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**AS AMENDED**

By: Frix and Bashore of the  
House

and

Standridge of the Senate

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

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

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

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

A. The Department of Public Safety is authorized to establish Operation Work Zone Awareness. Operation Work Zone Awareness is a program designed to educate the motoring public on the dangers of committing moving violations while traveling in highway construction work zones. The Department is authorized to develop and house on its website an online work zone awareness presentation that may

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

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

1 utilizing the program benefits a second time. If a motorist so  
2 chooses, he or she may not participate in the program and instead  
3 pay the fine imposed on the issued citation. Holders of commercial  
4 driver licenses cited while driving a commercial motor vehicle are  
5 not eligible to participate in the program.

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

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

1 on the webpage. After the vendor is paid in full, one hundred  
2 percent (100%) of the fees collected shall be deposited in the  
3 Department of Public Safety Patrol Vehicle Revolving Fund.

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

5 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY  
6 April 11, 2022 - DO PASS AS AMENDED  
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