provisions of this
17 paragraph;

18 5. Legal resident owners or tenants, their spouses, parents,
19 grandparents, children and their spouses, grandchildren and their
20 spouses who fish in private ponds on land owned or leased by them;

21 6. Any legal resident or nonresident who is a patient of an
22 institution of the State of Oklahoma established for the care and
23 treatment of mental illness or alcohol or drug dependency or any
24 developmentally disabled person residing in any group home or other

1 institution or developmentally disabled persons when accompanied by
2 an attendant of the institution or legal guardian of the patient, or
3 when fishing on institutional property;

4 7. Any legal resident or nonresident under eighteen (18) years
5 of age who is in the legal and physical custody of the State of
6 Oklahoma or one of its agencies by court order;

7 8. Any legal resident or nonresident under eighteen (18) years
8 of age who is in the physical custody of a child care facility as
9 defined by Section 402 of Title 10 of the Oklahoma Statutes;

10 9. Any legal resident or nonresident who is legally blind or
11 who has any other physical impairment, as certified by a physician
12 licensed in this state or any state which borders this state, which
13 prevents the person from properly using fishing apparatus without
14 the assistance of another person, and any one person actually
15 accompanying and actually assisting such legally blind or otherwise
16 physically impaired person while the latter is fishing. This
17 certification shall be carried by the individual while fishing;

18 10. Nonresidents under fourteen (14) years of age;

19 11. Any legal resident or nonresident who is a Job Corps
20 trainee of this state, provided that the trainees shall have on
21 their persons a duly authorized identification card issued by their
22 respective Job Corps Center and shall present the card upon request,
23 in lieu of a fishing license. The trainees shall return their cards
24

1 to their respective Job Corps Center when the trainees leave their
2 respective Job Corps training programs;

3 12. Any legal resident having a proven disability which renders
4 the resident nonambulatory and confined to a wheelchair as certified
5 by a physician licensed in this state or any state which borders
6 this state;

7 13. Any legal resident who is fishing with a pole and line,
8 trotline, or throwline in streams, natural lakes, natural ponds, and
9 mine pits in the county in which the person is a resident, or in
10 streams, natural lakes, natural ponds, and mine pits which form a
11 part of the boundary line of the county in which the person is a
12 resident, when using any bait other than commercial or artificial
13 bait, blood, stink bait, cut fish, and shrimp; and

14 14. Any legal resident or nonresident participating in an
15 aquatic education event or clinic sanctioned by the Department of
16 Wildlife Conservation.

17 C. Except as otherwise provided for in the Oklahoma Wildlife
18 Conservation Code, the resident fishing licenses issued pursuant to
19 the provisions of this section and the fee for each shall be:

20 1. Annual fishing license for legal residents eighteen (18)
21 years of age and older - Twenty-four Dollars (\$24.00);

22 2. Annual fishing license for legal residents sixteen (16) or
23 seventeen (17) years of age - Four Dollars (\$4.00); and
24

1 3. Two-day fishing license for legal residents - Fourteen
2 Dollars (\$14.00).

3 D. Of the fees collected pursuant to the provisions of
4 paragraphs 1 and 3 of subsection C of this section, Five Dollars
5 (\$5.00) of the license fee shall be for the Oklahoma Wildlife Land
6 Stamp and shall be deposited in the Oklahoma Wildlife Land Fund
7 created pursuant to the provisions of Section 4-141 of this title.

8 E. Except as otherwise provided for in the Oklahoma Wildlife
9 Conservation Code, the nonresident fishing licenses issued pursuant
10 to the provisions of this section and the fee for each shall be:

11 1. Annual fishing license for nonresidents - Fifty-four Dollars
12 (\$54.00), provided the Commission may enter into reciprocity
13 agreements with states wherein nonresident license fees shall be in
14 conformity with such reciprocal agreements;

15 2. Six-day fishing license for nonresidents - Thirty-four
16 Dollars (\$34.00); and

17 3. One-day fishing license for nonresidents - Fourteen Dollars
18 (\$14.00).

19 F. Of the fees collected pursuant to the provisions of
20 paragraphs 1, 2 and 3 of subsection E of this section, Five Dollars
21 (\$5.00) of the annual license fee for nonresidents, One Dollar and
22 fifty cents (\$1.50) of the six-day fishing license for nonresidents
23 fee and One Dollar and fifty cents (\$1.50) of the one-day fishing
24 license for nonresidents fee shall be deposited in the Wildlife Land

1 Acquisition Fund created pursuant to the provisions of Section 4-132
2 of this title. Of the fees collected pursuant to the provisions of
3 paragraphs 1 , 2 and 3 of subsection E of this section, Five Dollars
4 (\$5.00) of the license fee shall be for the Oklahoma Wildlife Land
5 Stamp and shall be deposited in the Oklahoma Wildlife Land Fund
6 created pursuant to the provisions of Section 4-141 of this title.

7 G. Legal residents who have resided in this state for at least
8 six (6) months and who are receiving Social Security Disability
9 benefits, Supplemental Security Income benefits, disability benefits
10 under the Railroad Retirement Act, 45 U.S.C.A., Section 231a, postal
11 employees receiving disability benefits pursuant to 5, U.S.C.,
12 Section 8451 (1998) or legal residents who are one hundred percent
13 (100%) disabled and are receiving disability payments from the
14 Multiple Injury Trust Fund pursuant to Section 403 of Title 85 of
15 the Oklahoma Statutes, may purchase a disability fishing license
16 from the Director for Ten Dollars (\$10.00) for five (5) years.

17 H. 1. Any person arrested while violating the provisions of
18 this section who does not meet the requirements of subsection K of
19 this section, may purchase a substitute temporary thirty-day license
20 from the arresting game warden in lieu of posting bond. The fee for
21 a substitute license purchased pursuant to the provisions of this
22 subsection shall be:

- 23 a. for legal residents, Fifty Dollars (\$50.00), and
- 24 b. for nonresidents, Ninety Dollars (\$90.00).

1 2. Except as otherwise provided by this subsection, the fees
2 from licenses purchased pursuant to the provisions of this
3 subsection shall be deposited in the Wildlife Conservation Fund to
4 be used exclusively for developing, managing, preserving, and
5 protecting wildlife and wildlife habitat.

6 I. Unless a substitute license is purchased as provided for by
7 subsection H of this section, any resident of this state convicted
8 of violating the provisions of this section shall be punished by the
9 imposition of a fine of not less than Twenty-five Dollars (\$25.00)
10 nor more than Two Hundred Dollars (\$200.00) or by imprisonment in
11 the county jail for a period not to exceed thirty (30) days, or by
12 both said fine and imprisonment.

13 J. Unless a substitute license is purchased as provided for by
14 subsection H of this section, any nonresident convicted of violating
15 this section shall be punished by a fine of not less than Fifty
16 Dollars (\$50.00) nor more than Two Hundred Dollars (\$200.00) or by
17 imprisonment in the county jail for a period not more than thirty
18 (30) days, or by both such fine and imprisonment.

19 K. Any person producing proof in court that a current fishing
20 license issued by the Department of Wildlife Conservation to that
21 person was in force at the time of the alleged offense shall be
22 entitled to dismissal of a charge of violating this section upon
23 payment of court costs. If proof of a current fishing license
24 issued by the Department to the person that was in force at the time

1 of the alleged offense is presented to the court or district
2 attorney within seventy-two (72) hours after the violation, the
3 charge shall be dismissed without payment of court costs.

4 SECTION 3. AMENDATORY 29 O.S. 2011, Section 4-112, as
5 last amended by Section 1, Chapter 165, O.S.L. 2015 (29 O.S. Supp.
6 2016, Section 4-112), is amended to read as follows:

7 Section 4-112. A. Except as otherwise provided for in the
8 Oklahoma Wildlife Conservation Code or the Oklahoma Farmed Cervidae
9 Act, no person may hunt, pursue, trap, harass, catch, kill, take or
10 attempt to take in any manner, use, have in possession, sell, or
11 transport all or any portion of any wildlife except fish, without
12 having first procured a license from the Department of Wildlife
13 Conservation. The Wildlife Conservation Commission shall designate
14 a consecutive Saturday and Sunday in September of each year as free
15 hunting days in which residents of this state may hunt without first
16 procuring a hunting license pursuant to the provisions of this
17 section.

18 B. The following legal residents of Oklahoma shall be exempt
19 from the annual hunting license requirement of paragraph 1 of
20 subsection E of this section and the following nonresidents shall be
21 exempt from the annual nonresident hunting licenses required
22 pursuant to paragraph 1 of subsection C of this section:

- 23 1. Legal residents under sixteen (16) years of age;
- 24

1 2. Legal residents sixty-five (65) years of age or older
2 provided they have obtained a senior citizen lifetime hunting or
3 combination hunting and fishing license pursuant to the provisions
4 of Section 4-114 of this title;

5 3. Legal residents born on or before January 1, 1923;

6 4. Legal resident veterans having a disability of sixty percent
7 (60%) or more and registered with the veterans registry created by
8 the Oklahoma Department of Veterans Affairs; provided that if the
9 veteran has previously received an exemption pursuant to this
10 paragraph, no registration with the veterans registry shall be
11 required;

12 5. Legal resident owners or tenants who hunt on land owned or
13 leased by them;

14 6. Any nonresident under fourteen (14) years of age;

15 7. Legal residents having a proven disability which renders
16 them nonambulatory and confines them to a wheelchair, as certified
17 by a physician licensed in this state or in any state which borders
18 this state;

19 8. Any legal resident or nonresident under eighteen (18) years
20 of age who is in the physical custody of a child care facility as
21 defined by Section 402 of Title 10 of the Oklahoma Statutes; and

22 9. Any legal resident or nonresident hunting, pursuing,
23 trapping, harassing, catching, killing, taking, or attempting to
24 take in any manner any species of rattlesnake during an organized

1 rattlesnake-hunting event or festival and who has a rattlesnake
2 permit issued pursuant to Section 4-143 of this title.

3 C. Except as otherwise provided for in the Oklahoma Wildlife
4 Conservation Code, the nonresident hunting licenses issued pursuant
5 to this section and the fee for each license shall be:

6 1. Annual hunting license for nonresidents hunting game other
7 than deer, antelope, elk or bear which expires on December 31 of the
8 year purchased - One Hundred Forty-one Dollars (\$141.00).

9 Nonresidents hunting big game or combination big game and upland
10 game in a commercial hunting area shall be required to have this
11 license;

12 2. Annual hunting license for nonresidents hunting game other
13 than deer, antelope, elk or bear which expires on June 30 of the
14 fiscal year purchased - One Hundred Seventy-five Dollars (\$175.00).

15 Nonresidents hunting big game or combination big game and upland
16 game in a commercial hunting area shall be required to have this
17 license;

18 3. Gun hunting license for deer for nonresidents which shall be
19 valid for hunting all deer allowed during the current calendar year
20 deer gun season - Two Hundred Seventy-nine Dollars (\$279.00);

21 4. Archery hunting license for deer for nonresidents which
22 shall expire on January 15 of the calendar year after the year
23 purchased or if purchased during the deer archery season it shall
24

1 expire at the end of that deer archery season - Two Hundred Seventy-
2 nine Dollars (\$279.00);

3 5. Primitive firearms hunting license for deer for nonresidents
4 which shall be valid for hunting all deer allowed during the current
5 calendar year deer primitive firearms season - Two Hundred Seventy-
6 nine Dollars (\$279.00);

7 6. Hunting license for antelope for nonresidents - Three
8 Hundred Five Dollars (\$305.00);

9 7. Hunting license for elk for nonresidents - Three Hundred
10 Five Dollars (\$305.00);

11 8. Five-day hunting license for nonresidents hunting game other
12 than deer, antelope, elk, quail, turkey or bear - Seventy-four
13 Dollars (\$74.00); and

14 9. Ten-day hunting license for nonresidents hunting small game
15 in a commercial hunting area - Five Dollars (\$5.00).

16 D. Of the fees collected pursuant to the provisions of
17 subsection C of this section:

18 1. Five Dollars (\$5.00) of the license fee of each license
19 issued pursuant to paragraphs 1 through 7 of subsection C of this
20 section and Two Dollars and fifty cents (\$2.50) of the license fee
21 for each license issued pursuant to paragraph 8 of subsection C of
22 this section shall be deposited in the Wildlife Land Acquisition
23 Fund created pursuant to the provisions of Section 4-132 of this
24 title; and

1 2. Five Dollars (\$5.00) of the license fee for each license
2 issued pursuant to paragraphs 1 through 8 of subsection C of this
3 section shall be for the Oklahoma Wildlife Land Stamp and shall be
4 deposited in the Oklahoma Wildlife Land Fund created pursuant to the
5 provisions of Section 4-141 of this title.

6 E. Except as otherwise provided, the resident hunting licenses
7 issued pursuant to this section and the fee for each license shall
8 be:

9 1. Annual hunting license for residents eighteen (18) years of
10 age and older which expires on December 31 of the year purchased -
11 Twenty-four Dollars (\$24.00);

12 2. Annual hunting license for residents eighteen (18) years of
13 age and older which expires on June 30 of the fiscal year purchased
14 - Thirty-one Dollars (\$31.00);

15 3. Annual hunting license for residents sixteen (16) or
16 seventeen (17) years of age which expires on December 31 of the year
17 purchased - Four Dollars (\$4.00);

18 4. Annual hunting license for residents sixteen (16) or
19 seventeen (17) years of age which expires on June 30 of the fiscal
20 year purchased - Six Dollars (\$6.00);

21 5. Ten-day hunting license for residents for small game in a
22 commercial hunting area - Five Dollars (\$5.00);

23 6. Five-year disability hunting license for residents of this
24 state for at least six (6) months who are receiving Social Security

1 Disability benefits, Supplemental Security Income benefits or
2 disability benefits under the Railroad Retirement Act, 45 U.S.C.A.,
3 Section 231a, or residents who are one-hundred-percent disabled and
4 are receiving disability payments from the Multiple Injury Trust
5 Fund pursuant to Section 31 of Title 85A of the Oklahoma Statutes -
6 Ten Dollars (\$10.00);

7 7. Gun hunting license for deer for residents eighteen (18)
8 years of age or older - Nineteen Dollars (\$19.00). The following
9 persons shall be exempt:

10 a. residents with proper certification from the United
11 States Department of Veterans Affairs or its
12 successor, certifying that the person is a disabled
13 veteran in receipt of compensation at the one-hundred-
14 percent rate and registered with the veterans registry
15 created by the Oklahoma Department of Veterans
16 Affairs; provided that if the veteran has previously
17 received an exemption pursuant to this paragraph, no
18 registration with the veterans registry shall be
19 required, and

20 b. residents hunting in big game or combination big game
21 and upland game commercial hunting areas;

22 8. Gun hunting license for deer for residents under eighteen
23 (18) years of age - Nine Dollars (\$9.00);
24

1 9. Archery hunting license for deer for residents eighteen (18)
2 years of age or older - Nineteen Dollars (\$19.00). The following
3 persons shall be exempt:

4 a. residents with proper certification from the United
5 States Department of Veterans Affairs or its
6 successor, certifying that the person is a disabled
7 veteran in receipt of compensation at the one-hundred-
8 percent rate and registered with the veterans registry
9 created by the Oklahoma Department of Veterans
10 Affairs; provided that if the veteran has previously
11 received the exemption pursuant to this subparagraph,
12 no registration with the veterans registry shall be
13 required, and

14 b. residents hunting in big game or combination big game
15 and upland game commercial hunting areas;

16 10. Archery hunting license for deer for residents under
17 eighteen (18) years of age - Nine Dollars (\$9.00);

18 11. Primitive firearms hunting license for deer for residents
19 eighteen (18) years of age or older - Nineteen Dollars (\$19.00).

20 The following persons shall be exempt:

21 a. residents with proper certification from the United
22 States Department of Veterans Affairs or its
23 successor, certifying that the person is a disabled
24 veteran in receipt of compensation at the one-hundred-

1 percent rate and registered with the veterans registry
2 created by the Oklahoma Department of Veterans
3 Affairs; provided that if the veteran has previously
4 received the exemption pursuant to this subparagraph,
5 no registration with the veterans registry shall be
6 required, and

7 b. residents hunting in big game or combination big game
8 and upland game commercial hunting areas;

9 12. Primitive firearms hunting license for deer for residents
10 under eighteen (18) years of age - Nine Dollars (\$9.00);

11 13. Hunting license for elk for residents - Fifty Dollars
12 (\$50.00). Residents hunting in big game or combination big game and
13 upland game commercial hunting areas shall be exempt from this
14 license;

15 14. Hunting license for antelope for residents - Fifty Dollars
16 (\$50.00). Residents hunting in big game or combination big game and
17 upland game commercial hunting areas shall be exempt from this
18 license; and

19 15. Bonus, special or additional gun hunting license for deer
20 for residents - Nineteen Dollars (\$19.00). The following persons
21 shall be exempt:

22 a. residents with proper certification from the United
23 States Department of Veterans Affairs or its
24 successor, certifying that the person is a disabled

1 veteran in receipt of compensation at the one-hundred-
2 percent rate and registered with the veterans registry
3 created by the Oklahoma Department of Veterans Affairs;
4 provided that if the veteran has previously received
5 the exemption pursuant to this subparagraph, no
6 registration with the veterans registry shall be
7 required, and

8 b. residents hunting in big game or combination big game
9 and upland game commercial hunting areas.

10 F. Of the fees collected pursuant to the provisions of
11 paragraphs 1 and 2 of subsection E of this section, Five Dollars
12 (\$5.00) of the license fee shall be for the Oklahoma Wildlife Land
13 Stamp and shall be deposited in the Oklahoma Wildlife Land Fund
14 created pursuant to the provisions of Section 4-141 of this title.

15 G. The provisions of this section shall not be construed to
16 require a hunting license, resident or nonresident, of any person
17 merely because the person participates, as owner or handler of an
18 entry, as an official, or as a spectator in the conduct of a field
19 trial or performance test of dogs, whether a resident or nonresident
20 of the State of Oklahoma. No license to hunt shall be required of
21 any person engaged in training or working dogs, provided that person
22 is in no way engaged in hunting and does not take or attempt to take
23 in any manner any game.

1 H. 1. Any person arrested for hunting game other than deer,
2 antelope, elk, bear or turkey without a valid hunting license as
3 required by the provisions of subsection A of this section may
4 purchase a substitute temporary thirty-day license from the
5 arresting game warden in lieu of posting bond. Proof of hunter
6 safety certification will not be required for the temporary
7 substitute license. The fee for a substitute license purchased
8 pursuant to the provisions of this subsection shall be:

9 a. for legal residents, Fifty Dollars (\$50.00), and

10 b. for nonresidents, One Hundred Forty-five Dollars
11 (\$145.00).

12 2. Except as otherwise provided for by this subsection, the
13 fees from licenses purchased pursuant to the provisions of this
14 subsection shall be deposited in the Wildlife Conservation Fund to
15 be used exclusively for developing, managing, preserving, and
16 protecting wildlife and wildlife habitat.

17 I. Any person producing proof in court that a current hunting
18 license issued by the Department of Wildlife Conservation to that
19 person was in force at the time of the alleged offense shall be
20 entitled to dismissal of a charge of violating this section upon
21 payment of court costs. If proof of a current hunting license
22 issued by the Department to the person that was in force at the time
23 of the alleged offense is presented to the court or district
24

1 attorney within seventy-two (72) hours after the violation, the
2 charge shall be dismissed without payment of court costs.

3 J. Unless a substitute license is purchased as provided for by
4 subsection H of this section, any resident convicted of violating
5 the provisions of this section shall be punished by the imposition
6 of a fine of not less than Twenty-five Dollars (\$25.00) nor more
7 than Two Hundred Dollars (\$200.00), or by imprisonment in the county
8 jail for a period not to exceed thirty (30) days, or by both.

9 K. Unless a substitute license is purchased as provided for by
10 subsection H of this section, any nonresident convicted of violating
11 the provisions of this section shall be punished by the imposition
12 of a fine of not less than Two Hundred Dollars (\$200.00) nor more
13 than Five Hundred Dollars (\$500.00), or by imprisonment in the
14 county jail for a period not to exceed six (6) months, or by both.

15 L. The Oklahoma Wildlife Conservation Commission shall
16 promulgate any rules necessary to implement the provisions of this
17 section.

18 SECTION 4. AMENDATORY 29 O.S. 2011, Section 4-114, as
19 amended by Section 1, Chapter 112, O.S.L. 2014 (29 O.S. Supp. 2016,
20 Section 4-114), is amended to read as follows:

21 Section 4-114. A. All legal residents who have resided in the
22 state for at least six (6) months and intend to remain residents may
23 purchase lifetime fishing licenses, lifetime hunting licenses or
24

1 lifetime combination hunting and fishing licenses from the State
2 Wildlife Conservation Director.

3 B. The fee for these licenses shall be:

4 1. Lifetime fishing license, Two Hundred Dollars (\$200.00);

5 2. Lifetime hunting license, Six Hundred Dollars (\$600.00);

6 3. Lifetime combination hunting and fishing license, Seven
7 Hundred Fifty Dollars (\$750.00);

8 4. Senior citizen lifetime hunting license for persons sixty-
9 five (65) years of age or older, Fifteen Dollars (\$15.00);

10 5. Senior citizen lifetime fishing license for persons sixty-
11 five (65) years of age or older, Fifteen Dollars (\$15.00); and

12 6. Senior citizen lifetime combination hunting and fishing
13 license for persons sixty-five (65) years of age or older, Twenty-
14 five Dollars (\$25.00).

15 C. Legal resident having proper certification from the United
16 States Department of Veterans Affairs or its successor certifying
17 that the person is a disabled veteran and registered with the
18 veterans registry created by the Oklahoma Department of Veterans
19 Affairs may purchase a disability lifetime combination hunting and
20 fishing license from the State Wildlife Conservation Director. The
21 fees for the license shall be as follows:

22 1. Two Hundred Dollars (\$200.00) for veterans having a
23 disability of less than sixty percent (60%); and
24

1 2. Twenty-five Dollars (\$25.00) for veterans having a
2 disability of sixty percent (60%) or more.

3 D. The use of the licenses provided in this section are subject
4 to those restrictions provided by statute and the regulations of the
5 Wildlife Conservation Commission. Except as otherwise provided for
6 in this section, each lifetime hunting license issued pursuant to
7 subsections B and C of this section shall be in lieu of all annual
8 hunting licenses and all special season permits.

9 E. Should any lifetime license be lost or destroyed, a
10 duplicate will be issued by the Department of Wildlife Conservation
11 for a fee of Ten Dollars (\$10.00).

12 F. A lifetime licensee shall not lose the privileges of such
13 license by a subsequent transfer of residency.

14 G. 1. In addition to the fees imposed pursuant to paragraphs 1
15 through 3 of subsection B of this section, a person purchasing a
16 lifetime fishing, hunting or combination license, excluding a senior
17 citizen lifetime hunting, fishing or combination hunting and fishing
18 license issued pursuant to paragraphs 4 through 6 of subsection B of
19 this section and a disability lifetime combination hunting and
20 fishing license issued pursuant to subsection C of this section,
21 shall be required to purchase a Lifetime Oklahoma Wildlife Land
22 Stamp. Each person shall have the stamp in their possession while
23 hunting, fishing, or taking any wildlife. The fee for the Lifetime
24

1 Oklahoma Wildlife Land Stamp shall be Twenty-five Dollars (\$25.00).

2 The fee for the stamp shall be distributed as follows:

3 a. Twenty Dollars (\$20.00) from each stamp shall be
4 deposited in the Oklahoma Wildlife Land Fund, created
5 in Section 4-141 of this title, to be used to retire
6 the obligations and related expenses as authorized
7 pursuant to Section 168.9 of Title 73 of the Oklahoma
8 Statutes or to purchase, lease, or purchase easements
9 on real property to be used as public hunting,
10 fishing, and trapping areas, and

11 b. Five Dollars (\$5.00) from each stamp shall be
12 deposited in the Oklahoma Wildlife Land Fund, created
13 in Section 4-141 of this title, to be used by the
14 Commission for management of the real property
15 acquired pursuant to Section 168.9 of Title 73 of the
16 Oklahoma Statutes or acquired with proceeds from the
17 Oklahoma Wildlife Land Stamp fee.

18 2. The Oklahoma Wildlife Conservation Commission shall
19 prescribe, by rule, the form, design, and manner of issuance of the
20 Lifetime Oklahoma Wildlife Land Stamp.

21 3. Within one (1) year of the final retirement, redemption, or
22 defeasance of the obligations created pursuant to Section 168.9 of
23 Title 73 of the Oklahoma Statutes, the Lifetime Oklahoma Wildlife
24

1 Land Stamp and Lifetime Oklahoma Wildlife Land Stamp fee
2 requirements provided for in this subsection shall terminate.

3 H. A person who is sixty-four (64) years of age shall be
4 eligible to purchase a senior citizen lifetime license issued
5 pursuant to paragraphs 4 through 6 of subsection B of this section
6 during the calendar year in which the person turns sixty-five (65)
7 years of age.

8 I. The fee for a lifetime fishing license, a lifetime hunting
9 license, or a lifetime combination hunting and fishing license
10 issued pursuant to paragraphs 1 through 3 of subsection B of this
11 section for a legal resident under eighteen (18) years of age may be
12 paid for by installments not to exceed a three-year period of time
13 and in a manner determined by the Director. The lifetime license
14 shall not be issued and become valid until full payment is received
15 by the Department of Wildlife Conservation. If the entire amount of
16 the license fee is not received within three (3) years from the date
17 the application for installment payments is submitted to the
18 Department, all funds received shall be forfeited and shall not be
19 refunded.

20 J. The Oklahoma Wildlife Conservation Commission shall
21 promulgate any rules necessary to implement the provisions of this
22 section.

23 SECTION 5. AMENDATORY 29 O.S. 2011, Section 4-140, is
24 amended to read as follows:

1 Section 4-140. A. Except as otherwise provided for in this
2 section, no person may hunt, pursue, trap, harass, catch, kill,
3 take, or attempt to take in any manner, use, have in possession,
4 sell, or transport all or any portion of any wildlife including fish
5 unless the person has first obtained an Oklahoma Wildlife Land Stamp
6 from the Director or any authorized agents of the Department of
7 Wildlife Conservation. Each person shall have the stamp in their
8 possession when hunting, fishing, or taking any wildlife.

9 B. Persons exempt from the Oklahoma Wildlife Land Stamp
10 requirements of this section are:

11 1. Legal residents of Oklahoma under eighteen (18) years of
12 age;

13 2. Legal residents of Oklahoma sixty-five (65) years of age or
14 older;

15 3. Legal residents of Oklahoma who have a valid lifetime
16 fishing, hunting, or combination license;

17 4. Legal residents of Oklahoma who have a valid senior citizen
18 lifetime fishing, hunting or combination hunting and fishing
19 license;

20 5. Nonresidents holding a valid nonresident lifetime fishing
21 license;

22 6. Legal residents and nonresidents who have acquired a license
23 pursuant to Section 4-110 or Section 4-128 of this title for fishing
24 in the area of Lake Texoma located within the state;

1 7. Nonresidents under sixteen (16) years of age from states
2 which do not require nonresident fishing licenses for persons under
3 sixteen (16) years of age;

4 8. Nonresidents sixty-four (64) years of age or older from
5 states which do not require nonresident fishing licenses for persons
6 sixty-four (64) years of age or older;

7 9. Legal resident veterans having a disability of sixty percent
8 (60%) or more and registered with the veterans registry created by
9 the Oklahoma Department of Veterans Affairs; provided that if the
10 veteran has previously received the exemption pursuant to this
11 subparagraph, no registration with the veterans registry shall be
12 required;

13 10. Legal resident owners or tenants, their spouses, parents,
14 grandparents, children and their spouses, grandchildren and their
15 spouses who hunt on land owned or leased by them or fish in private
16 ponds on land owned or leased by them;

17 11. Any legal resident or nonresident who is a patient of an
18 institution of the State of Oklahoma established for the care and
19 treatment of mental illness or alcohol or drug dependency or any
20 developmentally disabled person residing in any group home or other
21 institution or developmentally disabled persons when accompanied by
22 an attendant of such institution or legal guardian of said patient,
23 or when fishing on institutional property;

1 12. Any legal resident or nonresident who is legally blind or
2 who has any other physical impairment, as certified by a physician
3 licensed in this state or any state which borders this state, which
4 prevents the person from properly using fishing apparatus without
5 the assistance of another person, and any one person actually
6 accompanying and actually assisting such legally blind or otherwise
7 physically impaired person while the latter is fishing. This
8 certification shall be carried by the individual while fishing;

9 13. Nonresidents under fourteen (14) years of age;

10 14. Any legal resident or nonresident who is a Job Corps
11 trainee of this state, provided that the trainees shall have on
12 their persons a duly authorized identification card issued by their
13 respective Job Corps Center and shall present the card upon request,
14 in lieu of a fishing license. The trainees shall return their cards
15 to their respective Job Corps Center when the trainees leave their
16 respective Job Corps training programs;

17 15. Any legal resident having a proven disability which renders
18 the resident nonambulatory and confined to a wheelchair as certified
19 by a physician licensed in this state or any state which borders
20 this state;

21 16. Any legal resident or nonresident who is fishing with a
22 pole and line, trotline, or throwline in streams, natural lakes,
23 natural ponds, and mine pits when using any bait other than
24

1 commercial or artificial bait, blood, stink bait, cut fish, and
2 shrimp; and

3 17. Any legal resident or nonresident hunting, pursuing,
4 trapping, harassing, catching, killing, taking, or attempting to
5 take in any manner any species of rattlesnake during an organized
6 rattlesnake hunting event or festival and who has a rattlesnake
7 permit issued pursuant to Section 4-143 of this title.

8 C. 1. Any fees received for the Oklahoma Wildlife Land Stamp
9 and required to be deposited in the Oklahoma Wildlife Land Fund,
10 created in Section 4-141 of this title and any other money deposited
11 in the fund, shall be used exclusively for:

- 12 a. the payment of bond debt and related expenses incurred
13 pursuant to Section 168.9 of Title 73 of the Oklahoma
14 Statutes for the purchase of public hunting, fishing,
15 and trapping areas where the public may hunt, fish, or
16 trap as authorized by law or for the purchase, lease,
17 or purchasing of easements on real property to be used
18 as public hunting, fishing, and trapping areas, and
- 19 b. the management of the real property acquired pursuant
20 to Section 168.9 of Title 73 of the Oklahoma Statutes
21 or acquired with proceeds from the Oklahoma Wildlife
22 Land Stamp fee.

1 2. The collection and remittance procedures applicable to
2 hunting license fees under this title shall apply to the Oklahoma
3 Wildlife Land Stamp fees.

4 3. The Oklahoma Wildlife Land Stamp issued pursuant to this
5 section for hunting licenses issued pursuant to paragraph 1 of
6 subsection C and paragraphs 1 and 3 of subsection E of Section 4-112
7 of this title and paragraphs 1 and 3 of subsection B of Section 4-
8 113 of this title, shall expire on December 31. The Oklahoma
9 Wildlife Land Stamp issued pursuant to this section for hunting
10 licenses issued pursuant to paragraph 2 of subsection C and
11 paragraphs 2 and 4 of subsection E of Section 4-112 of this title
12 and paragraphs 2 and 4 of subsection B of Section 4-113 of this
13 title, shall expire on June 30.

14 D. The Oklahoma Wildlife Conservation Commission shall
15 prescribe, by rule, the form, design, and manner of issuance of the
16 Oklahoma Wildlife Land Stamp and any rules necessary to implement
17 the provisions of this section.

18 SECTION 6. AMENDATORY Section 1, Chapter 261, O.S.L.
19 2013 (29 O.S. Supp. 2016, Section 5-203.2), is amended to read as
20 follows:

21 Section 5-203.2 A. Except for battery-powered scoping devices
22 that project a light or dot inside the scope and pin sight lights on
23 archery equipment, no person shall use a laser sighting device as a
24 hunting aid.

1 B. Nothing in this section shall prevent a person from
2 possessing a .22 caliber rimfire rifle or pistol with a laser
3 sighting device while hunting or taking furbearers with hounds
4 during the legal, open furbearer season, while possessing a valid
5 hunting license.

6 C. As used in this section, "laser sighting device" means any
7 artificial light of any form that casts or reflects a beam of light
8 onto or otherwise illuminates wildlife.

9 D. The provisions of subsection A of this section shall not
10 apply to persons who are ~~one~~:

11 1. One hundred percent (100%) disabled as certified by the
12 Social Security Administration ~~or~~;

13 2. One hundred percent (100%) disabled as certified by the
14 United States Department of Veterans Affairs and registered with the
15 veterans registry created by the Oklahoma Department of Veterans
16 Affairs; or

17 ~~who are certified~~ 3. Certified as being legally blind by a
18 physician licensed in this state or any state which borders this
19 state if the person is hunting on private property and is
20 accompanied by a licensed hunter.

21 E. Any person convicted of violating the provisions of this
22 section shall be guilty of a misdemeanor.
23
24

1 F. The Oklahoma Wildlife Conservation Commission shall
2 promulgate any rule necessary to implement the provisions of this
3 section.

4 SECTION 7. AMENDATORY Section 1, Chapter 45, O.S.L. 2015
5 (40 O.S. Supp. 2016, Section 801), is amended to read as follows:

6 Section 801. A. This section shall be known and may be cited
7 as the "Voluntary Veterans' Preference Employment Policy Act".

8 B. As used in this section:

9 1. "DD 214" means United States Department of Defense Form 214
10 or a similarly effective form issued by the Department relating to
11 separation from military service;

12 2. "Private employer" means a business entity in the private
13 sector of this state with one or more employees;

14 3. "Veteran" means a person who served on active duty in the
15 Armed Forces of the United States who was discharged or released
16 with an honorable discharge and registered with the veterans
17 registry created by the Oklahoma Department of Veterans Affairs; and

18 4. "Veterans' preference employment policy" means a private
19 employer's voluntary preference for hiring, promoting or retaining a
20 veteran over another qualified applicant or employee.

21 C. A private employer may have a voluntary veterans' preference
22 employment policy. The policy:

23 1. Shall be in writing; and
24

1 2. Shall be applied uniformly to employment decisions regarding
2 hiring, promotion or retention during a reduction in force.

3 D. An employer may require that a veteran submit a DD 214 to a
4 private employer with a veterans' preference employment policy to be
5 eligible for the preference.

6 E. The granting of a veterans' preference pursuant to the
7 provisions of this section shall not be deemed to violate any local
8 or state equal employment opportunity law or regulation.

9 F. The Department of Veterans Affairs shall assist any private
10 employer in determining if an applicant is a veteran to the extent
11 permitted by law.

12 SECTION 8. AMENDATORY 47 O.S. 2011, Section 6-101, as
13 last amended by Section 1, Chapter 180, O.S.L. 2016 (47 O.S. Supp.
14 2016, Section 6-101), is amended to read as follows:

15 Section 6-101. A. No person, except those hereinafter
16 expressly exempted in Sections 6-102 and 6-102.1 of this title,
17 shall operate any motor vehicle upon a highway in this state unless
18 the person has a valid Oklahoma driver license for the class of
19 vehicle being operated under the provisions of this title. No
20 person shall be permitted to possess more than one valid license at
21 any time, except as provided in paragraph 4 of subsection F of this
22 section.

23 B. 1. No person shall operate a Class A commercial motor
24 vehicle unless the person is eighteen (18) years of age or older and

1 holds a valid Class A commercial license, except as provided in
2 paragraph 5 of this subsection and subsection F of this section.

3 Any person holding a valid Class A commercial license shall be
4 permitted to operate motor vehicles in Classes A, B, C and D, except
5 as provided for in paragraph 4 of this subsection.

6 2. No person shall operate a Class B commercial motor vehicle
7 unless the person is eighteen (18) years of age or older and holds a
8 valid Class B commercial license, except as provided in paragraph 5
9 of subsection F of this section. Any person holding a valid Class B
10 commercial license shall be permitted to operate motor vehicles in
11 Classes B, C and D, except as provided for in paragraph 4 of this
12 subsection.

13 3. No person shall operate a Class C commercial motor vehicle
14 unless the person is eighteen (18) years of age or older and holds a
15 valid Class C commercial license, except as provided in subsection F
16 of this section. Any person holding a valid Class C commercial
17 license shall be permitted to operate motor vehicles in Classes C
18 and D, except as provided for in paragraph 4 of this subsection.

19 4. No person under twenty-one (21) years of age shall be
20 licensed to operate any motor vehicle which is required to be
21 placarded for hazardous materials pursuant to 49 C.F.R., Part 172,
22 subpart F, except as provided in subsection F of this section;
23 provided, a person eighteen (18) years of age or older may be
24 licensed to operate a farm vehicle which is required to be placarded

1 for hazardous materials pursuant to 49 C.F.R., Part 172, subpart F,
2 except as provided in subsection F of this section.

3 5. A person at least seventeen (17) years of age who
4 successfully completes all examinations required by law may be
5 issued by the Department:

6 a. a restricted Class A commercial license which shall
7 grant to the licensee the privilege to operate a Class
8 A or Class B commercial motor vehicle for harvest
9 purposes or a Class D motor vehicle, or

10 b. a restricted Class B commercial license which shall
11 grant to the licensee the privilege to operate a Class
12 B commercial motor vehicle for harvest purposes or a
13 Class D motor vehicle.

14 6. No person shall operate a Class D motor vehicle unless the
15 person is sixteen (16) years of age or older and holds a valid Class
16 D license, except as provided for in Section 6-102 or 6-105 of this
17 title. Any person holding a valid Class D license shall be
18 permitted to operate motor vehicles in Class D only.

19 C. Any person issued a driver license pursuant to this section
20 may exercise the privilege thereby granted upon all streets and
21 highways in this state.

22 D. No person shall operate a motorcycle or motor-driven cycle
23 without having a valid Class A, B, C or D license with a motorcycle
24 endorsement. Except as otherwise provided by law, any new applicant

1 for an original driver license shall be required to successfully
2 complete a written examination, vision examination, and driving
3 examination for a motorcycle as prescribed by the Department of
4 Public Safety, and a certified state-approved motorcycle basic rider
5 course approved by the Department if the applicant is seventeen (17)
6 years of age or younger to be eligible for a motorcycle endorsement
7 thereon. The written examination and driving examination for a
8 motorcycle shall be waived by the Department of Public Safety upon
9 verification that the person has successfully completed a certified
10 Motorcycle Safety Foundation rider course approved by the
11 Department.

12 E. Except as otherwise provided by law, any person who lawfully
13 possesses a valid Oklahoma driver license which is eligible for
14 renewal shall be required to successfully complete a written
15 examination, vision examination, and driving examination for a
16 motorcycle as prescribed by the Department, and a certified state-
17 approved motorcycle basic rider course approved by the Department if
18 the person is seventeen (17) years of age or younger to be eligible
19 for a motorcycle endorsement. The written examination and driving
20 examination for a motorcycle shall be waived by the Department of
21 Public Safety upon verification that the person has successfully
22 completed a certified Motorcycle Safety Foundation rider course
23 approved by the Department.

24

1 F. 1. Any person eighteen (18) years of age or older may apply
2 for a restricted Class A, B or C commercial learner permit. The
3 Department, after the applicant has passed all parts of the
4 examination for a Class D license and has successfully passed all
5 parts of the examination for a Class A, B or C commercial license
6 other than the driving examination, may issue to the applicant a
7 commercial learner permit which shall entitle the person having
8 immediate lawful possession of the commercial learner permit and a
9 valid Oklahoma driver license or provisional driver license pursuant
10 to Section 6-212 of this title to operate a Class A, B or C
11 commercial motor vehicle upon the public highways solely for the
12 purpose of behind-the-wheel training in accordance with rules
13 promulgated by the Department.

14 2. This commercial learner permit shall be issued for a period
15 as provided in Section 6-115 of this title of one hundred eighty
16 (180) days, which may be renewed one time for an additional one
17 hundred eighty (180) days; provided, such commercial learner permit
18 may be suspended, revoked, canceled, denied or disqualified at the
19 discretion of the Department for violation of the restrictions, for
20 failing to give the required or correct information on the
21 application, or for violation of any traffic laws of this state
22 pertaining to the operation of a motor vehicle. Except as otherwise
23 provided, the lawful possessor of a commercial learner permit who
24 has been issued a commercial learner permit for a minimum of

1 fourteen (14) days may have the restriction requiring an
2 accompanying driver removed by satisfactorily completing a driver's
3 examination; provided, the removal of a restriction shall not
4 authorize the operation of a Class A, B or C commercial motor
5 vehicle if such operation is otherwise prohibited by law.

6 3. No person shall apply for and the Department shall not issue
7 an original Class A, B or C driver license until the person has been
8 issued a commercial learner permit and held the permit for at least
9 fourteen (14) days. Any person who currently holds a Class B or C
10 license and who wishes to apply for another class of commercial
11 driver license shall be required to apply for a commercial learner
12 permit and to hold the permit for at least fourteen (14) days before
13 applying for the Class A or B license, as applicable. Any person
14 who currently holds a Class A, B or C license and who wishes to add
15 an endorsement or remove a restriction for which a skills
16 examination is required shall be required to apply for a commercial
17 learner permit and to hold the permit for at least fourteen (14)
18 days before applying for the endorsement.

19 4. A commercial learner permit shall be issued by the
20 Department as a separate and unique document which shall be valid
21 only in conjunction with a valid Oklahoma driver license or
22 provisional driver license pursuant to Section 6-212 of this title,
23 both of which shall be in the possession of the person to whom they
24

1 have been issued whenever that person is operating a commercial
2 motor vehicle as provided in this subsection.

3 5. After one renewal of a commercial learner permit, as
4 provided in paragraph 2 of this subsection, a commercial permit
5 shall not be renewed again. Any person who has held a commercial
6 learner permit for the initial issuance period and one renewal
7 period shall not be eligible for and the Department shall not issue
8 another renewal of the permit; provided, the person may reapply for
9 a new commercial learner permit, as provided for in this subsection.

10 6. Enrollment in or successful completion of a commercial
11 driver training school shall not be required for any commercial
12 learner permit applicant who requests a skills examination for a
13 Class A, B or C license, nor shall any student enrolled in a
14 commercial driver training school be prohibited from taking a skills
15 examination for a Class A, B or C license upon request with a
16 Department of Public Safety examiner regardless of whether the
17 person has completed the course, is still enrolled in the course to
18 be completed or has voluntarily withdrawn from the course.

19 G. 1. The fee charged for an approved application for an
20 original Oklahoma driver license or an approved application for the
21 addition of an endorsement to a current valid Oklahoma driver
22 license shall be assessed in accordance with the following schedule:

23 Class A Commercial Learner Permit	\$25.00
24 Class A Commercial License	\$25.00

1	Class B Commercial Learner Permit	\$15.00
2	Class B Commercial License	\$15.00
3	Class C Commercial Learner Permit	\$15.00
4	Class C Commercial License	\$15.00
5	Class D License	\$ 4.00
6	Motorcycle Endorsement	\$ 4.00

7 2. Notwithstanding the provisions of Section 1104 of this
8 title, all monies collected from the fees charged for Class A, B and
9 C commercial licenses pursuant to the provisions of this subsection
10 shall be deposited in the General Revenue Fund of this state.

11 H. The fee charged for any failed examination shall be Four
12 Dollars (\$4.00) for any license classification. Notwithstanding the
13 provisions of Section 1104 of this title, all monies collected from
14 such examination fees pursuant to the provisions of this subsection
15 shall be deposited in the General Revenue Fund of this state.

16 I. In addition to any fee charged pursuant to the provisions of
17 subsection G of this section, the fee charged for the issuance or
18 renewal of an Oklahoma license shall be in accordance with the
19 following schedule; provided, that any applicant who has a CDL
20 Learner Permit shall be charged only the replacement fee for the
21 issuance of the license:

22	Class A Commercial Learner Permit	\$51.50
23	Class A Commercial License	\$51.50
24	Class B Commercial Learner Permit	\$51.50

1	Class B Commercial License	\$51.50
2	Class C Commercial License	\$41.50
3	Class D License	\$33.50

4 A commercial learner permit may be renewed one time for a period
5 of one hundred eighty (180) days. The cost for the renewed permit
6 shall be the same as for the original permit.

7 Notwithstanding the provisions of Section 1104 of this title, of
8 each fee charged pursuant to the provisions of this subsection:

9 1. Five Dollars and fifty cents (\$5.50) shall be deposited to
10 the Trauma Care Assistance Revolving Fund created in Section 1-
11 2530.9 of Title 63 of the Oklahoma Statutes;

12 2. Six Dollars and seventy-five cents (\$6.75) shall be
13 deposited to the Department of Public Safety Computer Imaging System
14 Revolving Fund to be used solely for the purpose of administration
15 and maintenance of the computerized imaging system of the
16 Department; and

17 3. Ten Dollars (\$10.00) shall be deposited to the Department of
18 Public Safety Revolving Fund for all original or renewal issuances
19 of licenses.

20 J. All original and renewal driver licenses shall expire as
21 provided in Section 6-115 of this title.

22 K. Any person sixty-two (62) years of age or older during the
23 calendar year of issuance of a Class D license or motorcycle
24 endorsement shall be charged the following prorated fee:

1	Age 62	\$21.25
2	Age 63	\$17.50
3	Age 64	\$13.75
4	Age 65	-0-

5 L. No person who has been honorably discharged from active
6 service in any branch of the Armed Forces of the United States or
7 Oklahoma National Guard and who has been certified by the United
8 States Department of Veterans Affairs, its successor, or the Armed
9 Forces of the United States to be a disabled veteran in receipt of
10 compensation at the one-hundred-percent rate for a permanent
11 disability sustained through military action or accident resulting
12 from disease contracted while in such active service and registered
13 with the veterans registry created by the Oklahoma Department of
14 Veterans Affairs; shall be charged a fee for the issuance or renewal
15 of an Oklahoma driver license; provided that if a veteran has been
16 previously exempt from a fee pursuant to this subsection, no
17 registration with the veterans registry shall be required.

18 M. The Department of Public Safety and the Oklahoma Tax
19 Commission are authorized to promulgate rules for the issuance and
20 renewal of driver licenses authorized pursuant to the provisions of
21 Sections 6-101 through 6-309 of this title. Applications, upon
22 forms approved by the Department of Public Safety, for such licenses
23 shall be handled by the motor license agents; provided, the
24 Department of Public Safety is authorized to assume these duties in

1 any county of this state. Each motor license agent accepting
2 applications for driver licenses shall receive Four Dollars (\$4.00)
3 to be deducted from the total collected for each license or renewal
4 application accepted. The four-dollar fee received by the motor
5 license agent shall be used for operating expenses.

6 N. Notwithstanding the provisions of Section 1104 of this title
7 and subsection M of this section and except as provided in
8 subsections G and I of this section, the first Sixty Thousand
9 Dollars (\$60,000.00) of all monies collected pursuant to this
10 section shall be paid by the Oklahoma Tax Commission to the State
11 Treasurer to be deposited in the General Revenue Fund of the State
12 Treasury.

13 The next Five Hundred Thousand Dollars (\$500,000.00) of monies
14 collected pursuant to this section shall be paid by the Tax
15 Commission to the State Treasurer to be deposited each fiscal year
16 under the provisions of this section to the credit of the Department
17 of Public Safety Restricted Revolving Fund for the purpose of the
18 Statewide Law Enforcement Communications System. All other monies
19 collected in excess of Five Hundred Sixty Thousand Dollars
20 (\$560,000.00) each fiscal year shall be apportioned as provided in
21 Section 1104 of this title, except as otherwise provided in this
22 section.

23 O. The Department of Public Safety shall implement a procedure
24 whereby images displayed on licenses and identification cards issued

1 pursuant to the provisions of Sections 6-101 through 6-309 of this
2 title are maintained by the Department to create photographs or
3 computerized images which may be used only:

4 1. By a law enforcement agency for purposes of criminal
5 investigations, missing person investigations, or any law
6 enforcement purpose which is deemed necessary by the Commissioner of
7 Public Safety;

8 2. By the driver licensing agency of another state for its
9 official purpose; and

10 3. As provided in Section 2-110 of this title.

11 The computer system and related equipment acquired for this
12 purpose must conform to industry standards for interoperability and
13 open architecture. The Department of Public Safety may promulgate
14 rules to implement the provisions of this subsection.

15 SECTION 9. AMENDATORY Section 1, Chapter 330, O.S.L.
16 2012, as last amended by Section 1, Chapter 113, O.S.L. 2014 (47
17 O.S. Supp. 2016, Section 6-124), is amended to read as follows:

18 Section 6-124. A. As a way to honor and recognize the veterans
19 who have served our country, the Department of Public Safety shall
20 make space available in the upper left hand corner of the front of
21 the driver license and the identification card for a flag emblem and
22 the word "veteran" to be designed by the Department that will serve
23 as a notation of veteran status.

1 B. Upon application for issuance or renewal of the driver
2 license or identification card and in addition to other
3 documentation required by the Department, persons requesting the
4 flag emblem shall ~~show proof of present or past military service by~~
5 ~~presenting:~~

6 1. ~~A valid Uniformed Services Identity Card;~~

7 2. ~~A United States Department of Defense Form (DD)214, (DD)215~~
8 ~~or a World War II discharge document WD AGO Form or NavPers Form~~
9 ~~that shows a discharge status of "honorable" or "general under~~
10 ~~honorable conditions";~~

11 3. ~~An Oklahoma Army or Air National Guard NGB Form 22;~~

12 4. ~~A United States Department of Veterans Affairs photo~~
13 ~~identification card; or~~

14 5. ~~A United States Uniformed Services DD Form 2 (Retired or~~
15 ~~Reserve Retired) Identification Card.~~

16 be registered with the veterans registry created by the Oklahoma
17 Department of Veterans Affairs. Provided, that if the person
18 requesting the flag emblem has previously received a flag emblem
19 pursuant to this subsection, no registration with the veterans
20 registry shall be required to receive the flag emblem. The
21 Department of Public Safety shall promulgate any rule necessary to
22 implement the provisions of this section.

SECTION 10. AMENDATORY 68 O.S. 2011, Section 1357, as last amended by Section 18, Chapter 54, O.S.L. 2015 (68 O.S. Supp. 2016, Section 1357), is amended to read as follows:

Section 1357. Exemptions - General.

There are hereby specifically exempted from the tax levied by the Oklahoma Sales Tax Code:

1. Transportation of school pupils to and from elementary schools or high schools in motor or other vehicles;

2. Transportation of persons where the fare of each person does not exceed One Dollar (\$1.00), or local transportation of persons within the corporate limits of a municipality except by taxicabs;

3. Sales for resale to persons engaged in the business of reselling the articles purchased, whether within or without the state, provided that such sales to residents of this state are made to persons to whom sales tax permits have been issued as provided in the Oklahoma Sales Tax Code. This exemption shall not apply to the sales of articles made to persons holding permits when such persons purchase items for their use and which they are not regularly engaged in the business of reselling; neither shall this exemption apply to sales of tangible personal property to peddlers, solicitors and other salespersons who do not have an established place of business and a sales tax permit. The exemption provided by this paragraph shall apply to sales of motor fuel or diesel fuel to a Group Five vendor, but the use of such motor fuel or diesel fuel by

1 the Group Five vendor shall not be exempt from the tax levied by the
2 Oklahoma Sales Tax Code. The purchase of motor fuel or diesel fuel
3 is exempt from sales tax when the motor fuel is for shipment outside
4 this state and consumed by a common carrier by rail in the conduct
5 of its business. The sales tax shall apply to the purchase of motor
6 fuel or diesel fuel in Oklahoma by a common carrier by rail when
7 such motor fuel is purchased for fueling, within this state, of any
8 locomotive or other motorized flanged wheel equipment;

9 4. Sales of advertising space in newspapers and periodicals;

10 5. Sales of programs relating to sporting and entertainment
11 events, and sales of advertising on billboards (including signage,
12 posters, panels, marquees, or on other similar surfaces, whether
13 indoors or outdoors) or in programs relating to sporting and
14 entertainment events, and sales of any advertising, to be displayed
15 at or in connection with a sporting event, via the Internet,
16 electronic display devices, or through public address or broadcast
17 systems. The exemption authorized by this paragraph shall be
18 effective for all sales made on or after January 1, 2001;

19 6. Sales of any advertising, other than the advertising
20 described by paragraph 5 of this section, via the Internet,
21 electronic display devices, or through the electronic media,
22 including radio, public address or broadcast systems, television
23 (whether through closed circuit broadcasting systems or otherwise),
24

1 and cable and satellite television, and the servicing of any
2 advertising devices;

3 7. Eggs, feed, supplies, machinery and equipment purchased by
4 persons regularly engaged in the business of raising worms, fish,
5 any insect or any other form of terrestrial or aquatic animal life
6 and used for the purpose of raising same for marketing. This
7 exemption shall only be granted and extended to the purchaser when
8 the items are to be used and in fact are used in the raising of
9 animal life as set out above. Each purchaser shall certify, in
10 writing, on the invoice or sales ticket retained by the vendor that
11 the purchaser is regularly engaged in the business of raising such
12 animal life and that the items purchased will be used only in such
13 business. The vendor shall certify to the Oklahoma Tax Commission
14 that the price of the items has been reduced to grant the full
15 benefit of the exemption. Violation hereof by the purchaser or
16 vendor shall be a misdemeanor;

17 8. Sale of natural or artificial gas and electricity, and
18 associated delivery or transmission services, when sold exclusively
19 for residential use. Provided, this exemption shall not apply to
20 any sales tax levied by a city or town, or a county, or any other
21 jurisdiction in this state;

22 9. In addition to the exemptions authorized by Section 1357.6
23 of this title, sales of drugs sold pursuant to a prescription
24 written for the treatment of human beings by a person licensed to

1 prescribe the drugs, and sales of insulin and medical oxygen.

2 Provided, this exemption shall not apply to over-the-counter drugs;

3 10. Transfers of title or possession of empty, partially
4 filled, or filled returnable oil and chemical drums to any person
5 who is not regularly engaged in the business of selling, reselling
6 or otherwise transferring empty, partially filled, or filled
7 returnable oil drums;

8 11. Sales of one-way utensils, paper napkins, paper cups,
9 disposable hot containers and other one-way carry out materials to a
10 vendor of meals or beverages;

11 12. Sales of food or food products for home consumption which
12 are purchased in whole or in part with coupons issued pursuant to
13 the federal food stamp program as authorized by Sections 2011
14 through 2029 of Title 7 of the United States Code, as to that
15 portion purchased with such coupons. The exemption provided for
16 such sales shall be inapplicable to such sales upon the effective
17 date of any federal law that removes the requirement of the
18 exemption as a condition for participation by the state in the
19 federal food stamp program;

20 13. Sales of food or food products, or any equipment or
21 supplies used in the preparation of the food or food products to or
22 by an organization which:

- 23 a. is exempt from taxation pursuant to the provisions of
24 Section 501(c)(3) of the Internal Revenue Code, 26

1 U.S.C., Section 501(c)(3), and which provides and
2 delivers prepared meals for home consumption to
3 elderly or homebound persons as part of a program
4 commonly known as "Meals on Wheels" or "Mobile Meals",
5 or

6 b. is exempt from taxation pursuant to the provisions of
7 Section 501(c)(3) of the Internal Revenue Code, 26
8 U.S.C., Section 501(c)(3), and which receives federal
9 funding pursuant to the Older Americans Act of 1965,
10 as amended, for the purpose of providing nutrition
11 programs for the care and benefit of elderly persons;

12 14. a. Sales of tangible personal property or services to or
13 by organizations which are exempt from taxation
14 pursuant to the provisions of Section 501(c)(3) of the
15 Internal Revenue Code, 26 U.S.C., Section 501(c)(3),
16 and:

17 (1) are primarily involved in the collection and
18 distribution of food and other household products
19 to other organizations that facilitate the
20 distribution of such products to the needy and
21 such distributee organizations are exempt from
22 taxation pursuant to the provisions of Section
23 501(c)(3) of the Internal Revenue Code, 26
24 U.S.C., Section 501(c)(3), or

1 (2) facilitate the distribution of such products to
2 the needy.

3 b. Sales made in the course of business for profit or
4 savings, competing with other persons engaged in the
5 same or similar business shall not be exempt under
6 this paragraph;

7 15. Sales of tangible personal property or services to
8 children's homes which are located on church-owned property and are
9 operated by organizations exempt from taxation pursuant to the
10 provisions of the Internal Revenue Code, 26 U.S.C., Section
11 501(c) (3);

12 16. Sales of computers, data processing equipment, related
13 peripherals and telephone, telegraph or telecommunications service
14 and equipment for use in a qualified aircraft maintenance or
15 manufacturing facility. For purposes of this paragraph, "qualified
16 aircraft maintenance or manufacturing facility" means a new or
17 expanding facility primarily engaged in aircraft repair, building or
18 rebuilding whether or not on a factory basis, whose total cost of
19 construction exceeds the sum of Five Million Dollars (\$5,000,000.00)
20 and which employs at least two hundred fifty (250) new full-time-
21 equivalent employees, as certified by the Oklahoma Employment
22 Security Commission, upon completion of the facility. In order to
23 qualify for the exemption provided for by this paragraph, the cost
24 of the items purchased by the qualified aircraft maintenance or

1 manufacturing facility shall equal or exceed the sum of Two Million
2 Dollars (\$2,000,000.00);

3 17. Sales of tangible personal property consumed or
4 incorporated in the construction or expansion of a qualified
5 aircraft maintenance or manufacturing facility as defined in
6 paragraph 16 of this section. For purposes of this paragraph, sales
7 made to a contractor or subcontractor that has previously entered
8 into a contractual relationship with a qualified aircraft
9 maintenance or manufacturing facility for construction or expansion
10 of such a facility shall be considered sales made to a qualified
11 aircraft maintenance or manufacturing facility;

12 18. Sales of the following telecommunications services:

13 a. Interstate and International "800 service". "800
14 service" means a "telecommunications service" that
15 allows a caller to dial a toll-free number without
16 incurring a charge for the call. The service is
17 typically marketed under the name "800", "855", "866",
18 "877", and "888" toll-free calling, and any subsequent
19 numbers designated by the Federal Communications
20 Commission, or

21 b. Interstate and International "900 service". "900
22 service" means an inbound toll "telecommunications
23 service" purchased by a subscriber that allows the
24 subscriber's customers to call in to the subscriber's

1 prerecorded announcement or live service. "900
2 service" does not include the charge for: collection
3 services provided by the seller of the
4 "telecommunications services" to the subscriber, or
5 service or product sold by the subscriber to the
6 subscriber's customer. The service is typically
7 marketed under the name "900" service, and any
8 subsequent numbers designated by the Federal
9 Communications Commission,

10 c. Interstate and International "private communications
11 service". "Private communications service" means a
12 "telecommunications service" that entitles the
13 customer to exclusive or priority use of a
14 communications channel or group of channels between or
15 among termination points, regardless of the manner in
16 which such channel or channels are connected, and
17 includes switching capacity, extension lines,
18 stations, and any other associated services that are
19 provided in connection with the use of such channel or
20 channels,

21 d. "Value-added nonvoice data service". "Value-added
22 nonvoice data service" means a service that otherwise
23 meets the definition of "telecommunications services"
24 in which computer processing applications are used to

1 act on the form, content, code, or protocol of the
2 information or data primarily for a purpose other than
3 transmission, conveyance or routing,

4 e. Interstate and International telecommunications
5 service which is:

6 (1) rendered by a company for private use within its
7 organization, or

8 (2) used, allocated, or distributed by a company to
9 its affiliated group,

10 f. Regulatory assessments and charges, including charges
11 to fund the Oklahoma Universal Service Fund, the
12 Oklahoma Lifeline Fund and the Oklahoma High Cost
13 Fund, and

14 g. Telecommunications nonrecurring charges, including but
15 not limited to the installation, connection, change or
16 initiation of telecommunications services which are
17 not associated with a retail consumer sale;

18 19. Sales of railroad track spikes manufactured and sold for
19 use in this state in the construction or repair of railroad tracks,
20 switches, sidings and turnouts;

21 20. Sales of aircraft and aircraft parts provided such sales
22 occur at a qualified aircraft maintenance facility. As used in this
23 paragraph, "qualified aircraft maintenance facility" means a
24 facility operated by an air common carrier, including one or more

1 component overhaul support buildings or structures in an area owned,
2 leased or controlled by the air common carrier, at which there were
3 employed at least two thousand (2,000) full-time-equivalent
4 employees in the preceding year as certified by the Oklahoma
5 Employment Security Commission and which is primarily related to the
6 fabrication, repair, alteration, modification, refurbishing,
7 maintenance, building or rebuilding of commercial aircraft or
8 aircraft parts used in air common carriage. For purposes of this
9 paragraph, "air common carrier" shall also include members of an
10 affiliated group as defined by Section 1504 of the Internal Revenue
11 Code, 26 U.S.C., Section 1504. Beginning July 1, 2012, sales of
12 machinery, tools, supplies, equipment and related tangible personal
13 property and services used or consumed in the repair, remodeling or
14 maintenance of aircraft, aircraft engines, or aircraft component
15 parts which occur at a qualified aircraft maintenance facility;

16 21. Sales of machinery and equipment purchased and used by
17 persons and establishments primarily engaged in computer services
18 and data processing:

- 19 a. as defined under Industrial Group Numbers 7372 and
20 7373 of the Standard Industrial Classification (SIC)
21 Manual, latest version, which derive at least fifty
22 percent (50%) of their annual gross revenues from the
23 sale of a product or service to an out-of-state buyer
24 or consumer, and

1 b. as defined under Industrial Group Number 7374 of the
2 SIC Manual, latest version, which derive at least
3 eighty percent (80%) of their annual gross revenues
4 from the sale of a product or service to an out-of-
5 state buyer or consumer.

6 Eligibility for the exemption set out in this paragraph shall be
7 established, subject to review by the Tax Commission, by annually
8 filing an affidavit with the Tax Commission stating that the
9 facility so qualifies and such information as required by the Tax
10 Commission. For purposes of determining whether annual gross
11 revenues are derived from sales to out-of-state buyers or consumers,
12 all sales to the federal government shall be considered to be to an
13 out-of-state buyer or consumer;

14 22. Sales of prosthetic devices to an individual for use by
15 such individual. For purposes of this paragraph, "prosthetic
16 device" shall have the same meaning as provided in Section 1357.6 of
17 this title, but shall not include corrective eye glasses, contact
18 lenses or hearing aids;

19 23. Sales of tangible personal property or services to a motion
20 picture or television production company to be used or consumed in
21 connection with an eligible production. For purposes of this
22 paragraph, "eligible production" means a documentary, special, music
23 video, or a television commercial or television program that will
24 serve as a pilot for or be a segment of an ongoing dramatic or

1 situation comedy series filmed or taped for network or national or
2 regional syndication or a feature-length motion picture intended for
3 theatrical release or for network or national or regional
4 syndication or broadcast. The provisions of this paragraph shall
5 apply to sales occurring on or after July 1, 1996. In order to
6 qualify for the exemption, the motion picture or television
7 production company shall file any documentation and information
8 required to be submitted pursuant to rules promulgated by the Tax
9 Commission;

10 24. Sales of diesel fuel sold for consumption by commercial
11 vessels, barges and other commercial watercraft;

12 25. Sales of tangible personal property or services to tax-
13 exempt independent nonprofit biomedical research foundations that
14 provide educational programs for Oklahoma science students and
15 teachers and to tax-exempt independent nonprofit community blood
16 banks headquartered in this state;

17 26. Effective May 6, 1992, sales of wireless telecommunications
18 equipment to a vendor who subsequently transfers the equipment at no
19 charge or for a discounted charge to a consumer as part of a
20 promotional package or as an inducement to commence or continue a
21 contract for wireless telecommunications services;

22 27. Effective January 1, 1991, leases of rail transportation
23 cars to haul coal to coal-fired plants located in this state which
24 generate electric power;

1 28. Beginning July 1, 2005, sales of aircraft engine repairs,
2 modification, and replacement parts, sales of aircraft frame repairs
3 and modification, aircraft interior modification, and paint, and
4 sales of services employed in the repair, modification and
5 replacement of parts of aircraft engines, aircraft frame and
6 interior repair and modification, and paint;

7 29. Sales of materials and supplies to the owner or operator of
8 a ship, motor vessel or barge that is used in interstate or
9 international commerce if the materials and supplies:

10 a. are loaded on the ship, motor vessel or barge and used
11 in the maintenance and operation of the ship, motor
12 vessel or barge, or

13 b. enter into and become component parts of the ship,
14 motor vessel or barge;

15 30. Sales of tangible personal property made at estate sales at
16 which such property is offered for sale on the premises of the
17 former residence of the decedent by a person who is not required to
18 be licensed pursuant to the Transient Merchant Licensing Act, or who
19 is not otherwise required to obtain a sales tax permit for the sale
20 of such property pursuant to the provisions of Section 1364 of this
21 title; provided:

22 a. such sale or event may not be held for a period
23 exceeding three (3) consecutive days,
24

1 b. the sale must be conducted within six (6) months of
2 the date of death of the decedent, and

3 c. the exemption allowed by this paragraph shall not be
4 allowed for property that was not part of the
5 decedent's estate;

6 31. Beginning January 1, 2004, sales of electricity and
7 associated delivery and transmission services, when sold exclusively
8 for use by an oil and gas operator for reservoir dewatering projects
9 and associated operations commencing on or after July 1, 2003, in
10 which the initial water-to-oil ratio is greater than or equal to
11 five-to-one water-to-oil, and such oil and gas development projects
12 have been classified by the Corporation Commission as a reservoir
13 dewatering unit;

14 32. Sales of prewritten computer software that is delivered
15 electronically. For purposes of this paragraph, "delivered
16 electronically" means delivered to the purchaser by means other than
17 tangible storage media;

18 33. Sales of modular dwelling units when built at a production
19 facility and moved in whole or in parts, to be assembled on-site,
20 and permanently affixed to the real property and used for
21 residential or commercial purposes. The exemption provided by this
22 paragraph shall equal forty-five percent (45%) of the total sales
23 price of the modular dwelling unit. For purposes of this paragraph,
24 "modular dwelling unit" means a structure that is not subject to the

1 motor vehicle excise tax imposed pursuant to Section 2103 of this
2 title;

3 34. Sales of tangible personal property or services to

4 a. persons who are residents of Oklahoma and have been
5 honorably discharged from active service in any branch
6 of the Armed Forces of the United States or Oklahoma
7 National Guard and who have been certified by the
8 United States Department of Veterans Affairs or its
9 successor to be in receipt of disability compensation
10 at the one-hundred-percent rate and the disability
11 shall be permanent and have been sustained through
12 military action or accident or resulting from disease
13 contracted while in such active service and registered
14 with the veterans registry created by the Oklahoma
15 Department of Veterans Affairs; provided that if the
16 veteran has previously received the sales tax
17 exemption pursuant to this paragraph, no registry with
18 the veterans registry shall be required, or

19 b. the surviving spouse of ~~such~~ the person in
20 subparagraph a of this paragraph if the person is
21 deceased and the spouse has not remarried; ~~provided,~~
22 ~~sales.~~ Sales for the benefit of ~~the~~ an eligible
23 person to a spouse of the eligible person or to a
24 member of the household in which the eligible person

1 resides and who is authorized to make purchases on the
2 person's behalf, when such eligible person is not
3 present at the sale, shall also be exempt for purposes
4 of this paragraph. The Oklahoma Tax Commission shall
5 issue a separate exemption card to a spouse of an
6 eligible person or to a member of the household in
7 which the eligible person resides who is authorized to
8 make purchases on the person's behalf, if requested by
9 the eligible person. Sales qualifying for the
10 exemption authorized by this paragraph shall not
11 exceed Twenty-five Thousand Dollars (\$25,000.00) per
12 year per individual while the disabled veteran is
13 living. Sales qualifying for the exemption authorized
14 by this paragraph shall not exceed One Thousand
15 Dollars (\$1,000.00) per year for an unremarried
16 surviving spouse. Upon request of the Tax Commission,
17 a person asserting or claiming the exemption
18 authorized by this paragraph shall provide a
19 statement, executed under oath, that the total sales
20 amounts for which the exemption is applicable have not
21 exceeded Twenty-five Thousand Dollars (\$25,000.00) per
22 year per living disabled veteran or One Thousand
23 Dollars (\$1,000.00) per year for an unremarried
24 surviving spouse. If the amount of such exempt sales

1 exceeds such amount, the sales tax in excess of the
2 authorized amount shall be treated as a direct sales
3 tax liability and may be recovered by the Tax
4 Commission in the same manner provided by law for
5 other taxes, including penalty and interest. The Tax
6 Commission shall promulgate any rules necessary to
7 implement the provisions of this section;

8 35. Sales of electricity to the operator, specifically
9 designated by the Corporation Commission, of a spacing unit or lease
10 from which oil is produced or attempted to be produced using
11 enhanced recovery methods, including, but not limited to, increased
12 pressure in a producing formation through the use of water or
13 saltwater if the electrical usage is associated with and necessary
14 for the operation of equipment required to inject or circulate
15 fluids in a producing formation for the purpose of forcing oil or
16 petroleum into a wellbore for eventual recovery and production from
17 the wellhead. In order to be eligible for the sales tax exemption
18 authorized by this paragraph, the total content of oil recovered
19 after the use of enhanced recovery methods shall not exceed one
20 percent (1%) by volume. The exemption authorized by this paragraph
21 shall be applicable only to the state sales tax rate and shall not
22 be applicable to any county or municipal sales tax rate;

23 36. Sales of intrastate charter and tour bus transportation.
24 As used in this paragraph, "intrastate charter and tour bus

1 transportation" means the transportation of persons from one
2 location in this state to another location in this state in a motor
3 vehicle which has been constructed in such a manner that it may
4 lawfully carry more than eighteen persons, and which is ordinarily
5 used or rented to carry persons for compensation. Provided, this
6 exemption shall not apply to regularly scheduled bus transportation
7 for the general public;

8 37. Sales of vitamins, minerals and dietary supplements by a
9 licensed chiropractor to a person who is the patient of such
10 chiropractor at the physical location where the chiropractor
11 provides chiropractic care or services to such patient. The
12 provisions of this paragraph shall not be applicable to any drug,
13 medicine or substance for which a prescription by a licensed
14 physician is required;

15 38. Sales of goods, wares, merchandise, tangible personal
16 property, machinery and equipment to a web search portal located in
17 this state which derives at least eighty percent (80%) of its annual
18 gross revenue from the sale of a product or service to an out-of-
19 state buyer or consumer. For purposes of this paragraph, "web
20 search portal" means an establishment classified under NAICS code
21 519130 which operates websites that use a search engine to generate
22 and maintain extensive databases of Internet addresses and content
23 in an easily searchable format;

1 39. Sales of tangible personal property consumed or
2 incorporated in the construction or expansion of a facility for a
3 corporation organized under Section 437 et seq. of Title 18 of the
4 Oklahoma Statutes as a rural electric cooperative. For purposes of
5 this paragraph, sales made to a contractor or subcontractor that has
6 previously entered into a contractual relationship with a rural
7 electric cooperative for construction or expansion of a facility
8 shall be considered sales made to a rural electric cooperative;

9 40. Sales of tangible personal property or services to a
10 business primarily engaged in the repair of consumer electronic
11 goods, including, but not limited to, cell phones, compact disc
12 players, personal computers, MP3 players, digital devices for the
13 storage and retrieval of information through hard-wired or wireless
14 computer or Internet connections, if the devices are sold to the
15 business by the original manufacturer of such devices and the
16 devices are repaired, refitted or refurbished for sale by the entity
17 qualifying for the exemption authorized by this paragraph directly
18 to retail consumers or if the devices are sold to another business
19 entity for sale to retail consumers;

20 41. Before July 1, 2019, sales of rolling stock when sold or
21 leased by the manufacturer, regardless of whether the purchaser is a
22 public services corporation engaged in business as a common carrier
23 of property or passengers by railway, for use or consumption by a
24 common carrier directly in the rendition of public service. For

1 purposes of this paragraph, "rolling stock" means locomotives,
2 autocars and railroad cars; and

3 42. Sales of gold, silver, platinum, palladium or other bullion
4 items such as coins and bars and legal tender of any nation, which
5 legal tender is sold according to its value as precious metal or as
6 an investment. As used in the paragraph, "bullion" means any
7 precious metal, including, but not limited to, gold, silver,
8 platinum and palladium, that is in such a state or condition that
9 its value depends upon its precious metal content and not its form.
10 The exemption authorized by this paragraph shall not apply to
11 fabricated metals that have been processed or manufactured for
12 artistic use or as jewelry.

13 SECTION 11. AMENDATORY 72 O.S. 2011, Section 402, is
14 amended to read as follows:

15 Section 402. As used in the Special Disabled Veterans
16 Employment Act:

17 1. "Special disabled veterans" means those honorably discharged
18 persons who:

19 a. meet the criteria for war veterans as set out in
20 Section 67.13a of this title, ~~and~~

21 b. have a service-connected disability rated at thirty
22 percent (30%) or more by the Veterans Administration
23 or the Armed Forces of the United States, ~~and~~

- 1 c. have been a resident of Oklahoma for at least one (1)
2 year prior to the date of the examination~~+~~, and
3 d. are registered with the veterans registry created by
4 the Oklahoma Department of Veterans Affairs; and

5 2. "Agency" means any office, department, board, commission or
6 institution of the state government.

7 SECTION 12. Section 1 of this act shall become effective
8 November 1, 2017.

9 SECTION 13. Sections 2 through 11 of this act shall become
10 effective November 1, 2020.

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12 56-1-6754 AMM 02/22/17
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