

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1845 _____
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: Jon Echols

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

PROPOSED COMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 1845

By: Osborn (Leslie)

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to driver licenses; 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 classes of driver licenses; defining terms; requiring certain designs and markings; requiring certain applications be made to the Department of Public Safety; authorizing certain applications to be made to the Department or motor license agents; requiring certain tasks be performed by Department employees; authorizing certain tasks be performed by the Department or motor license agents; providing certain process for obtaining certain driver licenses and identification cards; providing for temporary driver licenses and identification cards; establishing privileges for temporary driver licenses and identification cards; limiting period of privileges; modifying references; modifying issuance and renewal fee amounts for certain licenses; providing issuance and renewal fee amounts for certain licenses; modifying apportionments of certain fees; limiting certain rule making authority; making retention of certain fees by motor license agents conditional; clarifying language; prohibiting possession of certain multiple licenses or identification cards simultaneously; authorizing the promulgation of rules related to replacement of certain driver licenses; amending 47 O.S. 2011, Section 6-105.3, as last amended by Section 1, Chapter 266, O.S.L. 2015 (47 O.S. Supp. 2016, Section 6-105.3), which relates to issuance of identification cards; prohibiting possession of multiple licenses or identification cards simultaneously; authorizing the promulgation of rules related to replacement of certain identification cards; modifying the fee for issuance, renewal and replacement of identification cards; modifying apportionment of certain fee; making retention of certain fees by motor license agents conditional; clarifying language; amending 47 O.S. 2011,

1 Section 6-106, as last amended by Section 1, Chapter 170,
2 O.S.L. 2016 (47 O.S. Supp. 2016, Section 6-106), which
3 relates to applications for driver licenses and
4 identification cards; modifying application information
5 required; prohibiting possession of certain multiple
6 licenses or identification cards simultaneously; amending
7 47 O.S. 2011, Section 6-110.3, which relates to prohibiting
8 the implementation of the federal REAL ID Act; modifying
9 legislative finding and statement; eliminating prohibition
10 on REAL ID Act implementation and compliance; eliminating
11 requirement related to retrieval and deletion of certain
12 data; prohibiting the sharing of certain information and
13 data; providing an exception; amending 47 O.S. 2011,
14 Section 6-111, as last amended by Section 1, Chapter 214,
15 O.S.L. 2016 (47 O.S. Supp. 2016, Section 6-111), which
16 relates to the issuance of licenses and identification
17 cards; modifying information to be included on driver
18 licenses and identification cards; clarifying language;
19 limiting certain rule making authority; modifying
20 circumstances whereby temporary driver licenses may be
21 issued; authorizing the issuance of temporary
22 identification cards under certain circumstances;
23 clarifying privileges associated with such cards;
24 establishing conditions when such cards become invalid;
amending 47 O.S. 2011, Section 6-114, as last amended by
Section 2, Chapter 170, O.S.L. 2016 (47 O.S. Supp. 2016,
Section 6-114), which relates to replacement driver
licenses; modifying procedure related to applications for
replacement driver licenses; modifying the fee for
replacement licenses; modifying apportionment of certain
fee; making retention of certain fees by motor license
agents conditional; amending 47 O.S. 2011, Section 1113.2,
as amended by Section 1, Chapter 359, O.S.L. 2016 (47 O.S.
Supp. 2016, Section 1113.2), which relates to reissue of
official vehicle license plates; modifying time period
whereby certain fee is applicable; modifying apportionment
of certain fee; clarifying language; clarifying fund name;
requiring the offering of certain training and education by
the Department of Public Safety; establishing standard for
training and education; identifying groups eligible for
such training and education; requiring such training and
education be offered at no cost; providing for online
training and education; providing for in-person education
and training; establishing frequency and locations for in-
person education and training; defining terms; permitting
attendance of education and training regardless of motor
license agency location; requiring furnishing without
charge certain equipment by the Department of Public
Safety; requiring certain option be provided on certain
online systems; creating the Public Safety Enhancement
Fund; identifying revenue source; providing appropriation

1 authority; stating purpose for such appropriation;
2 providing for codification; and declaring an emergency.

3
4 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

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

15 B. 1. No person shall operate a Class A commercial motor vehicle
16 unless the person is eighteen (18) years of age or older and holds a valid
17 Class A commercial license, except as provided in paragraph 5 of this
18 subsection and subsection F of this section. Any person holding a valid
19 Class A commercial license shall be permitted to operate motor vehicles in
20 Classes A, B, C and D, except as provided for in paragraph 4 of this
21 subsection.

22 2. No person shall operate a Class B commercial motor vehicle unless
23 the person is eighteen (18) years of age or older and holds a valid Class
24 B commercial license, except as provided in paragraph 5 of subsection F of
this section. Any person holding a valid Class B commercial license shall

1 be permitted to operate motor vehicles in Classes B, C and D, except as
2 provided for in paragraph 4 of this subsection.

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

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

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

- 19 a. a restricted Class A commercial license which shall grant to
20 the licensee the privilege to operate a Class A or Class B
21 commercial motor vehicle for harvest purposes or a Class D
22 motor vehicle, or
23 b. a restricted Class B commercial license which shall grant to
24 the licensee the privilege to operate a Class B commercial
motor vehicle for harvest purposes or a Class D motor
vehicle.

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

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

9 D. No person shall operate a motorcycle or motor-driven cycle without
10 having a valid Class A, B, C or D license with a motorcycle endorsement.
11 Except as otherwise provided by law, any new applicant for an original
12 driver license shall be required to successfully complete a written
13 examination, vision examination, and driving examination for a motorcycle
14 as prescribed by the Department of Public Safety, and a certified state-
15 approved motorcycle basic rider course approved by the Department if the
16 applicant is seventeen (17) years of age or younger to be eligible for a
17 motorcycle endorsement thereon. The written examination and driving
18 examination for a motorcycle shall be waived by the Department of Public
19 Safety upon verification that the person has successfully completed a
20 certified Motorcycle Safety Foundation rider course approved by the
21 Department.

22 E. Except as otherwise provided by law, any person who lawfully
23 possesses a valid Oklahoma driver license which is eligible for renewal
24 shall be required to successfully complete a written examination, vision
examination, and driving examination for a motorcycle as prescribed by the
Department, and a certified state-approved motorcycle basic rider course

1 approved by the Department if the person is seventeen (17) years of age or
2 younger to be eligible for a motorcycle endorsement. The written
3 examination and driving examination for a motorcycle shall be waived by
4 the Department of Public Safety upon verification that the person has
5 successfully completed a certified Motorcycle Safety Foundation rider
6 course approved by the Department.

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

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

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

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

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

5. After one renewal of a commercial learner permit, as provided in
paragraph 2 of this subsection, a commercial permit shall not be renewed

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

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

14 G. 1. For purposes of this title:

15 a. "REAL ID Compliant Driver License or Identification Card"
16 means a driver license or identification card issued by the
17 State of Oklahoma that has been certified by the United
18 States Department of Homeland Security (USDHS) as compliant
19 with the requirements of the REAL ID Act of 2005, Public Law
20 No. 109-13. A REAL ID Compliant Driver License or
21 Identification Card and the process through which it is
22 issued incorporate a variety of security measures designed
23 to protect the integrity and trustworthiness of the license
24 or card. A REAL ID Compliant Driver License or
Identification Card will be clearly marked on the face
indicating that it is a compliant document.

1 b. "REAL ID Noncompliant Driver License or Identification Card"
2 means a driver license or identification card issued by the
3 State of Oklahoma that has not been certified by the United
4 States Department of Homeland Security (USDHS) as being
5 compliant with the requirements of the REAL ID Act. A REAL
6 ID Noncompliant Driver License or Identification Card will
7 be clearly marked on the face indicating that it is not
8 compliant with the federal REAL ID Act and is not acceptable
9 for official federal purposes. The driver license or
10 identification card will have a unique design or color
11 indicator that clearly distinguishes it from a compliant
12 license or card.

13 2. Original Driver License and Identification Card Issuance:

14 a. Application for an original REAL ID Compliant or REAL ID
15 Noncompliant Driver License or Identification Card shall be
16 made to the Department of Public Safety.

17 b. Department of Public Safety employees shall perform all
18 document recognition and other requirements needed for
19 approval of an original REAL ID Compliant or REAL ID
20 Noncompliant Driver License or Identification Card
21 application.

22 c. Upon approval of an original REAL ID Compliant or REAL ID
23 Noncompliant Driver License or Identification Card
24 application, the applicant may take the approved application
 document to a motor license agent to receive a temporary
 driver license or identification card.

1 d. The motor license agent shall process the approved REAL ID
2 Compliant or REAL ID Noncompliant Driver License or
3 Identification Card application and upon payment shall
4 provide the applicant a temporary driver license or
5 identification card. A temporary driver license or
6 identification card shall afford the holder the privileges
7 otherwise granted by the specific class of driver license or
8 identification card, for the period of time listed on the
9 temporary driver license or identification card or the
10 period of time prior to the applicant receiving a REAL ID
11 Compliant or REAL ID Noncompliant Driver License or
12 Identification Card, whichever time period is shorter.

13 3. REAL ID Compliant Driver License and Identification Card Renewal
14 and Replacement:

15 a. Application for renewal or replacement of a REAL ID
16 Compliant Driver License or Identification Card may be made
17 to the Department of Public Safety or to a motor license
18 agent, provided such motor license agent is authorized to
19 process application for REAL ID Compliant Driver Licenses
20 and Identification Cards.

21 b. Department of Public Safety employees or authorized motor
22 license agents shall perform all document recognition and
23 other requirements needed for approval of a renewal or
24 replacement REAL ID Compliant Driver License or
 Identification Card application.

1 c. Upon approval of a renewal or replacement REAL ID Compliant
2 Driver License or Identification Card application, the
3 applicant may receive a temporary driver license or
4 identification card from the Department of Public Safety, or
5 an authorized motor license agent.

6 d. A temporary driver license or identification card acquired
7 under the provisions of this paragraph shall afford the
8 holder the privileges otherwise granted by the specific
9 class of driver license or identification card being renewed
10 or replaced, for the period of time listed on the temporary
11 driver license or identification card or the period of time
12 prior to the applicant receiving a REAL ID Compliant Driver
13 License or Identification Card, whichever time period is
14 shorter.

15 e. For purposes of this title, an application for a REAL ID
16 Compliant Driver License or Identification Card, by an
17 individual with a valid Oklahoma-issued driver license or
18 identification card shall be considered a renewal of a REAL
19 ID Compliant Driver License or Identification Card.

20 4. REAL ID Noncompliant Driver License and Identification Card

21 Renewal and Replacement:

22 a. Application for renewal or replacement of a REAL ID
23 Noncompliant Driver License or Identification Card may be
24 made to the Department of Public Safety or to a motor
 license agent.

1 b. Department of Public Safety employees or motor license
2 agents shall perform all document recognition and other
3 requirements needed for approval of a renewal or replacement
4 REAL ID Noncompliant Driver License or Identification Card
5 application.

6 c. Upon approval of a renewal or replacement REAL ID
7 Noncompliant Driver License or Identification Card
8 application, the applicant may receive a temporary driver
9 license or identification card from the Department of Public
10 Safety, or a motor license agent.

11 d. A temporary driver license or identification card acquired
12 under the provisions of this paragraph shall afford the
13 holder the privileges otherwise granted by the specific
14 class of driver license or identification card being renewed
15 or replaced, for the period of time listed on the temporary
16 driver license or identification card or the period of time
17 prior to the applicant receiving a REAL ID Noncompliant
18 Driver License or Identification Card, whichever time period
19 is shorter.

20 H. 1. The fee charged for an approved application for an original
21 Oklahoma ~~driver license~~ REAL ID Compliant or REAL ID Noncompliant Driver
22 License or an approved application for the addition of an endorsement to a
23 current valid Oklahoma ~~driver license~~ REAL ID Compliant or REAL ID
24 Noncompliant Driver License shall be assessed in accordance with the
following schedule:

Class A Commercial Learner Permit	\$25.00
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Class A Commercial License	\$25.00
Class B Commercial Learner Permit	\$15.00
Class B Commercial License	\$15.00
Class C Commercial Learner Permit	\$15.00
Class C Commercial License	\$15.00
Class D License	\$ 4.00
Motorcycle Endorsement	\$ 4.00

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

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

~~I.~~ J. In addition to any fee charged pursuant to the provisions of subsection ~~G~~ H of this section, the fee charged for the issuance or renewal of ~~an Oklahoma license~~ a REAL ID Noncompliant Driver License shall be in accordance with the following schedule; provided, that any applicant who has a CDL Learner Permit shall be charged only the replacement fee for the issuance of the license:

Class A Commercial Learner Permit	\$51.50	<u>\$56.50</u>
Class A Commercial License	\$51.50	<u>\$56.50</u>
Class B Commercial Learner Permit	\$51.50	<u>\$56.50</u>
Class B Commercial License	\$51.50	<u>\$56.50</u>

Class C Commercial License ~~\$41.50~~ \$46.50

Class D License ~~\$33.50~~ \$38.50

K. In addition to any fee charged pursuant to the provisions of subsection H of this section, the fee charged for the issuance or renewal of a REAL ID Compliant Driver License shall be in accordance with the following schedule; provided, that any applicant who has a CDL Learner Permit shall be charged only the replacement fee for the issuance of the license:

REAL ID Compliant Class A Commercial Learner Permit \$56.50

REAL ID Compliant Class A Commercial License \$56.50

REAL ID Compliant Class B Commercial Learner Permit \$56.50

REAL ID Compliant Class B Commercial License \$56.50

REAL ID Compliant Class C Commercial License \$46.50

REAL ID Compliant Class D License \$38.50

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

M. Notwithstanding the provisions of Section 1104 of this title, of each fee charged pursuant to the provisions of ~~this subsection~~ subsections J, K and L of this section:

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

2. Six Dollars and seventy-five cents (\$6.75) shall be deposited to the Department of Public Safety Computer Imaging System Revolving Fund to

1 be used solely for the purpose of administration and maintenance of the
2 computerized imaging system of the Department; ~~and~~

3 3. Ten Dollars (\$10.00) shall be deposited to the Department of
4 Public Safety Revolving Fund for all original or renewal issuances of
5 licenses; and

6 4. Two Dollars (\$2.00) of the fee provided for in subsection J of
7 this section related to the issuance or renewal of a driver license by a
8 motor license agent that does not process approved applications or
9 renewals for REAL ID Compliant Driver License and Identification Cards,
10 shall be deposited to the State Public Safety Fund created in Section 2-
11 147 of this title.

12 ~~J.~~ N. All original and renewal driver licenses shall expire as
13 provided in Section 6-115 of this title.

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

17	Age 62	\$21.25
18	Age 63	\$17.50
19	Age 64	\$13.75
20	Age 65	-0-

21 ~~L.~~ P. No person who has been honorably discharged from active service
22 in any branch of the Armed Forces of the United States or Oklahoma
23 National Guard and who has been certified by the United States Department
24 of Veterans Affairs, its successor, or the Armed Forces of the United
States to be a disabled veteran in receipt of compensation at the one-
hundred-percent rate for a permanent disability sustained through military

1 action or accident resulting from disease contracted while in such active
2 service shall be charged a fee for the issuance or renewal of an Oklahoma
3 driver license.

4 ~~M.—The~~ Q. In accordance with the provisions of subsection G of this
5 section, the Department of Public Safety and the Oklahoma Tax Commission
6 are authorized to promulgate rules for the issuance and renewal of driver
7 licenses authorized pursuant to the provisions of Sections 6-101 through
8 6-309 of this title; provided that no such rules applicable to the
9 issuance or renewal of REAL ID Noncompliant Driver Licenses shall create
10 more stringent standards than such rules applicable as of January 1, 2017,
11 unless directly related to a specific change in statutory law concerning
12 standards for REAL ID Noncompliant Driver Licenses. Applications, upon
13 forms approved by the Department of Public Safety, for such licenses shall
14 be handled, in accordance with the provisions of subsection G of this
15 section, by the motor license agents; provided, the Department of Public
16 Safety is authorized to assume these duties in any county of this state.
17 Each motor license agent accepting applications for driver licenses shall
18 receive Four Dollars (\$4.00) to be deducted from the total collected for
19 each license or renewal application accepted; in addition to such amount,
20 each motor license agent that processes approved applications or renewals
21 for REAL ID Compliant Driver Licenses, shall receive Two Dollars (\$2.00)
22 to be deducted from the total fee collected under the provisions of
23 subsections J and K of this section, for each license or renewal
24 application accepted. The ~~four-dollar fee fees~~ received by the motor
license agent, authorized by this subsection, shall be used for operating
expenses.

1 ~~N.~~ R. Notwithstanding the provisions of Section 1104 of this title
2 and subsection ~~M~~ Q of this section and except as provided in subsections ~~G~~
3 H and ~~F~~ M of this section, the first Sixty Thousand Dollars (\$60,000.00)
4 of all monies collected pursuant to this section shall be paid by the
5 Oklahoma Tax Commission to the State Treasurer to be deposited in the
6 General Revenue Fund of the State Treasury.

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

16 ~~O.~~ S. The Department of Public Safety shall ~~implement a procedure~~
17 ~~whereby~~ retain the images displayed on licenses and identification cards
18 issued pursuant to the provisions of Sections 6-101 through 6-309 of this
19 title ~~are maintained by the Department to create photographs or~~
20 ~~computerized images~~ which may be used only:

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

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

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

1 The computer system and related equipment acquired for this purpose
2 must conform to industry standards for interoperability and open
3 architecture. The Department of Public Safety may promulgate rules to
4 implement the provisions of this subsection.

5 T. No person may hold more than one state-issued or territory-issued
6 REAL ID Compliant Driver License or REAL ID Compliant Identification Card
7 from Oklahoma or any other state or territory. The Department shall not
8 issue a REAL ID Compliant Driver License to a person who has been
9 previously issued a REAL ID Compliant Driver License or REAL ID Compliant
10 Identification Card until such license or identification card has been
11 surrendered to the Department by the applicant. The Department may
12 promulgate rules related to the issuance of replacement REAL ID Compliant
13 Driver Licenses in the event of loss or theft.

14 SECTION 2. AMENDATORY 47 O.S. 2011, Section 6-105.3, as last
15 amended by Section 1, Chapter 266, O.S.L. 2015 (47 O.S. Supp. 2016,
16 Section 6-105.3), is amended to read as follows:

17 Section 6-105.3 A. In addition to the licenses to operate motor
18 vehicles, the Department of Public Safety may issue cards to Oklahoma
19 residents for purposes of identification only. The identification cards
20 shall be issued, renewed, replaced, canceled and denied in the same manner
21 as driver licenses in this state. The application for an identification
22 card by any person under the age of eighteen (18) years shall be signed
23 and verified by a custodial legal parent or legal guardian, either in
24 person before a person authorized to administer oaths or electronically if
completing an online application, or a notarized affidavit signed by a
custodial legal parent or legal guardian submitted before a person

1 authorized to administer oaths by the person under the age of eighteen
2 (18) years with the application. Except as otherwise provided in this
3 section, the identification cards shall be valid for a period of four (4)
4 years from the month of issuance; however, the identification cards issued
5 to persons sixty-five (65) years of age or older shall be valid
6 indefinitely from the month of issuance.

7 B. No person shall hold more than one state-issued or territory-
8 issued REAL ID Compliant Driver License or REAL ID Compliant
9 Identification Card, as defined in subsection G of Section 6-101 of this
10 title. The Department shall not issue a REAL ID Compliant Identification
11 Card to any applicant who has been previously issued a REAL ID Compliant
12 Driver License or REAL ID Compliant Identification Card unless such
13 license or identification card has been surrendered to the Department by
14 the applicant. The Department may promulgate rules related to the
15 issuance of replacement REAL ID Compliant Identification Cards in the
16 event of loss or theft.

17 C. The fee charged for the issuance, renewal, or replacement of an
18 ~~identification card~~ a REAL ID Compliant Identification Card shall be
19 Twenty-five Dollars (\$25.00). The fee charged for the issuance, renewal
20 or replacement of a REAL ID Noncompliant Identification Card pursuant to
21 this section shall be ~~Twenty Dollars (\$20.00)~~ Twenty-five Dollars
22 (\$25.00); however, no person sixty-five (65) years of age or older shall
23 be charged a fee for an identification card. Of each fee charged pursuant
24 to the provisions of this subsection:

1. Seven Dollars (\$7.00) shall be apportioned as provided in Section
1104 of this title;

1 2. Three Dollars (\$3.00) shall be credited to the Department of
2 Public Safety Computer Imaging System Revolving Fund to be used solely for
3 the purpose of the administration and maintenance of the computerized
4 imaging system of the Department; ~~and~~

5 3. Ten Dollars (\$10.00) shall be deposited in the Department of
6 Public Safety Revolving Fund; and

7 4. a. Two Dollars (\$2.00) of the fee authorized by this subsection
8 related to the issuance, renewal or replacement of an
9 identification card by a motor license agent that does not
10 process approved applications or renewals for REAL ID
11 Compliant Driver License or Identification Cards, shall be
12 deposited to the State Public Safety Fund created in Section
13 2-147 of this title, or

14 b. Two Dollars (\$2.00) of the fee authorized by this subsection
15 related to the issuance, renewal or replacement of an
16 identification card by a motor license agent that does
17 process approved applications or renewals for REAL ID
18 Compliant Driver License or Identification Cards, shall be
19 retained by the motor license agent.

20 ~~C.~~ D. The Oklahoma Tax Commission is hereby authorized to reimburse,
21 from funds available to that agency, each motor license agent issuing an
22 identification card to a person sixty-five (65) years of age or older, an
23 amount not to exceed One Dollar (\$1.00) for each card or driver license so
24 issued. The Tax Commission shall develop procedures for claims for
reimbursement.

1 D. E. When a person makes application for a new identification card,
2 or makes application to renew an identification card, and the person has
3 been convicted of, or received a deferred judgment for, any offense
4 required to register pursuant to the Sex Offenders Registration Act, the
5 identification card shall be valid for a period of one (1) year from the
6 month of issuance, but may be renewed yearly during the time the person is
7 ~~registered~~ subject to registration on the Sex Offender Registry. The cost
8 for such identification card shall be the same as for other identification
9 cards and renewals.

10 SECTION 3. AMENDATORY 47 O.S. 2011, Section 6-106, as last
11 amended by Section 1, Chapter 170, O.S.L. 2016 (47 O.S. Supp. 2016,
12 Section 6-106), is amended to read as follows:

13 Section 6-106. A. 1. Every application for a driver license or
14 identification card shall be made by the applicant upon a form furnished
15 by the Department of Public Safety.

16 2. Every original, renewal, or replacement application for a driver
17 license or identification card made by a male applicant who is at least
18 sixteen (16) but less than twenty-six (26) years of age shall include a
19 statement that by submitting the application, the applicant is consenting
20 to registration with the Selective Service System. The pertinent
21 information from the application shall be forwarded by the Department to
22 the Data Management Center of the Selective Service System in order to
23 register the applicant as required by law with the Selective Service
24 System. Any applicant refusing to sign the consent statement shall be
denied a driver license or identification card.

1 3. Except as provided for in subsections G and H of this section,
2 every applicant for a driver license or identification card shall provide
3 to the Department at the time of application both primary and secondary
4 proofs of identity. The Department shall promulgate rules prescribing
5 forms of primary and secondary identification acceptable for an original
6 Oklahoma driver license.

7 B. Every applicant for a driver license shall ~~state upon the~~
8 ~~application~~ provide the following information:

9 1. Full name;

10 2. Date of birth;

11 3. Sex;

12 4. ~~Residence address or mailing address and~~ Address of principal
13 residence and county of such residence ~~to be displayed~~ which shall be
14 referenced on the license;

15 5. ~~Mailing~~ Current and complete mailing address ~~and residence address~~
16 to be maintained by the Department for the purpose of giving notice, if
17 necessary, as required by Section 2-116 of this title;

18 6. Medical information, as determined by the Department, which shall
19 assure the Department that the person is not prohibited from being
20 licensed as provided by paragraph 7 of subsection A of Section 6-103 of
21 this title;

22 7. Whether the applicant is deaf or hard-of-hearing;

23 8. A brief description of the applicant, as determined by the
24 Department;

9. Whether the applicant has previously been licensed, and, if so,
when and by what state or country, and whether any license has ever been

1 suspended or revoked, or whether an application has ever been refused,
2 and, if so, the date of and reason for the suspension, revocation or
3 refusal;

4 10. Whether the applicant is an alien eligible to be considered for
5 licensure and is not prohibited from licensure pursuant to paragraph 9 of
6 subsection A of Section 6-103 of this title;

7 11. Whether the applicant has:

8 a. previously been licensed and, if so, when and by what state
9 or country, and

10 b. held more than one license at the same time during the
11 immediately preceding ten (10) years; and

12 12. Social Security number.

13 No person shall request the Department to use the Social Security number
14 of that person as the driver license number. Upon renewal or replacement
15 of any driver license issued after the effective date of this act, the
16 licensee shall advise the Department or the motor license agent if the
17 present driver license number of the licensee is the Social Security
18 number of the licensee. If the driver license number is the Social
19 Security number, the Department or the motor license agent shall change
20 the driver license number to a computer-generated alphanumeric
21 identification.

22 C. 1. In addition to the requirements of subsections A and B of this
23 section, every applicant for a commercial driver license who is subject to
24 the requirements of 49 C.F.R., Part 391, and is applying for an original,
renewal, or replacement license, and every person who, upon the effective
date of this act, is currently the holder of a commercial driver license

1 and is subject to the requirements of 49 C.F.R., Part 391, and who does
2 not apply for a renewal or replacement license prior to January 30, 2014,
3 shall submit to the Department and maintain with the Department a current
4 approved medical examination certificate signed by a licensed physician
5 authorized to perform and approve medical examination certifications. The
6 Department shall adopt rules ~~regarding procedures~~ for maintaining medical
7 examination certificates pursuant to the requirements in 49 C.F.R., Parts
8 383 and 384. Any commercial driver licensee subject to the requirements
9 of this paragraph who fails to maintain on file with the Department a
10 current, approved medical examination certificate shall have the driving
11 privileges of the person downgraded to a Class D driver license by the
12 Department.

13 2. If the applicant is applying for an original commercial driver
14 license in Oklahoma or is transferring a commercial driver license from
15 another state to Oklahoma, the Department shall review the driving record
16 of the applicant in other states for the immediately preceding ten (10)
17 years, unless the record review has already been performed by the
18 Department. As a result of the review, if it is determined by the
19 Department that the applicant is subject to a period of disqualification
20 as prescribed by Section 6-205.2 of this title which has not yet been
21 imposed, the Department shall impose the period of disqualification and
22 the applicant shall serve the period of disqualification before a
23 commercial driver license is issued to the applicant; provided, nothing in
24 this paragraph shall be construed to prevent the issuance of a Class D
driver license to the applicant.

1 3. If the applicant has or is applying for a hazardous material
2 endorsement, the applicant shall submit to a security threat assessment
3 performed by the Transportation Security Administration of the Department
4 of Homeland Security as required by and pursuant to 49 C.F.R., Part 1572,
5 which shall be used to determine whether the applicant is eligible for the
6 endorsement pursuant to federal law and regulation.

7 4. The Department of Public Safety shall notify each commercial
8 driving school of the passage of this section, and each commercial driving
9 school shall notify prospective students of its school of the hazardous
10 material endorsement requirement.

11 D. In addition to the requirements of subsections A and B of this
12 section, every applicant shall be given an option on the application for
13 issuance of a driver license or identification card or renewal pursuant to
14 Section 6-115 of this title to provide an emergency contact person. The
15 emergency contact information requested may include full name, address,
16 and phone number. The emergency contact information shall be maintained
17 by the Department and shall be used by the Department and law enforcement
18 for emergency purposes only. A person listed as an emergency contact may
19 request to be removed at any time. Any update to a change of name,
20 address, or phone number may be made by the applicant listing the
21 emergency contact person or by the person listed as the emergency contact.

22 E. Whenever application is received from a person previously licensed
23 in another jurisdiction, the Department shall request a copy of the
24 driving record from the other jurisdiction and, effective September 1,
2005, from all other jurisdictions in which the person was licensed within
the immediately previous ten (10) years. When received, the driving

1 record shall become a part of the driving record of the person in this
2 state with the same force and effect as though entered on the driver's
3 record in this state in the original instance.

4 F. Whenever the Department receives a request for a driving record
5 from another licensing jurisdiction, the record shall be forwarded without
6 charge.

7 G. A person shall not apply for or possess more than one state-issued
8 or territory-issued REAL ID Compliant Driver License or Identification
9 Card pursuant to the provisions of Section 6-101 of this title. A valid
10 and unexpired Oklahoma driver license shall serve as both primary and
11 secondary proofs of identity whenever application for ~~an identification~~
12 ~~card~~ a REAL ID Noncompliant Identification Card is submitted to the
13 Department. The provisions of subsection B of Section 1550.42 of Title 21
14 of the Oklahoma Statutes shall not apply when issuing an identification
15 card pursuant to the provisions of this subsection. The Department shall
16 promulgate rules necessary to implement and administer the provisions of
17 this subsection.

18 H. A valid and unexpired U.S. passport shall serve as both primary
19 and secondary proofs of identity whenever application for a driver license
20 or identification card is submitted to the Department. The Department
21 shall promulgate rules necessary to implement and administer the
22 provisions of this subsection.

23 SECTION 4. AMENDATORY 47 O.S. 2011, Section 6-110.3, is
24 amended to read as follows:

Section 6-110.3 A. ~~1.~~ The Legislature finds that the enactment into
law by the United States Congress of the federal REAL ID Act of 2005,

1 Public Law Number 109-13, is inimical to the security and well-being of
2 the people of Oklahoma, will cause approximately Eight Million Dollars
3 (\$8,000,000.00) in added expense and inconvenience to our state, and was
4 adopted by the United States Congress in violation of an action that
5 individual Oklahomans should have an option to refuse under the principles
6 of federalism contained in the Tenth Amendment to the United States
7 Constitution.

8 2. B. The State of Oklahoma shall not participate in the
9 implementation of the REAL ID Act of 2005. The Department of Public
10 Safety is hereby directed not to implement the provisions of the REAL ID
11 Act of 2005 and to report to the Governor and the Legislature any attempt
12 by agencies or agents of the United States Department of Homeland Security
13 to secure the implementation of the REAL ID Act of 2005 through the
14 operations of that or any other state department.

15 B. No department or agency of the state charged with motor vehicle
16 registration or operation, the issuance or renewal of driver licenses, or
17 the issuance or renewal of any identification cards shall collect, obtain,
18 or retain any data in connection with activities related to complying with
19 the REAL ID Act of 2005.

20 C. Any biometric data previously collected, obtained, or retained in
21 connection with motor vehicle registration or operation, the issuance or
22 renewal of driver licenses, or the issuance or renewal of any
23 identification cards by any department or agency of this state charged
24 with those activities shall be retrieved and deleted from any and all
databases. The provisions of this subsection shall not apply to any data
collected, obtained or retained for a purpose other than complying with

1 ~~the REAL ID Act of 2005~~ offer its citizens the option of choosing a
2 Compliant Driver License or Identification Card or a Noncompliant Driver
3 License or Identification Card.

4 C. The State of Oklahoma shall not share its citizens' personal
5 information or biometric data with the federal government directly, except
6 as a result of compliance with the REAL ID Act of 2005, Public Law Number
7 109-13.

8 D. For purposes of this section, "biometric data" includes, but is
9 not limited to:

- 10 1. Facial feature pattern characteristics;
- 11 2. Voice data used for comparing live speech with a previously
12 created speech model of a person's voice;
- 13 3. Iris recognition data containing color or texture patterns or
14 codes;
- 15 4. Retinal scans, reading through the pupil to measure blood vessels
16 lining the retina;
- 17 5. Behavior characteristics of a handwritten signature, such as
18 shape, speed, pressure, pen angle, or sequence;
- 19 6. Fingerprints, palm prints, and other methods for measuring or
20 recording ridge pattern or fingertip characteristics;
- 21 7. Keystroke dynamics, measuring pressure applied to key pads;
- 22 8. Hand geometry, measuring hand characteristics, including the shape
23 and length of fingers, in three (3) dimensions; and
- 24 9. Deoxyribonucleic acid (DNA) and/or ribonucleic acid (RNA).

1 SECTION 5. AMENDATORY 47 O.S. 2011, Section 6-111, as last
2 amended by Section 1, Chapter 214, O.S.L. 2016 (47 O.S. Supp. 2016,
3 Section 6-111), is amended to read as follows:

4 Section 6-111. A. 1. The Department of Public Safety shall, upon
5 payment of the required fee, issue to every applicant qualifying therefor
6 a Class A, B, C or D driver license or identification card as applied for,
7 which license or card shall bear thereon a distinguishing alphanumeric
8 identification assigned to the licensee or cardholder, date of issuance
9 and date of expiration of the license or card, the full legal name,
10 signature or computerized signature, date of birth, residence address,
11 unless specified as an exception in the Code of Federal Regulations per 6
12 C.F.R., Section 37.17, sex, a ~~color photograph or~~ computerized color image
13 of the licensee or cardholder taken in accordance with Department rules
14 and security features as determined by the Department. The ~~photograph or~~
15 image shall depict a full front unobstructed view of the entire face of
16 the licensee or cardholder; provided, a commercial learner permit shall
17 not bear the ~~photograph or~~ image of the licensee. When any person is
18 issued both a driver license and an identification card, the Department
19 shall ensure the information on both the license and the card are the
20 same, unless otherwise provided by law.

21 2. A driver license or identification card issued by the Department
22 on or after March 1, 2004, shall bear thereon the county of residence of
23 the licensee or cardholder.

24 3. The Department may cancel the distinguishing number, when that
distinguishing number is another person's Social Security number, assign a

1 new distinguishing alphanumeric identification, and issue a new license or
2 identification card without charge to the licensee or cardholder.

3 4. The Department may promulgate rules for inclusion of the height
4 and a brief description of the licensee or cardholder on the face of the
5 card or license identifying the licensee or cardholder as deaf or hard-of-
6 hearing.

7 5. It is unlawful for any person to apply, adhere, or otherwise
8 attach to a driver license or identification card any decal, sticker,
9 label, or other attachment. Any law enforcement officer is authorized to
10 remove and dispose of any unlawful decal, sticker, label, or other
11 attachment from the driver license of a person. The law enforcement
12 officer, the employing agency of the officer, the Department of Public
13 Safety, and the State of Oklahoma shall be immune from any liability for
14 any loss suffered by the licensee, cardholder, or the owner of the decal,
15 sticker, label, or other attachment caused by the removal and destruction
16 of the decal, sticker, label, or other attachment.

17 6. The Department of Public Safety may develop by rule ~~an alternative~~
18 a procedure, which complies with the provisions of subsection G of Section
19 6-101 of this title, whereby a person may apply for a renewal or
20 replacement Oklahoma Class D license or Oklahoma identification card.

21 B. 1. The Department may issue or authorize the issuance of a
22 temporary permit or license to an applicant for a driver license
23 permitting such applicant to operate a motor vehicle while the Department
24 is completing its investigation and determination of all facts relative to
such applicant's privilege to receive a license, or while a permanent
driver license is being produced and delivered to the applicant. Such

1 permit or license must be in the immediate possession of the driver while
2 operating a motor vehicle, and it shall be invalid when the applicant's
3 permanent driver license has been issued and delivered or for good cause
4 has been refused;

5 2. The Department may issue or authorize the issuance of a temporary
6 identification card to an applicant, permitting the holder the privileges
7 otherwise granted by identification cards, while a permanent driver
8 license is being provided and delivered to the applicant. Such card shall
9 be invalid when the applicant's permanent identification card has been
10 issued and delivered, or for good cause has been refused.

11 C. 1. The Department may issue a restricted commercial driver
12 license to drivers eighteen (18) years of age or older for any of the
13 following specific farm-related service industries:

- 14 a. farm retail outlets and suppliers,
- 15 b. agri-chemical businesses,
- 16 c. custom harvesters, and
- 17 d. livestock feeders.

18 The applicant shall hold a valid Oklahoma driver license and shall
19 meet all the requirements for a commercial driver license. The restricted
20 commercial driver license shall not exceed a total of one hundred eighty
21 (180) days within any twelve-month period.

22 2. The restricted commercial driver license shall not be valid for
23 operators of commercial motor vehicles beyond one hundred fifty (150)
24 miles from the place of business or the farm currently being served. Such
license shall be limited to Class B vehicles. Holders of such licenses

1 who transport hazardous materials which are required to be placarded shall
2 be limited to the following:

- 3 a. diesel fuel in quantities of one thousand (1,000) gallons or
4 less,
- 5 b. liquid fertilizers in vehicles with total capacities of
6 three thousand (3,000) gallons or less, and
- 7 c. solid fertilizers that are not mixed with any organic
8 substance.

9 No other placarded hazardous materials shall be transported by holders
10 of such licenses.

11 D. The Department may issue a non-domiciled commercial learner permit
12 or a non-domiciled commercial driver license to:

13 1. An H2A-Temporary Agricultural worker lawfully present in the
14 United States as indicated on an original, valid and unexpired I-94
15 immigration status document issued by the United States Customs and
16 Immigration Service; and

17 2. A J-1 Exchange Visitor Program participant lawfully present in the
18 United States as indicated on a valid and unexpired J-1 Visitor Visa
19 issued by the United States Customs and Immigration Service and who is
20 enrolled in an agricultural education training program.

21 A person applying for such permit or license must comply with all
22 testing and licensing requirements in accordance with applicable federal
23 regulations, state laws and Department rules. The issued license shall be
24 valid until the expiration of the visa for the non-domiciled worker. The
Department may promulgate rules for the implementation of the process to
carry out the provisions of this section.

1 E. 1. The Department shall develop a procedure whereby a person
2 applying for an original, renewal or replacement Class A, B, C or D driver
3 license or identification card who is required to register as a convicted
4 sex offender with the Department of Corrections pursuant to the provisions
5 of the Sex Offenders Registration Act and who the Department of
6 Corrections designates as an aggravated or habitual offender pursuant to
7 subsection J of Section 584 of Title 57 of the Oklahoma Statutes shall be
8 issued a license or card bearing the words "Sex Offender".

9 2. The Department shall notify every person subject to registration
10 under the provisions of Section 1-101 et seq. of this title who holds a
11 current Class A, B, C or D driver license or identification card that such
12 person is required to surrender the license or card to the Department
13 within one hundred eighty (180) days from the date of the notice.

14 3. Upon surrendering the license or card for the reason set forth in
15 this subsection, application may be made with the Department for a
16 replacement license or card bearing the words "Sex Offender".

17 4. Failure to comply with the requirements set forth in such notice
18 shall result in cancellation of the person's license or card. Such
19 cancellation shall be in effect for one (1) year, after which time the
20 person may make application with the Department for a new license or card
21 bearing the words "Sex Offender". Continued use of a canceled license or
22 card shall constitute a misdemeanor and shall, upon conviction thereof, be
23 punishable by a fine of not less than Twenty-five Dollars (\$25.00), nor
24 more than Two Hundred Dollars (\$200.00). When an individual is no longer
required to register as a convicted sex offender with the Department of
Corrections pursuant to the provisions of the Sex Offenders Registration

1 Act, the individual shall be eligible to receive a driver license or
2 identification card which does not bear the words "Sex Offender".

3 F. Nothing in subsection E of this section shall be deemed to impose
4 any liability upon or give rise to a cause of action against any employee,
5 agent or official of the Department of Corrections for failing to
6 designate a sex offender as an aggravated or habitual offender pursuant to
7 subsection J of Section 584 of Title 57 of the Oklahoma Statutes.

8 ~~G. The Department shall develop a procedure whereby a~~ A person
9 subject to an order for the installation of an ignition interlock device
10 shall be required by the Department to submit their driver license for a
11 replacement. The replacement driver license shall bear the words
12 "Interlock Required" and such designation shall remain on the driver
13 license for the duration of the order requiring the ignition interlock
14 device. The replacement license shall be subject to the same expiration
15 and renewal procedures provided by law. Upon completion of the
16 requirements for the interlock device, a person may apply for a
17 replacement driver license.

18 H. The Department shall develop a procedure whereby a person applying
19 for an original, renewal or replacement Class D driver license who has
20 been granted modified driving privileges under this title shall be issued
21 a Class D driver license which identifies the license as a modified
22 license.

23 SECTION 6. AMENDATORY 47 O.S. 2011, Section 6-114, as last
24 amended by Section 2, Chapter 170, O.S.L. 2016 (47 O.S. Supp. 2016,
Section 6-114), is amended to read as follows:

1 Section 6-114. A. 1. In the event that a driver license is lost,
2 destroyed or requires the updating of any information, restriction or
3 endorsement displayed thereon, the person to whom such license was issued
4 may obtain a replacement thereof pursuant to the provisions of subsection
5 G of Section 6-101 of this title, and upon payment of the required fee ~~and~~
6 ~~by furnishing both primary and secondary proofs of identity to the~~
7 ~~Department of Public Safety. If application is made at a motor license~~
8 ~~agency or subagency, the agent or subagent shall immediately verify the~~
9 ~~identity of the person, by means of both primary and secondary proofs of~~
10 ~~identity, and the eligibility of the person by contacting the Department~~
11 ~~for verification and approval.~~ If the person is an alien, the person
12 shall appear before a driver license examiner of the Department and, after
13 furnishing primary and secondary proofs of identity as required in this
14 section, shall be issued a replacement driver license for a period which
15 does not exceed the lesser of:

- 16 a. the expiration date of the license being replaced, or
- 17 b. the expiration date on the valid documentation authorizing
18 the presence of the person in the United States, as required
19 by paragraph 9 of subsection A of Section 6-103 of this
20 title.

21 2. The cost of a replacement license shall be ~~Twenty Dollars (\$20.00)~~
22 Twenty-five Dollars (\$25.00), of which:

- 23 a. Two Dollars (\$2.00) shall be apportioned as provided in
24 Section 1104 of this title,
- b. Three Dollars (\$3.00) shall be remitted to the State
 Treasurer to be credited to the General Revenue Fund, ~~and~~

- 1 c. Five Dollars (\$5.00) shall be credited to the Department of
2 Public Safety Computer Imaging System Revolving Fund to be
3 used solely for the purpose of administering and maintaining
4 the computer imaging system of the Department, ~~and~~
- 5 d. Ten Dollars (\$10.00) shall be credited to the Revolving Fund
6 of the Department of Public Safety, and
- 7 e. (1) Two Dollars (\$2.00) of the fee authorized by this
8 paragraph related to the replacement of a driver
9 license by a motor license agent that does not process
10 approved applications or renewals for REAL ID Compliant
11 Driver License or Identification Cards, shall be
12 deposited to the State Public Safety Fund created in
13 Section 2-147 of this title, or
- 14 (2) Two Dollars (\$2.00) of the fee authorized by this
15 paragraph related to the replacement of a driver
16 license by a motor license agent that does process
17 approved applications or renewals for REAL ID Compliant
18 Driver License or Identification Cards shall be
19 retained by the motor license agent.

20 3. The Department shall promulgate rules prescribing forms of primary
21 and secondary identification acceptable for replacement of an Oklahoma
22 driver license; provided, however, a valid and unexpired U.S. passport
23 shall be acceptable as both primary and secondary identification.

24 B. Any person desiring to add or remove an endorsement or
 endorsements or a restriction or restrictions to any existing driver
 license, when authorized by the Department of Public Safety, shall obtain

1 a replacement license with ~~said~~ the endorsement or endorsements or ~~said~~
2 the restriction or restrictions change thereon and shall be charged the
3 fee for a replacement license as provided in subsection A of this section.

4 SECTION 7. AMENDATORY 47 O.S. 2011, Section 1113.2, as amended
5 by Section 1, Chapter 359, O.S.L. 2016 (47 O.S. Supp. 2016, Section
6 1113.2), is amended to read as follows:

7 Section 1113.2 A. ~~1.~~ The Executive Director of the Oklahoma Tax
8 Commission shall initiate the reissue of the official vehicle license
9 plates and substitute therefor a new license plate designed by the
10 Oklahoma Tourism and Recreation Department with the approval of the
11 Department of Public Safety.

12 ~~2. a.~~

13 B. 1. In addition to all other vehicle registration fees specified
14 by law, beginning July 1, 2016, ~~through June 30, 2017,~~ there is levied and
15 there shall be paid to the Oklahoma Tax Commission a fee of Five Dollars
16 (\$5.00) upon every vehicle to be registered.

17 ~~b. Eighty percent~~

18 2. Beginning July 1, 2016, and ending June 30, 2017:

19 a. eighty percent (80%) of all monies collected under the
20 provisions of this ~~paragraph~~ subsection shall be deposited by
21 the Oklahoma Tax Commission in the State Treasury to the
22 credit of the State Public Safety Fund created in Section ~~2~~
23 ~~of this act.~~ 2-147 of this title, and

24 ~~e. Twenty percent~~

b. twenty percent (20%) of all monies collected under the
provisions of this ~~paragraph~~ subsection shall be deposited

1 by the Oklahoma Tax Commission to the credit of the Oklahoma
2 Tax Commission ~~Revolving~~ Fund, created in Section 221 of
3 Title 62 of the Oklahoma Statutes, and

4 3. Beginning July 1, 2017, all monies collected under the
5 provisions of this subsection shall be deposited by the
6 Oklahoma Tax Commission to the credit of the State Public
7 Safety Fund created in Section 2-147 of this title.

8 ~~B. C.~~ In addition to the monies apportioned by Section 1104 of this
9 title, the following amounts of monies shall be placed to the credit of
10 the Oklahoma Tax Commission ~~Revolving~~ Fund for the purpose of conducting a
11 new general issue of license plates commencing January 1, 2017:

12 1. For the fiscal year beginning July 1, 2016, and ending June 30,
13 2017, the first One Million Eight Hundred Thousand Dollars (\$1,800,000.00)
14 collected or received by the Tax Commission pursuant to the registration
15 of vehicles as provided by the Oklahoma Vehicle License and Registration
16 Act; and

17 2. For the fiscal year beginning July 1, 2017, and ending June 30,
18 2018, the first Two Million Dollars (\$2,000,000.00) collected or received
19 by the Tax Commission pursuant to the registration of vehicles as provided
20 by the Oklahoma Vehicle License and Registration Act.

21 ~~C. D.~~ Subject to the Oklahoma Tax Commission ~~Revolving~~ Fund receiving
22 credit for the funds referenced in subsection ~~B~~ C of this section, the
23 Executive Director shall devise a numbering system suitable for a new
24 general issue of license plates commencing January 1, 2017. Unless
otherwise provided by the Oklahoma Vehicle License and Registration Act,
new license plates will be issued to all registrants applying for an

1 original or renewal registration on or after January 1, 2017, and will
2 continue until all previously issued license plates have been replaced.
3 Upon receipt of the new general issue license plate, registrants shall
4 replace any previously issued Oklahoma general issue license plate
5 currently displayed on their vehicle.

6 ~~D.~~ E. The Tax Commission shall have the authority to promulgate any
7 rules necessary to implement such a new general issue.

8 ~~E.~~ F. Except for vehicles registered pursuant to the provisions of
9 Section 1120 of this title and certain official special license plates,
10 the new license plate design provided for in subsection A of this section
11 shall be a part of all license plates issued on or after January 1, 2017.
12 The Oklahoma Tax Commission may establish procedures for the purpose of
13 allowing current registrants to reserve their present general issue or
14 personalized license plate numbers for a fee of Fifteen Dollars (\$15.00),
15 provided payment of the fees is received by the Tax Commission on or
16 before November 1, 2016. The fees shall be deposited into the Oklahoma
17 Tax Commission Reimbursement Fund for the purpose of conducting the new
18 general issue of license plates.

19 ~~F.~~ G. The license plates shall be issued with identification numbers
20 and letters in a color that provides a distinct contrast with a light-
21 colored background in the plate identification area. All license plates
22 and decals shall be made with reflectorized material as a background to
23 the letters, numbers and characters displayed thereon. The reflectorized
24 material shall be of such a nature as to provide effective and dependable
brightness during the service period for which the license plate or decal
is issued.

1 ~~G.~~ H. In furtherance of the public safety of Oklahoma drivers, the
2 Department of Public Safety may request that the Oklahoma Tax Commission
3 initiate subsequent reissues of the official vehicle license plate.
4 Provided however, such request shall not occur more frequently than five
5 (5) years following the most recent reissue. Upon such request and
6 subject to the Tax Commission receiving the necessary funds the Tax
7 Commission shall initiate the reissue.

8 SECTION 8. NEW LAW A new section of law to be codified in the
9 Oklahoma Statutes as Section 6-110.5 of Title 47, unless there is created
10 a duplication in numbering, reads as follows:

11 A. The Department of Public Safety shall offer or make available
12 training and education for motor license agents and motor license agency
13 employees, so that such agents and employees shall be able to achieve and
14 maintain compliance with the requirements of the REAL ID Act of 2005,
15 Public Law No. 109-13, related to such motor license agents' and motor
16 license agency employees' ability to be authorized participants in the
17 REAL ID Compliant Driver License and Identification Card issuance, renewal
18 and replacement process.

19 B. The training and education required by subsection A of this
20 section shall be offered or made available at no cost to motor license
21 agents and motor license agency employees seeking authorization to
22 participate in the REAL ID Compliant Driver License and Identification
23 Card issuance, renewal and replacement process.

24 C. Forty (40) hours of the training and education required by
subsection A of this section shall be offered or made available online.

1 D. Four (4) hours of the training and education required by
2 subsection A of this section shall be offered in-person as follows:

3 1. Training and education shall be provided monthly; and

4 2. Training and education shall be provided at rotating locations
5 over a continuing twelve-month cycle as follows:

6 a. during months one, five and nine such training and education
7 shall take place at a location in Oklahoma County,

8 b. during months three, seven and eleven such training and
9 education shall take place at a location in Tulsa County,

10 c. during months two and eight such training and education
11 shall take place at a location in the southwestern region of
12 the state. For purposes of this subparagraph, "southwestern
13 region" includes the counties of Beckham, Harmon, Greer,
14 Jackson, Washita, Kiowa, Tillman, Caddo, Comanche, Cotton,
15 Stephens, Jefferson, Murray, Carter and Love,

16 d. during months four and ten such training and education shall
17 take place at a location in the northwestern region of the
18 state. For purposes of this subparagraph, "northwestern
19 region" includes the counties of Cimarron, Texas, Beaver,
20 Harper, Ellis, Roger Mills, Woods, Woodward, Dewey, Custer,
21 Alfalfa, Major and Blaine, and

22 e. during months six and twelve such training and education
23 shall take place at a location in the southeastern region of
24 the state. For purposes of this subparagraph, "southeastern
region" includes the counties of Pontotoc, Johnston,

1 Marshall, Hughes, Coal, Atoka, Bryan, Pittsburg, Pushmataha,
2 Choctaw, Haskell, Latimer, LeFlore and McCurtain.

3 E. Motor license agents and motor license agency employees shall be
4 permitted to attend training and education at any in-person location,
5 regardless of the location of their motor license agency.

6 F. Every motor license agent seeking authorization to process
7 approved applications or renewals for REAL ID Compliant Driver License or
8 Identification Cards shall be furnished all equipment required for such
9 processing by the Department of Public Safety without charge to the motor
10 license agent.

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

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