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April 2, 2018

ENGROSSED HOUSE  
BILL NO. 1152

By: Cockroft of the House

and

# Sykes of the Senate

An Act relating to motor vehicles; amending Section 6, Chapter 176, O.S.L. 2013, as amended by Section 3, Chapter 125, O.S.L. 2016 (47 O.S. Supp. 2017, Section 7-626), which relates to the Oklahoma Temporary Motorist Liability Plan; authorizing the Insurance Commissioner to contact with a certain association to serve as Plan Administrator; and providing an effective date.

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

SECTION 1. AMENDATORY Section 6, Chapter 176, O.S.L.  
2013, as amended by Section 3, Chapter 125, O.S.L. 2016 (47 O.S.  
Supp. 2017, Section 7-626), is amended to read as follows:

Section 7-626. A. ~~A~~ The Insurance Commissioner may contract  
with a statewide association of county sheriffs in Oklahoma ~~shall to~~  
serve as the Plan Administrator.

B. The daily rate for temporary insurance under the Oklahoma Temporary Motorist Liability Plan for the following calendar year shall be announced on the first Monday in December. The daily cost

1 of coverage and administrative fee shall be paid to the county  
2 sheriff's office or municipal police department and the fine and  
3 court fees associated with the traffic ticket shall be paid to the  
4 court clerk. The daily cost of coverage shall be calculated on each  
5 twenty-four-hour period from the time the citation was issued  
6 pursuant to subparagraph b of paragraph 1 of subsection A of Section  
7 7-606 of ~~Title 47 of the Oklahoma Statutes~~ this title, rounding up.  
8 The county sheriff's office or municipal police department shall not  
9 waive premium dues for any defendant, except as provided in  
10 subsection D of this section. The county sheriff's office or  
11 municipal police department shall remit all proceeds from the daily  
12 cost of insurance to the Plan on the first business day of each  
13 month to the Plan Administrator. The Plan Administrator shall remit  
14 the total statewide monthly premium to the appropriate insurance  
15 carrier within sixty (60) days of the premium being earned.

16 C. If for any reason the premium is not collected, then the  
17 Oklahoma Temporary Motorist Liability Plan shall pay the premium out  
18 of the Temporary Insurance Premium Pool.

19 D. If the citation issued pursuant to subparagraph b of  
20 paragraph 1 of subsection A of Section 7-606 of ~~Title 47 of the~~  
21 ~~Oklahoma Statutes~~ this title is dismissed without cost, the coverage  
22 provided under the Plan is considered never activated and the  
23 premium is considered unearned and shall be waived.

1       E. Tag agents shall not issue a new or renewed tag for this  
2 vehicle until all fines, fees and premiums have been paid and the  
3 license plate has been released by the county sheriff's office.

4       SECTION 2. This act shall become effective November 1, 2018.

5 COMMITTEE REPORT BY: COMMITTEE ON RETIREMENT AND INSURANCE  
6 April 2, 2018 - DO PASS  
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