

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               2nd Session of the 58th Legislature (2022)

4   HOUSE BILL 3335

By: Fugate

5  
6                               AS INTRODUCED

7           An Act relating to driver licenses; amending 47 O.S.  
8           2021, Section 6-106, which relates to application for  
9           license; allowing option to include blood type on  
          license or identification card; and providing an  
          effective date.

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

13           SECTION 1.        AMENDATORY        47 O.S. 2021, Section 6-106, is  
14   amended to read as follows:

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

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

1 Selective Service System in order to register the applicant as  
2 required by law with the Selective Service System. Any applicant  
3 refusing to sign the consent statement shall be denied a driver  
4 license or identification card.

5 3. Except as provided for in subsections G and H of this  
6 section, every applicant for a driver license or identification card  
7 shall provide to the Department at the time of application a  
8 document showing proof of identity. The Department shall promulgate  
9 rules prescribing forms of primary and secondary identification  
10 acceptable for an original Oklahoma driver license.

11 B. Every applicant for a driver license shall provide the  
12 following information:

13 1. Full name;

14 2. Date of birth;

15 3. Sex;

16 4. Address of principal residence and county of such residence  
17 which shall be referenced on the REAL ID Compliant Driver License or  
18 Identification Card; proof of principal residency, as prescribed by  
19 rules promulgated by the Department, documenting provided address;

20 5. Current and complete mailing address to be maintained by the  
21 Department for the purpose of giving notice, if necessary, as  
22 required by Section 2-116 of this title;

23 6. Medical information, as determined by the Department, which  
24 shall assure the Department that the person is not prohibited from

1 being licensed as provided by paragraph 7 of subsection A of Section  
2 6-103 of this title;

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

4 8. A brief description of the applicant, as determined by the  
5 Department;

6 9. Whether the applicant has previously been licensed, and, if  
7 so, when and by what state or country, and whether any license has  
8 ever been suspended or revoked, or whether an application has ever  
9 been refused, and, if so, the date of and reason for the suspension,  
10 revocation or refusal;

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

14 11. Whether the applicant has:

15 a. previously been licensed and, if so, when and by what  
16 state or country, and

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

19 12. Social Security number.

20 No person shall request the Department to use the Social Security  
21 number of that person as the driver license number. Upon renewal or  
22 replacement of any driver license issued after the effective date of  
23 this act, the licensee shall advise the Department or the motor  
24 license agent if the present driver license number of the licensee

1 is the Social Security number of the licensee. If the driver  
2 license number is the Social Security number, the Department or the  
3 motor license agent shall change the driver license number to a  
4 computer-generated alphanumeric identification.

5 C. 1. In addition to the requirements of subsections A and B  
6 of this section, every applicant for a commercial driver license who  
7 is subject to the requirements of 49 C.F.R., Part 391, and is  
8 applying for an original, renewal, or replacement license, and every  
9 person who, upon or after May 8, 2012, is currently the holder of a  
10 commercial driver license and is subject to the requirements of 49  
11 C.F.R., Part 391, and who does not apply for a renewal or  
12 replacement license prior to January 30, 2014, shall submit to the  
13 Department and maintain with the Department a current approved  
14 medical examination certificate signed by a licensed physician  
15 authorized to perform and approve medical examination  
16 certifications. The Department shall adopt rules for maintaining  
17 medical examination certificates pursuant to the requirements in 49  
18 C.F.R., Parts 383 and 384. Any commercial driver licensee subject  
19 to the requirements of this paragraph who fails to maintain on file  
20 with the Department a current, approved medical examination  
21 certificate shall have the driving privileges of the person  
22 downgraded to a Class D driver license by the Department.

23 2. If the applicant is applying for an original commercial  
24 driver license in Oklahoma or is transferring a commercial driver

1 license from another state to Oklahoma, the Department shall review  
2 the driving record of the applicant in other states for the  
3 immediately preceding ten (10) years, unless the record review has  
4 already been performed by the Department. As a result of the  
5 review, if it is determined by the Department that the applicant is  
6 subject to a period of disqualification as prescribed by Section 6-  
7 205.2 of this title which has not yet been imposed, the Department  
8 shall impose the period of disqualification and the applicant shall  
9 serve the period of disqualification before a commercial driver  
10 license is issued to the applicant; provided, nothing in this  
11 paragraph shall be construed to prevent the issuance of a Class D  
12 driver license to the applicant.

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

20 4. The Department of Public Safety shall notify each commercial  
21 driving school of the passage of this section, and each commercial  
22 driving school shall notify prospective students of its school of  
23 the hazardous material endorsement requirement.

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1 D. In addition to the requirements of subsections A and B of  
2 this section, every applicant ~~shall~~:

3 1. Shall be given an option on the application for issuance of  
4 a driver license or identification card or renewal pursuant to  
5 Section 6-115 of this title to provide an emergency contact person.  
6 The emergency contact information requested may include full name,  
7 address, and phone number. The emergency contact information shall  
8 be maintained by the Department and shall be used by the Department  
9 and law enforcement for emergency purposes only. A person listed as  
10 an emergency contact may request to be removed at any time. Any  
11 update to a change of name, address, or phone number may be made by  
12 the applicant listing the emergency contact person or by the person  
13 listed as the emergency contact; and

14 2. Shall be given the option on the application for issuance or  
15 renewal of a driver license or identification card to include his or  
16 her blood type on the driver license or identification card.

17 E. Whenever application is received from a person previously  
18 licensed in another jurisdiction, the Department shall request a  
19 copy of the driving record from the other jurisdiction and,  
20 effective September 1, 2005, from all other jurisdictions in which  
21 the person was licensed within the immediately previous ten (10)  
22 years. When received, the driving record shall become a part of the  
23 driving record of the person in this state with the same force and  
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1 effect as though entered on the driver's record in this state in the  
2 original instance.

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

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

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

22 SECTION 2. This act shall become effective November 1, 2022.

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24 COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT MODERNIZATION AND  
EFFICIENCY, dated 03/03/2022 - DO PASS.