

1 ENGROSSED HOUSE
2 BILL NO. 4100

By: Frix and Bashore of the
House

3 and

4 Standridge of the Senate

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8 [work zone safety - creating the Operation Work Zone
9 Awareness Act - establishment of Operation Work
10 Zone Awareness - effective date]
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13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. NEW LAW A new section of law not to be
15 codified in the Oklahoma Statutes reads as follows:

16 This act shall be known and may be cited as the "Operation Work
17 Zone Awareness Act".

18 SECTION 2. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 11-1304 of Title 47, unless
20 there is created a duplication in numbering, reads as follows:

21 A. The Department of Public Safety is authorized to establish
22 Operation Work Zone Awareness. Operation Work Zone Awareness is a
23 program designed to educate the motoring public on the dangers of
24 committing moving violations while traveling in highway construction

1 work zones. The Department is authorized to develop and house on
2 its website an online work zone awareness presentation that may
3 include, but shall not be limited to, facts and figures representing
4 the dangers of motorists committing work zone moving violations,
5 testimonials from highway construction workers and their families,
6 information on the importance of awareness and slowing down in work
7 zones, and a question-and-answer section to ensure participants
8 understand and retain the information presented. The Department is
9 authorized to contract for the production, development, and
10 maintenance of the webpage through a vendor. The Department shall
11 maintain in its database a record of those completing the program.

12 B. Motorists receiving a citation for committing moving
13 violations within a work zone may receive information regarding an
14 invitation to participate in the Operation Work Zone Awareness
15 program. A motorist who participates in and completes the online
16 program shall receive a certificate designed and issued by the
17 Department. Any person producing the certificate as proof in court
18 that the program was successfully completed shall be entitled to
19 dismissal of the charge. If proof of successful completion of the
20 program is presented to the court no later than the business day
21 preceding the first scheduled court appearance date, the dismissal
22 shall be without payment of court costs. The court may access
23 information from the Department's system to confirm completion of
24 the program. Offenders may participate and complete the program a

1 maximum of one time. After completing the program, a motorist who
2 receives another citation in a work zone will be disqualified from
3 utilizing the program benefits a second time. If a motorist so
4 chooses, he or she may not participate in the program and instead
5 pay the fine imposed on the issued citation. Holders of commercial
6 driver licenses cited while driving a commercial motor vehicle are
7 not eligible to participate in the program.

8 C. Moving violations that qualify an offender to participate in
9 the Operation Work Zone Awareness program shall include, but shall
10 not be limited to, speeding, distracted driving, failure to move
11 over, failure to obey flagger, and failure to obey traffic control
12 devices. Motorists committing impaired driving offenses, as defined
13 in Title 47 of the Oklahoma Statutes, in work zones, including
14 driving under the influence, driving while intoxicated, driving
15 under the influence under twenty-one (21) years of age, or a
16 commercial driver license holder refusing a chemical test while
17 driving any vehicle, shall be disqualified from the program.

18 D. The fee paid by a motorist for his or her participation in
19 the Operation Work Zone Awareness program shall be Forty Dollars
20 (\$40.00). The Department is authorized to determine the manner in
21 which fees may be paid. Fifty percent (50%) of the fees collected
22 shall be deposited in the Department of Public Safety Patrol Vehicle
23 Revolving Fund established in Section 2-143 of Title 47 of the
24 Oklahoma Statutes, and fifty percent (50%) of the fees shall be

1 distributed to the vendor that develops and maintains the webpage
2 until such time as the vendor is paid in full for the work performed
3 on the webpage. After the vendor is paid in full, one hundred
4 percent (100%) of the fees collected shall be deposited in the
5 Department of Public Safety Patrol Vehicle Revolving Fund.

6 SECTION 3. This act shall become effective November 1, 2022.

7 Passed the House of Representatives the 22nd day of March, 2022.

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10 Presiding Officer of the House
of Representatives

11 Passed the Senate the ____ day of _____, 2022.

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14 Presiding Officer of the Senate