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1 Safety shall be fully transferred to Service Oklahoma on November 1,
2 2022. All employees of the Department of Public Safety whose duties
3 are transferred under this act shall be transferred to Service
4 Oklahoma.

5 The applicable powers, duties, and responsibilities exercised by
6 the Motor Services Division of the Oklahoma Tax Commission shall be
7 fully transferred to Service Oklahoma on January 1, 2023. All
8 employees of the Oklahoma Tax Commission whose duties are
9 transferred under this act shall be transferred to Service Oklahoma.

10 SECTION 2. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 3-102 of Title 47, unless there
12 is created a duplication in numbering, reads as follows:

13 As used in this act:

14 1. "Board" shall mean the Service Oklahoma Operator Board;

15 2. "Committee" shall mean the Licensed Operator Advisory
16 Committee;

17 3. "Director" shall mean the Chief Executive Officer of Service
18 Oklahoma;

19 4. "License" means the authority granted by the Service Oklahoma
20 Operator Board to an individual for purposes of operating a
21 designated Service Oklahoma location;

22 5. "Licensed operator" shall mean an individual who obtains a
23 license from the Service Oklahoma Operator Board to operate a
24 designated Service Oklahoma location and offers third-party

1 fulfillment of designated services to be rendered by Service
2 Oklahoma in this act;

3 6. "Service Oklahoma Location" shall mean any location where
4 services offered by Service Oklahoma are provided including
5 locations operated by either Service Oklahoma or pursuant to a
6 license issued by Service Oklahoma; and

7 7. "Good Standing" shall mean a licensed operator is current on
8 all required reporting and remittances and whose license is not
9 under review for revocation by the Service Oklahoma Operator Board.

10 SECTION 3. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 3-103 of Title 47, unless there
12 is created a duplication in numbering, reads as follows:

13 A. The Director of Service Oklahoma shall be appointed by the
14 Governor with the advice and consent of the Senate. The Director
15 shall serve at the pleasure of the Governor and may be removed or
16 replaced without cause. Compensation for the Director shall be
17 determined pursuant to Section 3601.2 of Title 74 of the Oklahoma
18 Statutes. The Director may be removed from office by a two-thirds
19 (2/3) vote of the members elected to and constituting each chamber
20 of the Legislature.

21 B. The Director of Service Oklahoma shall be the chief
22 executive officer of Service Oklahoma and shall act for Service
23 Oklahoma in all matters except as may be otherwise provided by law.

24

1 The powers and duties of the Director shall include, but not be
2 limited to:

- 3 1. Organize Service Oklahoma in a manner to efficiently achieve
4 the objectives of Service Oklahoma;
- 5 2. Supervise all activities of Service Oklahoma;
- 6 3. Administer programs and policies of Service Oklahoma;
- 7 4. Employ, discharge, appoint, contract, and fix duties and
8 compensation of employees at the discretion of the Director;
- 9 5. Appoint assistants, deputies, officers, investigators,
10 attorneys, and other employees as may be necessary to carry out
11 functions of Service Oklahoma;
- 12 6. Prescribe rules and regulations for the operation of Service
13 Oklahoma;
- 14 7. Provide input and recommendation to the Service Oklahoma
15 Operator Board on all matters including branding and physical
16 standardization requirements, customer service metrics, analysis,
17 and improvement processes for licensed operators, and processes for
18 termination of licensed operators for failure to comply with the
19 customer service metrics;
- 20 8. Establish internal policies and procedures;
- 21 9. Prescribe and provide suitable forms deemed necessary to
22 carry out the functions of Service Oklahoma and any other laws the
23 enforcement and administration of which are vested in Service
24 Oklahoma;

1 10. Establish such divisions, sections, committees, advisory
2 committees, offices, and positions in Service Oklahoma as the
3 Director deems necessary to carry out the functions of Service
4 Oklahoma;

5 11. Accept and disburse grants, allotments, gifts, devises,
6 bequests, funds, appropriations and other property made or offered
7 to Service Oklahoma; and

8 12. Create the budget for Service Oklahoma to be submitted to
9 the Legislature each year.

10 C. The salary and other expenses for the Director shall be
11 budgeted as a separate line item through the Oklahoma Office of
12 Management and Enterprise Services. The operating expenses of
13 Service Oklahoma shall be set by the Director and shall be budgeted
14 as a separate line item through the Oklahoma Office of Management
15 and Enterprise Services.

16 D.1. The Director of Service Oklahoma shall direct all
17 purchases, hiring, procurement and budget for Service Oklahoma of
18 the Office of Management and Enterprise Services and establish,
19 implement, and enforce policies and procedures related thereto,
20 consistent with the Oklahoma Central Purchasing Act. Service
21 Oklahoma and the Director shall be subject to the requirements of
22 the Public Competitive Bidding Act of 1974, the Oklahoma Lighting
23 Energy Conservation Act, and the Public Building Construction and
24 Planning Act.

1 2. The Director of Service Oklahoma, or any employee or agent
2 of the Director of Service Oklahoma acting within the scope of
3 delegated authority, shall have the same power and authority related
4 to purchases, hiring, procurement, and budget for Service Oklahoma
5 as outlined in paragraph 1 of this subsection for Service Oklahoma
6 as the State Purchasing Director has for all acquisitions used or
7 consumed by state agencies as established in The Oklahoma Central
8 Purchasing Act. Such authority shall, consistent with the authority
9 granted to the State Purchasing Director pursuant to Section 85.10
10 of Title 74 of the Oklahoma Statutes, including the power to
11 designate financial or proprietary information submitted by a bidder
12 confidential and reject all requests to disclose the information so
13 designated, if the Director of Service Oklahoma requires the bidder
14 to submit the financial or proprietary information with a bid,
15 proposal or quotation.

16 SECTION 4. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 3-104 of Title 47, unless there
18 is created a duplication in numbering, reads as follows:

19 A. There is hereby created the Service Oklahoma Operator Board,
20 which shall be an advisory body to the Director of Service Oklahoma
21 and shall consist of nine (9) members who shall each serve a term of
22 two (2) years.

23 B. The membership of the Board shall be compromised as follows:

24 1. Two (2) members appointed by the Governor;

1 2. Two (2) members appointed by the President Pro Tempore of
2 the Senate;

3 3. Two (2) members appointed by the Speaker of the House of
4 Representatives;

5 4. One member who shall a licensed operator, currently in good
6 standing with Service Oklahoma, who operates a Service Oklahoma
7 location in a county with a population with 100,000 people or more,
8 according to the latest Federal Census data, who shall be appointed
9 by the President Pro Tempore of the Senate;

10 5. One member who shall a licensed operator, currently in good
11 standing with Service Oklahoma, who operates a Service Oklahoma
12 location in a county with a population with less than 100,000
13 people, according to the latest Federal Census data, who shall be
14 appointed by the Speaker of the House of Representatives; and

15 6. One member who shall be the Director of Service Oklahoma or
16 a person designated by the Director.

17 C. 1. Appointments to the initial Service Oklahoma Operator
18 Board shall be made within forty-five (45) days of the effective
19 date of this act.

20 2. Each member shall serve at the pleasure of their appointing
21 authority and may be removed or replaced without cause.

22 3. Any member of the Board shall be prohibited from voting on
23 any issue in which the member has a direct financial interest.

24 D. The Board shall have the power and duty to:

1 1. Approve guidelines, objectives, and performance standards
2 for licensed operators;

3 2. Establish branding and physical standardization requirements
4 with the input and recommendation of the Director of Service
5 Oklahoma;

6 3. Establish customer service metrics, analysis, and
7 improvement processes for licensed operators, and processes for
8 termination of licensed operators for failure to comply with the
9 customer service metrics, with the input and recommendation of the
10 Director of Service Oklahoma;

11 4. Make recommendations to the Director of Service Oklahoma on
12 all matters related to licensed operators;

13 5. Assist Service Oklahoma in conducting periodic reviews
14 related to the goals, objectives, priorities, and policies related
15 to licensed operators; and

16 6. Establish rules and qualifications for members of the
17 Licensed Operator Advisory Committee.

18 E. The Board shall hold meetings as necessary at a place and
19 time to be fixed by the Board. The Board shall elect, at its first
20 meeting, one member to serve as chair and one member to serve as
21 vice-chair. At the first meeting in each calendar year, the chair
22 and vice-chair for the ensuing year shall be elected by the Board.
23 Special meetings may be called by the chair or by four members of
24 the Board by delivery of written notice to each member of the Board.

1 F. A majority of the members of the Board shall constitute a
2 quorum for the transaction of business and taking any official
3 actions. Official action of the Board shall require a favorable
4 vote by a majority of the members present.

5 G. Members of the Board shall serve without compensation but
6 shall be reimbursed for expenses incurred in the performance of
7 their duties in accordance with the provisions of the State Travel
8 Reimbursement Act.

9 H. The Board shall act in accordance with the provisions of the
10 Oklahoma Open Records Act and the Administrative Procedures Act.

11 SECTION 5. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 3-105 of Title 47, unless there
13 is created a duplication in numbering, reads as follows:

14 A. To assist and advise the Service Oklahoma Operator Board, a
15 Licensed Operator Advisory Committee is hereby created.

16 B. The Licensed Operator Advisory Committee shall consist of
17 seven (7) members appointed by the Service Oklahoma Operator Board
18 as follows:

19 1. Two members who shall be licensed operators, appointed by
20 the Service Oklahoma Operator Board from counties with a population
21 under 30,000 people according to the latest Federal Census data;

22 2. Two members who are licensed operators, appointed by the
23 Service Oklahoma Operator Board from counties with a population
24

1 between 30,001 and 100,000 according to the latest Federal Census
2 data;

3 3. Two members who are licensed operators, appointed by the
4 Service Oklahoma Operator Board from counties with a population over
5 100,001 accordingly to the latest Federal Census data; and

6 4. One member who shall be an employee of Service Oklahoma,
7 appointed by the Director of Service Oklahoma.

8 C. Members appointed to the first Licensed Operator Advisory
9 Committee shall serve the following terms:

10 1. The Service Oklahoma Operator Board shall select one member
11 appointed pursuant to the provisions of paragraph 1 of subsection B
12 of this section, one member appointed pursuant to the provisions of
13 paragraph 2 of subsection B of this section, and one member
14 appointed pursuant to the provisions of paragraph 3 of subsection B
15 of this section to serve two-year terms. Subsequent appointments
16 shall serve two-year terms;

17 2. The Service Oklahoma Operator Board shall select one member
18 appointed pursuant to the provisions of paragraph 1 of subsection B
19 of this section, one member appointed pursuant to the provisions of
20 paragraph 2 of subsection B of this section, and one member
21 appointed pursuant to the provisions of subsection paragraph 3 of B
22 of this section to serve three-year terms. Subsequent appointments
23 shall serve two-year terms; and

24

1 3. The member appointed pursuant to the provisions of paragraph
2 4 of subsection B of this section shall serve a two-year term.

3 4. Members of the Licensed Operator Advisory Committee serve at
4 the pleasure of his or her appointing authority and may be removed
5 or replaced without cause.

6 5. Any vacancy shall be filled in the same manner as original
7 appointments.

8 D. The Service Oklahoma Operator Board has the authority to
9 determine the qualifications and duties of the Licensed Operator
10 Advisory Committee.

11 SECTION 6. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 3-106 of Title 47, unless there
13 is created a duplication in numbering, reads as follows:

14 A. There is hereby created in the State Treasury a revolving
15 fund for Service Oklahoma to be designated the "Service Oklahoma
16 Revolving Fund". The fund shall be a continuing fund, not subject
17 to fiscal year limitations. All monies accruing to the credit of
18 the fund are hereby appropriated and shall be budgeted and expended
19 by Service Oklahoma for the restricted purposes of the monies as
20 prescribed by law. Expenditures from the funds shall be made upon
21 warrants issued by the State Treasurer against claims filed as
22 prescribed by law with the Director of the Office of Management and
23 Enterprise Services for approval and payment.

1 B. There is hereby created in the State Treasury a revolving
2 fund for Service Oklahoma to be designated the "Service Oklahoma
3 Reimbursement Fund". The fund shall be a continuing fund, not
4 subject to fiscal year limitations. All monies accruing to the
5 credit of the fund are hereby appropriated and shall be budgeted and
6 expended by Service Oklahoma for the restricted purposes of the
7 monies as prescribed by law. Expenditures from the funds shall be
8 made upon warrants issued by the State Treasurer against claims
9 filed as prescribed by law with the Director of the Office of
10 Management and Enterprise Services for approval and payment.

11 SECTION 7. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 3-107 of Title 47, unless there
13 is created a duplication in numbering, reads as follows:

14 A. All records of Service Oklahoma, other than those declared
15 by law to be confidential for the use of Service Oklahoma, shall be
16 open to public inspection during normal business hours.

17 B. The records and files of Service Oklahoma concerning any
18 state tax law shall be considered confidential and privileged,
19 except as otherwise provided by law, and neither Service Oklahoma
20 nor any employee engaged in the administration of Service Oklahoma
21 or charged with the custody of any such records or files nor any
22 person who may have secured information from Service Oklahoma shall
23 disclose any information obtained from the records or files or from
24

1 any examination or inspection of the premises or property of any
2 person.

3 C. The Director shall supervise the maintenance of all records
4 of Service Oklahoma and shall adopt rules concerning the destruction
5 and retention of records. Records of Service Oklahoma shall not be
6 subject to the provisions of:

7 1. Section 305 through 317 of Title 67 of the Oklahoma Statutes
8 or be transferred to the custody or control of the State Archives
9 Commission;

10 2. Section 590 of Title 21 of the Oklahoma Statutes; or

11 3. The Records Management Act, Sections 201 through 215 of
12 Title 67 of the Oklahoma Statutes.

13 The Director may, pursuant to an adopted rule, order destruction
14 of records deemed to be no longer of value to Service Oklahoma in
15 carrying out the powers and duties of Service Oklahoma.

16 D. 1. The Director may cause any or all records kept by
17 Service Oklahoma to be photographed, microphotographed, photostated,
18 reproduced on film, or stored on computer storage medium. The film
19 or reproducing material shall be of durable material, and the device
20 used to reproduce the records on the film or reproducing material
21 shall accurately reproduce and perpetuate the original records in
22 all detail.

23 2. The photostatic copy, photograph, microphotograph,
24 photographic film, or computerized image of the original records

1 shall be deemed to be an original record for all purposes and shall
2 be admissible as evidence in all courts or administrative agencies.
3 A facsimile, exemplification, or certified copy thereof shall be
4 deemed to be a transcript, exemplification, or certified copy of the
5 original.

6 3. The photostatic copies, photographs, microphotographs,
7 reproduction on film, or computerized images shall be placed in
8 conveniently accessible files and provisions made for preserving,
9 examining, and using copies, photographs, microphotographs,
10 reproductions on film, and computerized images. The Director is
11 empowered to authorize the disposal, archival storage, or the
12 destruction of the original records or papers.

13 SECTION 8. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 3-108 of Title 47, unless there
15 is created a duplication in numbering, reads as follows:

16 A. The Director may enter into interagency agreements for the
17 inspection, release, and disclosure of information contained in the
18 records of Service Oklahoma to the extent that the inspection,
19 release, or disclosure is necessary and appropriate.

20 B. The Director may enter into interagency agreements in order
21 to administer the responsibilities pursuant to the provisions of
22 this title including, but not limited to the receipt of proceeds for
23 the provision of services provided by Service Oklahoma.

24

1 C. The Director may enter into interagency agreements with the
2 Department of Public Safety to assume control over the operations or
3 management and acquire ownership of any satellite offices of the
4 Department of Public Safety that provide driving services.

5 SECTION 9. NEW LAW A new section of law to be codified
6 in the Oklahoma Statutes as Section 3-109 of Title 47, unless there
7 is created a duplication in numbering, reads as follows:

8 On the effective date of this act, the administrative rules
9 related to any services provided by Service Oklahoma previously
10 promulgated by the Department of Public Safety, the Oklahoma Tax
11 Commission, and any other state agency, shall be transferred to and
12 become a part of the administrative rules of Service Oklahoma. The
13 Office of Administrative Rules in the Office of the Secretary of
14 State shall provide adequate notice in the Oklahoma Register of the
15 transferred rules and shall place the transferred rules under the
16 Administrative Code section of Service Oklahoma. On the effective
17 date of this act, any amendment, repeal, or addition to the
18 transferred rules shall be under the rulemaking authority of Service
19 Oklahoma.

20 SECTION 10. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 3-110 of Title 47, unless there
22 is created a duplication in numbering, reads as follows:

23 A. Officers and employees of Service Oklahoma designated by the
24 Director, for the purpose of administering the motor vehicle laws,

1 are authorized to administer oaths, and acknowledge signatures and
2 shall do so without fee.

3 B. The Director and such officers of Service Oklahoma as the
4 Director may designate are hereby authorized to prepare under the
5 seal of Service Oklahoma and deliver upon request a certified copy
6 of any record of Service Oklahoma, charging a fee of Three Dollars
7 (\$3.00) for each record so certified, and every such certified copy
8 shall be admissible in any proceeding in any court in like manner as
9 the original thereof. A certification fee shall be charged:

10 1. Only if the person requesting the record specifically
11 requests that the record be certified; and

12 2. In addition to the copying and reproduction fees provided by
13 the Oklahoma Open Records Act and any other applicable law.

14 C. The Director and any other officers of Service Oklahoma as
15 the Director may designate are hereby authorized to provide a copy
16 of any record required to be maintained by Service Oklahoma at no
17 charge to any of the following government agencies when requested in
18 the performance of official governmental duties:

19 1. The driver license agency of any other state;

20 2. Any court, district attorney or municipal prosecutor in this
21 state or any other state;

22 3. Any law enforcement agency in this state or any other state
23 or any federal agency empowered by law to make arrests for public
24 offenses;

1 4. Any public school district in this state for purposes of
2 providing the Motor Vehicle Report of a currently employed school
3 bus driver or person making application for employment as a school
4 bus driver;

5 5. The Department of Human Services for the purpose of
6 providing the Motor Vehicle Report to ascertain the suitability of
7 any person being considered by the Department of Human Services for
8 placement of a child in foster care or for adoption of the child;

9 6. The Office of Juvenile Affairs for the purpose of providing
10 the Motor Vehicle Report to ascertain the suitability of any person
11 being considered by the Office of Juvenile Affairs for placement of
12 a child in foster care;

13 7. Any nonprofit provider exempt from federal income tax
14 pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986
15 and contracted by the Developmental Disabilities Services Division
16 of the Oklahoma Department of Human Services; or

17 8. Any state agency in this state.

18 D. Any record required to be maintained by Service Oklahoma may
19 be released to any other entity free of charge when the release of
20 the record would be for the benefit of the public, as determined by
21 the Director or a designee of the Director.

22 E. The following records shall be provided by Service Oklahoma
23 to any authorized recipient, pursuant to the provisions of the
24 Driver's Privacy Protection Act, 18 United States Code, Sections

1 2721 through 2725, upon payment of the appropriate fees for the
2 records:

3 1. A Motor Vehicle Report, as defined in Section 6-117 of this
4 title; and

5 2. A copy of any driving record related to the Motor Vehicle
6 Report.

7 F. 1. The provisions of subsection B, D, and E of this section
8 and the Oklahoma Open Records Act shall not apply to the release of
9 personal information from any driving record of any person. Such
10 personal information shall be confidential except as provided for in
11 this subsection or in the provisions of the Driver's Privacy
12 Protection Act, 18 United States Code, Section 2721 through 2725.
13 Upon written request to the Director of Service Oklahoma by a law
14 enforcement agency or another state's or country's drive licensing
15 agency for personal information on a specific individual as named or
16 otherwise identified in the written request, to be used in the
17 official capacity of the agency, the Director may release such
18 personal information to the agency pursuant to the provisions of the
19 Driver's Privacy Protection Act, 18 United States Code, Sections
20 2721 through 2725. Provided, the provisions of this subsection or
21 any other provision of this title shall not be construed to keep
22 audio or video recordings of Service Oklahoma confidential beyond
23 any exception provided for in the Oklahoma Open Records Act.
24

1 2. For the purposes of this subsection, "personal information"
2 means information which identifies a person, including, but not
3 limited to: a photograph or image in computerized format of the
4 person, fingerprint image in computerized format, signature or
5 signature in computerized format, social security number, residence
6 address, mailing address and medical or disability information.

7 SECTION 11. AMENDATORY 14a O.S. 2021, Section 2-202.1,
8 is amended to read as follows:

9 Section 2-202.1. The seller may charge and collect from the
10 buyer a fee for each return by a bank or other depository
11 institution of a dishonored check, negotiable order of withdrawal or
12 share draft issued by the buyer in connection with a consumer credit
13 sale. The amount of the fee shall be limited to the amount which
14 the Oklahoma Tax Commission, Service Oklahoma or a ~~motor license~~
15 ~~agent~~ licensed operator may charge and collect pursuant to the
16 provisions of Section 1121 of Title 47 of the Oklahoma Statutes.
17 This fee shall be in addition to all other credit service charges,
18 fees or additional charges which the seller may charge and collect
19 from the buyer under this Code.

20 SECTION 12. AMENDATORY 14a O.S. 2021, Section 3-202.1,
21 is amended to read as follows:

22 Section 3-202.1. The lender of a consumer loan may charge and
23 collect from the debtor a fee for each return by a bank or other
24 depository institution of a dishonored check, negotiable order of

1 withdrawal or share draft issued by the debtor in connection with
2 the consumer loan. The amount of the fee shall be limited to the
3 amount which the Oklahoma Tax Commission, Service Oklahoma or a
4 ~~motor license agent~~ licensed operator may charge and collect
5 pursuant to the provisions of Section 1121 of Title 47 of the
6 Oklahoma Statutes. This fee shall be in addition to all other loan
7 finance charges, fees and additional charges which the lender may
8 charge and collect from the debtor under this Code and shall not be
9 subject to refund or rebate.

10 SECTION 13. AMENDATORY 26 O.S. 2021, Section 3-111, is
11 amended to read as follows:

12 Section 3-111. A. In each even-numbered year and at such other
13 times as he or she deems necessary, the Secretary of the State
14 Election Board shall cause to be conducted a training program in
15 each county for precinct inspectors, judges, clerks and other
16 precinct officials.

17 B. 1. The Secretary of the State Election Board shall
18 determine the method by which such training is provided, and develop
19 the curriculum for such training.

20 2. Only persons authorized by the Secretary of the State
21 Election Board, and instructed in a manner to be determined by the
22 Secretary, shall conduct the training of precinct officials.

23 C. 1. Persons attending such training programs prior to
24 January 1, 2021, shall be paid Twenty-five Dollars (\$25.00) from

1 state funds after completing such training, through a procedure
2 prescribed by the Secretary of the State Election Board that
3 conforms as nearly as practicable with Section 3-105.1 of this title
4 and. Beginning January 1, 2021, the training payment shall increase
5 to Thirty-five Dollars (\$35.00).

6 2. Persons attending such training programs shall be allowed
7 mileage reimbursement at the rate provided by the State Travel
8 Reimbursement Act to be paid from county funds.

9 D. 1. In addition to the training described in subsection A of
10 this section, the Secretary of the State Election Board may develop
11 supplemental training programs or materials.

12 2. Supplemental training may be provided by correspondence or
13 by a remote method that does not require the personal attendance of
14 a trainee.

15 3. No payment shall be provided to a person for supplemental
16 training for which the person's personal attendance at a training
17 site is not required.

18 E. The Secretary shall prescribe procedures for training of
19 ~~motor license agents~~ licensed operators, officials of voter
20 registration agencies and others responsible for voter registration
21 activities.

22 SECTION 14. AMENDATORY 26 O.S. 2021, Section 4-103.1, is
23 amended to read as follows:
24

1 Section 4-103.1. A. A qualified elector may apply to register
2 to vote or update a registration to vote by:

3 1. Delivering by mail or otherwise a completed voter
4 registration application to the State Election Board or any county
5 election board;

6 2. Completing a voter registration application in person with
7 any official of an agency described in Section 4-109.2 of this
8 title;

9 3. Completing a voter registration application in person as
10 part of an application for issuance, renewal or change of address
11 for a driver license or issuance of a state identification card
12 issued pursuant to Section 6-105 of Title 47 of the Oklahoma
13 Statutes with a designated representative of ~~the Department of~~
14 ~~Public Safety~~ Service Oklahoma; or

15 4. Completing a voter registration application electronically
16 as provided in Section 4-109.4 of this title.

17 B. The secretary of the county election board for the county of
18 the applicant's residence shall send to each applicant by
19 nonforwardable, first-class United States mail a notice of the
20 disposition of the application. Notice mailing costs shall be paid
21 by the county. Provided, the Secretary of the State Election Board
22 may authorize such notices to be sent by electronic means for voter
23 registration applications submitted electronically.

1 SECTION 15. AMENDATORY 26 O.S. 2021, Section 4-109.3, is
2 amended to read as follows:

3 Section 4-109.3. A. When a qualified elector applies for
4 issuance or renewal of an Oklahoma driver license, or issuance of a
5 state identification card issued pursuant to Section 6-105 of Title
6 47 of the Oklahoma Statutes, he or she shall be provided voter
7 registration services as required by the National Voter Registration
8 Act. All completed paper voter registration applications shall be
9 transmitted by the agency accepting the application at the close of
10 business each week to the State Election Board in preaddressed,
11 postage prepaid envelopes provided by the State Election Board. If
12 a person registers or declines to register to vote, the office at
13 which the person submits the voter registration application or the
14 fact that the person declined to register shall remain confidential
15 and will be used only for voter registration purposes.

16 B. A change of address for an Oklahoma driver license or state
17 identification card submitted by a registered voter shall also serve
18 as a change of address for voter registration purposes if the new
19 address is within the same county where the voter is registered to
20 vote. If the new address is outside the county where the voter is
21 currently registered to vote, the voter shall be sent a notice and
22 application with instructions for registering to vote at the new
23 address. A change of address for an Oklahoma driver license or
24 state identification card shall not be used to update a voter

1 registration address if the registrant states in writing that the
2 change of address is not for voter registration purposes.

3 C. ~~Motor license agents~~ Licensed operators shall receive fifty
4 cents (\$0.50) per valid paper voter registration application or
5 application for change in voter registration taken by themselves and
6 employees of the ~~motor license agent's~~ licensed operator's office
7 taken at the ~~agent's~~ licensed operator's office, payable by the
8 State Election Board.

9 D. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall notify
10 the Secretary of the State Election Board of ~~motor license agent~~
11 licensed operator appointments. The ~~Oklahoma Department of Public~~
12 ~~Safety~~ Service Oklahoma shall notify the Secretary of the State
13 Election Board of ~~motor license agents~~ licensed operators qualified
14 to issue driver licenses.

15 E. The Secretary of the State Election Board is authorized to
16 develop with the Department of Public Safety a system to
17 electronically transmit voter registration applications from ~~motor~~
18 ~~license agencies~~ licensed operators to the State Election Board or
19 county election boards. Such system shall be consistent with the
20 requirements for electronic submission of voter registration
21 applications provided in Section 4-109.4 of this title.

22 F. The Secretary of the State Election Board shall promulgate
23 rules and procedures to implement the requirements of this section.
24

1 SECTION 16. AMENDATORY 26 O.S. 2021, Section 4-109.4, is
2 amended to read as follows:

3 Section 4-109.4. A. A person may submit a voter registration
4 application electronically as provided in this section if such
5 person:

6 1. Has a current and valid Oklahoma driver license or
7 identification card issued by ~~the Department of Public Safety~~
8 Service Oklahoma pursuant to the provisions of Section 6-101 et seq.
9 of Title 47 of the Oklahoma Statutes;

10 2. Is registering to vote at the address shown on the driver
11 license or identification card; and

12 3. Is a qualified elector and entitled to become a registered
13 voter as provided by law.

14 B. The Secretary of the State Election Board, subject to
15 available funding, shall establish a secure website to permit
16 persons described in subsection A of this section to submit voter
17 registration applications electronically. The website must permit
18 such persons to submit an application to register to vote or to
19 update an existing registration. The Secretary may employ security
20 measures he or she deems necessary to ensure the accuracy and
21 integrity of voter registration applications submitted
22 electronically and may establish an initial date on which voter
23 registration applications may be submitted electronically after
24 establishment of the website.

1 C. 1. The applicant must attest to the truth of the
2 information provided on the application by affirmatively accepting
3 the information as true and correct. Any person who submits false
4 information on an electronic voter registration application shall be
5 deemed guilty of a felony as described in Sections 16-103 and 16-
6 103.1 of this title.

7 2. The applicant must consent to the comparison of the
8 information entered into an electronic voter registration
9 application to the information contained in his or her driver
10 license or identification card record and also to the use of the
11 signature included in the driver license or identification card
12 record for voter registration purposes.

13 3. A voter registration application properly submitted
14 electronically shall be processed by the State Election Board and
15 the appropriate county election board in the same manner as a voter
16 registration application submitted on a paper form.

17 D. 1. When an applicant submits a voter registration
18 application electronically, the Secretary shall generate an
19 electronic confirmation on the website that the application has been
20 received, with instructions as to how the applicant may check the
21 status of the application thereafter.

22 2. a. The Secretary shall submit the information entered
23 into the electronic voter registration application by
24 the applicant to ~~the Department of Public Safety~~

1 Service Oklahoma for comparison to the record of the
2 applicant's driver license or identification card.

3 b. ~~The Department of Public Safety~~ Service Oklahoma shall
4 respond to the submission and shall indicate if the
5 information submitted matches the information in the
6 applicant's driver license record.

7 c. If the information matches, the electronic voter
8 registration application may proceed and ~~the~~
9 ~~Department of Public Safety~~ Service Oklahoma shall
10 provide the State Election Board with the digital
11 image of the signature included in the applicant's
12 driver license or identification card record. If the
13 information does not match, the application shall not
14 proceed, and the applicant shall be notified of the
15 failed match and may be provided information and
16 instruction for updating the driver license or
17 identification card record with ~~the Department of~~
18 ~~Public Safety~~ Service Oklahoma.

19 3. a. Following a match of records by ~~the Department of~~
20 ~~Public Safety~~ Service Oklahoma described in
21 subparagraph b of paragraph 2 of this subsection, and
22 if the Secretary finds that the electronic voter
23 registration application is in compliance with this
24 section and all applicable laws relating to voter

1 registration, the digital image of the signature from
2 the applicant's driver license or identification card
3 record shall be included on the application and the
4 application shall be submitted and processed as
5 provided by law. Provided, the Secretary of the State
6 Election Board is authorized to designate an
7 alternative method of obtaining the signature of the
8 applicant, if necessary.

9 b. If the Secretary does not find that the electronic
10 voter registration application is in compliance with
11 this section and all applicable laws relating to voter
12 registration, the applicant shall be notified that the
13 electronic voter registration application cannot be
14 submitted and the reasons it cannot be submitted, and
15 shall provide information about other methods to
16 submit a voter registration application.

17 E. The provisions of Section 24A.5 of Title 51 of the Oklahoma
18 Statutes relating to confidentiality of personal information within
19 driver records as defined by the Driver's Privacy Protection Act, 18
20 United States Code, Sections 2721 through 2725, shall be applicable
21 to information obtained by the State Election Board from ~~the~~
22 ~~Department of Public Safety~~ Service Oklahoma during the information
23 matching procedure described in this section. Provided, however,
24 this subsection shall not apply to information entered into the

1 electronic voter registration application by the voter registration
2 applicant nor to the digital image of the applicant's signature
3 provided to the Secretary of the State Election Board by ~~the~~
4 ~~Department of Public Safety~~ Service Oklahoma, upon the consent of
5 the applicant, for use on the electronic voter registration
6 application as provided in this section.

7 F. The Secretary of the State Election Board may establish a
8 system whereby a registered voter may electronically submit a change
9 to his or her voter registration information, including a change of
10 name, political party affiliation or address of residence within the
11 county in which the voter is currently registered to vote. An
12 electronically submitted change in voter registration information
13 shall include:

14 1. Such information as the Secretary of the State Election
15 Board deems necessary to confirm the identity of the voter; and

16 2. An oath that the voter is eligible to register to vote in
17 Oklahoma.

18 Upon receipt of a valid electronically submitted change in voter
19 registration, the secretary of the appropriate county election board
20 shall update the voter's registration information in the voter
21 registration database and shall file a notation of such changes with
22 the voter's original voter registration application.

23 G. The Secretary shall promulgate rules as may be necessary to
24 implement the provisions of this section.

1 SECTION 17. AMENDATORY 26 O.S. 2021, Section 4-110.1, is
2 amended to read as follows:

3 Section 4-110.1. A. Voter registration applications may be
4 submitted at any time. However, completed applications received by
5 the State Election Board, any county election board, any agency
6 designated to accept voter registration applications or any ~~motor~~
7 ~~license agent~~ licensed operator as part of a driver license or
8 identification card application twenty-four (24) or fewer days prior
9 to an election; any mail application postmarked or any electronic
10 application submitted twenty-four (24) or fewer days prior to an
11 election or any mail application received without a postmark
12 nineteen (19) or fewer days prior to an election shall not be
13 approved for that election if the applicant's residence is located
14 within the geographical boundaries of the entity for which the
15 election is being conducted.

16 B. No more than seven (7) days after any election, each county
17 election board secretary for the county of the applicant's residence
18 shall send a notice of disposition as required in Section 4-103.1 of
19 this title to all persons whose voter registration applications were
20 received twenty-four (24) or fewer days prior to the election.

21 C. Registration for voting purposes occurs when a completed
22 voter registration application is approved by the county election
23 board secretary for the county of the applicant's residence and on
24

1 the date that the information is entered into the voter registration
2 database for the county of the applicant's residence.

3 D. Registration for candidate filing or party affiliation

4 purposes occurs at the earliest time the completed voter

5 registration application is received at the State Election Board,

6 any county election board, any agency designated to accept voter

7 registration applications or any ~~Motor License Agent~~ licensed

8 operator as part of a driver license or identification card

9 application provided that the application subsequently is approved

10 by the secretary of the county election board for the county of the

11 applicant's residence; or, in the case of mail applications,

12 registration for candidate filing or party affiliation purposes

13 shall occur at the time when the completed voter registration

14 application is postmarked provided that the application subsequently

15 is approved by the secretary of the county election board for the

16 county of the applicant's residence; or, in the case of a mail

17 application received without a postmark, registration for candidate

18 filing or party affiliation purposes shall occur at the earliest

19 time when the completed application is received by the State

20 Election Board or any county election board provided that the

21 application is subsequently approved by the secretary of the county

22 election board for the county of the applicant's residence.

23 E. Registration for any purpose of a person who is under the

24 age of eighteen (18) years and who has submitted an application

1 pursuant to the provisions of subsection B of Section 4-103 of this
2 title occurs upon the eighteenth birthday of the person, regardless
3 of the time the application is received or approved.

4 SECTION 18. AMENDATORY 26 O.S. 2021, Section 4-112, is
5 amended to read as follows:

6 Section 4-112. A. The Secretary of the State Election Board
7 shall devise and distribute a registration application form to be
8 used for registering voters. Such registration application shall
9 contain the following information:

10 1. The applicant's full name and date of birth, county and
11 place of residence, and mailing address pursuant to the provisions
12 of subsection G of this section;

13 2. A space or section to designate a political party recognized
14 by the laws of the State of Oklahoma with which the applicant
15 chooses to be affiliated;

16 3. The Oklahoma driver license or identification card number if
17 the applicant has been issued a current and valid driver license or
18 identification card by ~~the Department of Public Safety~~ Service
19 Oklahoma, or if the applicant does not have a valid Oklahoma driver
20 license or identification card, the last four digits of the voter's
21 social security number;

22 4. An oath of the eligibility of the applicant to become a
23 registered voter; and
24

1 5. Such other information as may be deemed necessary by the
2 Secretary to identify such applicant and to ascertain his or her
3 eligibility.

4 B. A voter registration application shall be signed by the
5 applicant in writing. The applicant shall personally subscribe his
6 or her name to or make his or her mark on the application, and no
7 agent, representative or employee of the applicant may sign or mark
8 on the applicant's behalf. The signature or mark must be the
9 original, handwritten signature, autograph or mark of the applicant.
10 No facsimile, reproduction, typewritten or other substitute
11 signature, autograph or mark will be valid. Notwithstanding any law
12 to the contrary, the Secretary of the State Election Board shall
13 prescribe procedures to authorize any person incapable of personally
14 making a mark to complete a voter registration application with
15 assistance of an official of any voter registration agency or motor
16 license agency specified in Sections 4-109.2 and 4-109.3 of this
17 title. Provided, for applications submitted electronically, in lieu
18 of the signature requirements set forth in this subsection, the
19 applicant shall consent to the use of his or her driver license or
20 identification card signature as provided in Section 4-109.4 of this
21 title.

22 C. Persons who do not indicate a recognized political party or
23 political organization on their registration application shall be
24 designated as Independents.

1 D. Any person may apply in writing to the Secretary of the
2 State Election Board for permission to print, copy or otherwise
3 prepare and distribute the registration applications designed by the
4 Secretary of the State Election Board. The Secretary may revoke any
5 such permission at any time.

6 E. All registration applications shall be distributed to the
7 public at no charge.

8 F. The Secretary also shall prescribe procedures to accept and
9 use the National Mail Voter Registration Form, or its successor, as
10 required by the National Voter Registration Act of 1993. Provided,
11 to be accepted as a valid voter registration application, the form
12 shall include the applicant's original, handwritten signature,
13 autograph or mark as described in subsection B of this section.

14 G. Applicants for voter registration or for change of voter
15 registration in any way shall provide a residence address and, if
16 different from the residence address, a mailing address. A
17 residence address shall include the street address of the residence,
18 including a full house number, street name or number, apartment or
19 suite number, if applicable, and zip code. If a street address is
20 not available for the residence, applicants shall provide such
21 information as the Secretary of the State Election Board deems
22 necessary for voter registration purposes. A post office box may
23 not be given as a residence address. A mailing address, which shall
24 include the city and zip code, may be the actual emergency

1 notification or 911 address on file in the local community, a rural
2 route and box number, a post office box number or a street address.

3 H. A full or partial Social Security number or driver license
4 number in a voter registration record or a voter registration
5 application shall not be considered a public record and shall be
6 kept confidential by the State Election Board and each county
7 election board.

8 SECTION 19. AMENDATORY 26 O.S. 2021, Section 4-120.2, is
9 amended to read as follows:

10 Section 4-120.2. A. No later than June 1 of each odd-numbered
11 year, any voter identified within the previous twenty-four (24)
12 months as subject to the provisions of this subsection shall be sent
13 an address confirmation mailing prescribed by the Secretary of the
14 State Election Board and paid for by the state. The following shall
15 be subject to the provisions of this subsection:

16 1. Any voter for whom a first-class mailing from the county
17 election board or the State Election Board was returned;

18 2. Any voter identified by the Secretary of the State Election
19 Board as a potential duplicate voter in another county in this state
20 or in another state;

21 3. Any voter who has surrendered his or her Oklahoma driver
22 license to ~~the Department of Public Safety~~ Service Oklahoma upon
23 being issued a driver license in another state;

24

1 4. Any voter identified in subsection C of Section 4-118.1 of
2 this title who has not updated his or her voter registration;

3 5. Any registered voter identified in subsection F of Section
4 4-120.3 of this title whose voter registration has not been
5 canceled;

6 6. Any active registered voter who did not vote in the second
7 previous general election or any election conducted by a county
8 election board since the second previous general election and who
9 has initiated no voter registration change; and

10 7. Any registered voter who was sent a notice and application
11 to update a voter registration address as required by subsection B
12 of Section 4-109.3 of this title, but whose voter registration
13 address has not been updated or canceled.

14 Voters who do not respond to the confirmation mailing or whose
15 mailing is returned as nonforwardable or undeliverable as addressed
16 shall be designated as inactive sixty (60) days after the mailing.

17 B. An inactive voter's status shall be changed to active under
18 the following conditions:

19 1. With any registration change initiated by the voter; or

20 2. By voting in any election conducted by a county election
21 board.

22 An inactive voter who does not vote in any election conducted by
23 a county election board during the period beginning on the date of
24 the confirmation mailing and ending on the day after the date of the

1 second successive general election for federal office shall be
2 removed as a registered voter and all the information on that voter
3 shall be destroyed. Each county election board secretary shall
4 maintain a list of the names and addresses of all persons sent a
5 confirmation mailing as described in this section and information on
6 whether or not each such person has responded to the notice. The
7 list shall be maintained for twenty-four (24) months following the
8 date of the second successive federal general election after the
9 date of the confirmation mailing.

10 C. The secretary of each county election board shall cause all
11 inactive voters in a precinct to be identified on the precinct
12 registry.

13 D. No later than June 1 of each odd-numbered year, the
14 Secretary of the State Election Board shall identify duplicate voter
15 registrations in the state and shall direct appropriate county
16 election board secretaries to cancel the voter registration of all
17 but the latest registration of duplicate voter registrations. Each
18 county election board secretary shall maintain for twenty-four (24)
19 months a list of the names and addresses of all canceled duplicate
20 voter registrations. For the purposes of this subsection, duplicate
21 voter registrations are those registrations which contain the
22 following identical information on more than one registration:

23 1. First name, middle name or initial, last name, and date of
24 birth;

1 2. Driver license number and date of birth; or

2 3. Last name, date of birth, and the last four digits of the
3 Social Security number.

4 SECTION 20. AMENDATORY 26 O.S. 2021, Section 4-121, is
5 amended to read as follows:

6 Section 4-121. A. The Secretary of the State Election Board
7 may join the State of Oklahoma as a member in one or more multistate
8 voter list maintenance organizations including, but not limited to,
9 the Electronic Registration Information Center (ERIC) or its
10 successor. The Secretary is authorized to expend funds as available
11 for membership fees, dues and other expenses related to such
12 membership.

13 B. Upon membership in an organization as provided in subsection
14 A of this section, the Secretary of the State Election Board may
15 provide voter registration data to the organization and ~~the~~
16 ~~Department of Public Safety~~ Service Oklahoma may provide motor
17 vehicle license data to the organization if such data is required to
18 be provided as a condition of membership. The voter registration
19 data and motor vehicle license data described in this subsection may
20 include a person's name, address, date of birth, driver license or
21 state identification number, last four digits of a social security
22 number or any other data required by the organization. The
23 transmission and storage of such data shall be done in a secure
24 manner.

1 C. If a multistate voter list maintenance organization of which
2 this state is a member identifies Oklahoma residents who are
3 citizens of the United States eligible to vote but not yet
4 registered, the Secretary of the State Election Board may notify
5 such citizens about the procedure for becoming a registered voter in
6 this state. The Secretary may delegate the contacting of such
7 citizens to the secretary of the appropriate county election board.

8 D. If a multistate voter list maintenance organization of which
9 this state is a member provides United States Postal Service
10 National Change of Address data regarding registered voters who have
11 changed their address of residence within the state, the Secretary
12 of the State Election Board may use the data pursuant to the
13 provisions of Section 4-118.1, 4-120.2 or 7-115.1 of Title 26 of the
14 Oklahoma Statutes or the federal National Voter Registration Act.

15 SECTION 21. AMENDATORY 27a O.S. 2021, Section 2-11-
16 401.2, is amended to read as follows:

17 Section 2-11-401.2. A. 1. Except as otherwise provided by
18 this section, the following assessments shall be made for tires for
19 use on vehicles:

20 a. at the time any tire:

21 (1) for an automobile as defined in the Oklahoma Used
22 Tire Recycling Act or a tire with a rim diameter
23 of less than or equal to nineteen and one-half
24 (19 1/2) inches is sold by a tire dealer, there

1 shall be assessed a used tire recycling fee of
2 Two Dollars and ninety cents (\$2.90) per tire,
3 (2) for vehicles other than automobiles as defined by
4 the Oklahoma Used Tire Recycling Act with a rim
5 diameter greater than nineteen and one-half (19
6 1/2) inches and a tread width of twelve (12)
7 inches or less is sold by a tire dealer, there
8 shall be assessed a used tire recycling fee of
9 Five Dollars and fifty cents (\$5.50) per tire,
10 (3) with a rim diameter greater than nineteen and
11 one-half (19 1/2) inches and a tread width of
12 greater than twelve (12) inches is sold by a tire
13 dealer, there shall be assessed a used tire
14 recycling fee of Ten Dollars (\$10.00) per tire,
15 and
16 (4) is sold by a tire dealer for use on a motorcycle
17 or motor-driven cycle, there shall be assessed a
18 used tire recycling fee of One Dollar (\$1.00) per
19 tire,
20 b. at any time an automobile as defined by the Oklahoma
21 Used Tire Recycling Act or a motor vehicle with a tire
22 rim diameter of less than or equal to nineteen and
23 one-half (19 1/2) inches is first registered in this
24 state, there shall be assessed a used tire recycling

1 fee of Two Dollars and ninety cents (\$2.90) per tire,
2 except as otherwise provided by subparagraphs e and f
3 of this paragraph,

4 c. at any time a vehicle other than an automobile as
5 defined by the Oklahoma Used Tire Recycling Act with a
6 tire rim diameter of greater than nineteen and one-
7 half (19 1/2) inches is first registered in this
8 state, there shall be assessed a used tire recycling
9 fee of Five Dollars and fifty cents (\$5.50) per tire,
10 except as otherwise provided by subparagraphs e, f and
11 g of this paragraph,

12 d. at any time a trailer or semitrailer with a tire rim
13 diameter of less than or equal to nineteen and one-
14 half (19 1/2) inches is first titled in this state,
15 there shall be assessed a used tire recycling fee of
16 Two Dollars and ninety cents (\$2.90) per tire,

17 e. at any time a motorcycle or motor-driven cycle is
18 first registered in this state, there shall be
19 assessed a used tire recycling fee of One Dollar
20 (\$1.00) per tire,

21 f. at the time a motor vehicle is first titled in this
22 state, to be registered under the provisions of
23 Section 1120 of Title 47 of the Oklahoma Statutes,
24

1 there shall be assessed a used tire recycling fee of
2 Seven Dollars (\$7.00), and

3 g. at the time a trailer or semitrailer is first titled
4 in this state, to be registered under the provisions
5 of Section 1133 of Title 47 of the Oklahoma Statutes,
6 there shall be assessed a used tire recycling fee of
7 Five Dollars (\$5.00).

8 2. No fee shall be assessed by a tire dealer for reusable tires
9 or retreaded tires for which the tire dealer can document that the
10 recycling fee has been previously paid.

11 3. All-terrain vehicles and off-road motorcycles registered
12 pursuant to the provisions of Section 1132 of Title 47 of the
13 Oklahoma Statutes shall be exempt from the provisions of this
14 section.

15 B. 1. For tires used on implements of husbandry and
16 agricultural equipment with a rim diameter of less than or equal to
17 nineteen and one-half (19 1/2) inches and that are less than thirty
18 (30) inches in total diameter, there shall be assessed a used tire
19 recycling fee of Two Dollars and ninety cents (\$2.90) per tire.

20 2. For tires used on implements of husbandry and agricultural
21 equipment with a rim diameter of greater than nineteen and one-half
22 (19 1/2) inches and that are less than thirty (30) inches in total
23 diameter, there shall be assessed a used tire recycling fee of Five
24 Dollars and fifty cents (\$5.50) per tire.

1 3. For tires used on implements of husbandry and agricultural
2 equipment that are greater than thirty (30) inches in total diameter
3 and less than or equal to forty-four (44) inches in total diameter,
4 there shall be assessed a used tire recycling fee of Eight Dollars
5 (\$8.00) per tire. No fee shall be assessed by a tire dealer if the
6 customer retains the used agricultural tire for use on a farm or
7 ranch. The customer may return the used tire to the tire dealer at
8 a later date and shall be assessed the proper fee.

9 4. For tires used on implements of husbandry and agricultural
10 equipment that are greater than forty-four (44) inches in total
11 diameter and less than or equal to seventy-two (72) inches in total
12 diameter and not more than thirty (30) inches wide, there shall be
13 assessed a used tire recycling fee of Sixteen Dollars (\$16.00) per
14 tire. No fee shall be assessed by a tire dealer if the customer
15 retains the used agricultural tire for use on a farm or ranch. The
16 customer may return the used tire to the tire dealer at a later date
17 and shall be assessed the proper fee.

18 5. A tire dealer may pay the assessed fee for any used
19 agricultural tire in current inventory and include that tire in the
20 used tire recycling program.

21 C. 1. The tire dealer and ~~motor license agent~~ licensed
22 operator shall remit such fee to the Oklahoma Tax Commission in the
23 same manner as provided by Section 1365 of Title 68 of the Oklahoma
24 Statutes.

1 2. Except as otherwise provided by this section, the tire
2 dealer shall remit to the Tax Commission ninety-seven and three-
3 quarters percent (97.75%) of the fee due pursuant to this section at
4 the time of filing any report as required by the Tax Commission.

5 3. ~~Motor license agents~~ Licensed operators shall remit ninety
6 percent (90%) of the fee assessed on each vehicle registered.

7 4. Failure to remit the fee at the time of filing the returns
8 shall cause the fee to become delinquent. If the fee becomes
9 delinquent the tire dealer or ~~motor license agent~~ licensed operator
10 forfeits any claim to the discount authorized by this section and
11 shall remit to the Tax Commission one hundred percent (100%) of the
12 amount of the fee due plus any penalty due.

13 D. If the fee imposed or levied by subsection A of this
14 section, or any part of such amount, is not paid before the fee
15 becomes delinquent, there shall be collected on the total delinquent
16 fee interest at the rate of one and one-quarter percent (1 1/4%) per
17 month from the date of the delinquency until paid.

18 E. If any fee due under subsection A of this section, or any
19 part thereof, is not paid within fifteen (15) days after the fee
20 becomes delinquent, a penalty of ten percent (10%) on the total
21 amount of fee due and delinquent shall be added and paid.

22 F. All penalties or interest imposed by this section shall be
23 recoverable by the Tax Commission as a part of the fee imposed and
24

1 all penalties and interest shall be apportioned the same as the fee
2 on which the penalties or interest are collected.

3 SECTION 22. AMENDATORY 27a O.S. 2021, Section 2-11-
4 401.6, is amended to read as follows:

5 Section 2-11-401.6. A. 1. The Oklahoma Tax Commission shall
6 promulgate rules to carry out the provisions of the Oklahoma Used
7 Tire Recycling Act which pertain to the remittance of fees and to
8 the payment of monies accruing to the Used Tire Recycling Indemnity
9 Fund.

10 2. Upon receipt of any referral from the Department of
11 Environmental Quality, as set out in paragraph 7 of subsection B of
12 this section, it shall be the duty of the Tax Commission to promptly
13 undertake proceedings in accordance with the recommendations of the
14 Department. The Tax Commission shall timely report the results of
15 the proceedings to the Department.

16 3. On a monthly basis, the Tax Commission shall provide to the
17 Department a report of the fees remitted by each tire dealer and
18 ~~motor license agent~~ licensed operator pursuant to Section 2-11-401.2
19 of this title.

20 B. 1. The Department of Environmental Quality shall prescribe
21 forms, containing documentation as required by the Oklahoma Used
22 Tire Recycling Act, to be used by a used tire recycling facility,
23 TDF facility, or person, corporation or other legal entity
24 authorized to receive reimbursement.

1 2. On at least a monthly basis, the Department shall evaluate
2 and process applications and shall report to the Tax Commission
3 compliance and allocation information necessary for the Tax
4 Commission to issue payment of monies from the fund.

5 3. The Department shall make periodic inspections of applicants
6 for compensation to ensure compliance with the provisions of Section
7 2-11-401.4 of this title. The Department shall submit a summary of
8 the results of those inspections in an annual report to the office
9 of the State Auditor and Inspector.

10 4. The Environmental Quality Board shall promulgate rules for
11 the permitting of used tire recycling facilities under the Oklahoma
12 Solid Waste Management Act and for the certification of any entity
13 to receive compensation under the provisions of the Oklahoma Used
14 Tire Recycling Act.

15 5. The Department shall file a report with the Legislature and
16 the Governor detailing the administration of the Oklahoma Used Tire
17 Recycling Act and its effectiveness in bringing about the cleanup of
18 existing used tire dumps and in preventing the development of new
19 dumps. The first report shall be filed by no later than December
20 31, 1992. Subsequent reports shall be filed every three (3) years
21 thereafter.

22 6. In developing the priority cleanup list, the Department
23 shall prioritize those dumps where the landowner was a victim of
24 illegal dumping. Any other tire dump may be placed on the priority

1 cleanup list in cases where the administrative enforcement process
2 has been exhausted, and in such case, the Department may provide for
3 the cleanup of the dump pursuant to Section 2-11-401.7 of this
4 title.

5 7. The Department shall make periodic inspections of tire
6 dealers and ~~motor license agents~~ licensed operators throughout this
7 state to ensure compliance with the provisions of Section 2-11-401.2
8 of this title. Upon a finding of any failure to properly remit the
9 appropriate fee to the Tax Commission, the Department shall give
10 written notice to the alleged violator and may commence
11 administrative enforcement proceedings or civil proceedings in
12 conformance with the provisions of Sections 2-3-502 and 2-3-504 of
13 this title. If the Department determines that the fee has not been
14 paid and there is no reasonable cause for the nonpayment, the
15 Department may assess a penalty of double the amount that should
16 have been remitted, to be added to the delinquent fee. If the
17 Department determines any tire dealer or ~~motor license agent~~
18 licensed operator has demonstrated a flagrant or repeated disregard
19 of the provisions of Section 2-11-401.2 of this title, it shall
20 refer such determination to the Tax Commission.

21 C. 1. By August 1, 1994, and every even year thereafter, the
22 State Auditor and Inspector shall perform or shall contract with an
23 auditor or auditing company to perform an independent audit, as
24 defined in paragraph 4 of subsection B of Section 212 of Title 74 of

1 the Oklahoma Statutes, of the books, records, files and other such
2 documents of the Tax Commission and the Department pertaining to the
3 administration of the Fund. The audit shall include, but shall not
4 be limited to, a review of agency and claimant compliance with state
5 statutes regarding the Fund, internal control procedures, adequacy
6 of claim process expenditures from and debits of the Fund regarding
7 reimbursements, administration, personnel, operating and other
8 expenses charged by the Tax Commission and Department, and the
9 duties performed in detail by agency personnel and Fund personnel
10 for which payment is made from the Fund. In addition the audit
11 shall include recommendations for improving claim processing,
12 equipment needed for claim processing, internal control or structure
13 for administering the Fund, and such other areas deemed necessary by
14 the State Auditor and Inspector.

15 2. The cost of the audit shall be borne by the Fund, pursuant
16 to the limits and provisions of Section 2-11-401.4 of this title.

17 3. Copies of the audit shall be submitted to the Governor, the
18 Speaker of the House of Representatives, the President Pro Tempore
19 of the Senate and the Chairs of the Appropriations Committee of both
20 the Oklahoma House of Representatives and the Oklahoma State Senate.

21 SECTION 23. AMENDATORY 47 O.S. 2021, Section 1-107, is
22 amended to read as follows:

23 Section 1-107. The annulment or termination by formal action of
24 ~~the Department~~ Service Oklahoma of a person's ~~driver's~~ driver

1 license because of some error or defect in the license or because
2 the licensee is no longer entitled to such license, but the
3 cancellation of a license is without prejudice and application for a
4 new license may be made at any time after such cancellation.

5 SECTION 24. AMENDATORY 47 O.S. 2021, Section 1-114, is
6 amended to read as follows:

7 Section 1-114. A. "Driver" means any person who drives,
8 operates or is in actual physical control of a vehicle.

9 B. "Driver license" means a document issued by ~~the Department~~
10 ~~of Public Safety~~ Service Oklahoma or the driver licensing agency of
11 another state or country which grants to the person named thereon
12 the privilege to drive, operate or be in actual physical control of
13 a motor vehicle. The term shall include an intermediate Class D
14 driver license, a learner permit and commercial learner permit.

15 SECTION 25. AMENDATORY 47 O.S. 2021, Section 1-124, is
16 amended to read as follows:

17 Section 1-124. The numbers, and letters if any, on a vehicle
18 designated by ~~the Oklahoma Tax Commission~~ Service Oklahoma are for
19 the purpose of identifying the vehicle.

20 SECTION 26. AMENDATORY 47 O.S. 2021, Section 1-155, is
21 amended to read as follows:

22 Section 1-155. The termination by formal action of ~~the~~
23 ~~Department~~ Service Oklahoma of a person's privilege to operate a
24 motor vehicle on the public highways. Such action shall include the

1 requirement of the surrender to ~~the Department~~ Service Oklahoma of
2 ~~said~~ the person's driver license.

3 SECTION 27. AMENDATORY 47 O.S. 2021, Section 1-173, is
4 amended to read as follows:

5 Section 1-173. The temporary withdrawal by formal action of ~~the~~
6 ~~Department~~ Service Oklahoma of a person's privilege to operate a
7 motor vehicle on the public highways. Such action shall include the
8 requirement of the surrender to ~~the Department~~ Service Oklahoma of
9 ~~said~~ the person's driver license.

10 SECTION 28. AMENDATORY 47 O.S. 2021, Section 2-106, is
11 amended to read as follows:

12 Section 2-106. A. There is hereby established in ~~the~~
13 ~~Department of Public Safety~~ Service Oklahoma the Driver License
14 Services Division and other such divisions as the Director of
15 Service Oklahoma may direct. There is also hereby established in
16 the Department of Public Safety and the Driver Compliance Division
17 and such other divisions as the Commissioner of Public Safety may
18 direct.

19 B. The Driver License Services Division shall consist of
20 noncommissioned classified employees of ~~the Department~~ Service
21 Oklahoma who may administer tests for the purpose of issuing driver
22 licenses pursuant to Section 6-101 et seq. of this title.

23 C. Any employee appointed to the position of Driver License
24 Examiner shall be not less than twenty-one (21) nor more than sixty-

1 five (65) years of age and any person appointed to the position of
2 Senior Driver License Examiner shall have held the position of
3 Driver License Examiner with the Department or Service Oklahoma for
4 not less than three (3) years immediately preceding such
5 appointment.

6 D. 1. Any person appointed to any position created pursuant to
7 this section shall:

- 8 a. be a citizen of the State of Oklahoma,
- 9 b. be of good moral character,
- 10 c. possess a high school diploma or General Educational
11 Development equivalency certificate, and
- 12 d. meet physical and mental standards as the ~~Commissioner~~
13 Director of Service Oklahoma may prescribe. The scope
14 of the physical and mental examinations for persons
15 appointed as a Driver License Examiner or Senior
16 Driver License Examiner shall be as prescribed by the
17 ~~Commissioner~~ Director of Service Oklahoma.

18 2. Any person appointed to the position of Driver License
19 Examiner shall be required to complete satisfactorily a course of
20 training as prescribed by the ~~Commissioner~~ Director of Service
21 Oklahoma.

22 E. Drunkenness, being under the influence of an intoxicating
23 substance or any conduct not becoming an officer or public employee
24

1 shall be sufficient grounds for the removal of any employee
2 appointed pursuant to this section.

3 F. The annual salaries of personnel comprising this section
4 shall be in accordance and conformity with the findings for
5 Department of Public Safety law enforcement personnel of the State
6 of Oklahoma Total Remuneration Study of 2013.

7 SECTION 29. AMENDATORY 47 O.S. 2021, Section 2-108.3, is
8 amended to read as follows:

9 Section 2-108.3. A. In an effort to improve the public safety
10 of all citizens of this state, a more uniform and expeditious method
11 of obtaining ownership and registration information of all motor
12 vehicles operating on the roads and highways of this state is
13 required. Any method developed shall be conducted in accordance
14 with subsection B of this section.

15 B. In addition to the powers and duties prescribed by law, the
16 ~~Commissioner of Public Safety~~ Director of Service Oklahoma shall be
17 authorized to direct ~~the Department of Public Safety~~ Service
18 Oklahoma to develop a proposal for an intergovernmental cooperative
19 agreement pursuant to paragraph 1 of subsection D of Section 1221 of
20 Title 74 of the Oklahoma Statutes between the Department and all
21 tribal governments that issue tribal license plates and maintain
22 ownership and registration information.

23 SECTION 30. AMENDATORY 47 O.S. 2021, Section 2-109, is
24 amended to read as follows:

1 Section 2-109. The Commissioner shall prescribe and provide
2 suitable forms ~~of applications, driver licenses and all other forms~~
3 requisite or deemed necessary to carry out the provisions of this
4 title and any other laws the enforcement and administration of which
5 are vested in the Department.

6 SECTION 31. AMENDATORY 47 O.S. 2021, Section 2-110, is
7 amended to read as follows:

8 Section 2-110. A. ~~Officers and employees of the Department of~~
9 ~~Public Safety designated by the Commissioner, for the purpose of~~
10 ~~administering the motor vehicle laws, are authorized to administer~~
11 ~~oaths and acknowledge signatures and shall do so without fee.~~

12 ~~B.~~ The Commissioner and such officers of the Department as the
13 Commissioner may designate are hereby authorized to prepare under
14 the seal of the Department and deliver upon request a certified copy
15 of any record of the Department, charging a fee of Three Dollars
16 (\$3.00) for each record so certified, and every such certified copy
17 shall be admissible in any proceeding in any court in like manner as
18 the original thereof. A certification fee shall be charged:

19 1. Only if the person requesting the record specifically
20 requests that the record be certified; and

21 2. In addition to the copying and reproduction fees provided by
22 the Oklahoma Open Records Act or any other applicable law.

23 ~~C.~~ B. The Commissioner and any other officers of the Department
24 as the Commissioner may designate are hereby authorized to provide a

1 copy of any record required to be maintained by the Department at no
2 charge to any of the following government agencies when requested in
3 the performance of official governmental duties:

4 1. The driver license agency of any other state;

5 2. Any court, district attorney or municipal prosecutor in this
6 state or any other state;

7 3. Any law enforcement agency in this state or any other state
8 or any federal agency empowered by law to make arrests for public
9 offenses;

10 ~~4. Any public school district in this state for purposes of~~
11 ~~providing the Motor Vehicle Report of a currently employed school~~
12 ~~bus driver or person making application for employment as a school~~
13 ~~bus driver;~~

14 ~~5. The Department of Human Services for the purpose of~~
15 ~~providing the Motor Vehicle Report to ascertain the suitability of~~
16 ~~any person being considered by the Department of Human Services for~~
17 ~~placement of a child in foster care or for adoption of the child;~~

18 ~~6. The Office of Juvenile Affairs for the purpose of providing~~
19 ~~the Motor Vehicle Report to ascertain the suitability of any person~~
20 ~~being considered by the Office of Juvenile Affairs for placement of~~
21 ~~a child in foster care;~~

22 ~~7.~~ Any nonprofit provider exempt from federal income tax
23 pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986
24

1 and contracted by the Developmental Disabilities Services Division
2 of the Oklahoma Department of Human Services; or

3 ~~8.~~ 5. Any state agency in this state.

4 ~~D.~~ C. Any record required to be maintained by the Department
5 may be released to any other entity free of charge when the release
6 of the record would be for the benefit of the public, as determined
7 by the Commissioner or a designee of the Commissioner.

8 ~~E. The following records shall be provided by the Department to~~
9 ~~any authorized recipient, pursuant to the provisions of the Driver's~~
10 ~~Privacy Protection Act, 18 United States Code, Sections 2721 through~~
11 ~~2725, upon payment of the appropriate fees for the records:~~

12 ~~1. A Motor Vehicle Report, as defined in Section 6-117 of this~~
13 ~~title; and~~

14 ~~2. A copy of any driving record related to the Motor Vehicle~~
15 ~~Report.~~

16 ~~F. D. 1. The provisions of subsections B, D, and E of this~~
17 ~~section and the Oklahoma Open Records Act shall not apply to the~~
18 ~~release of personal information from any driving record of any~~
19 ~~person. Such personal information shall be confidential except as~~
20 ~~provided for in this subsection or in the provisions of the Driver's~~
21 ~~Privacy Protection Act, 18 United States Code, Sections 2721 through~~
22 ~~2725. Upon written request to the Commissioner of Public Safety by~~
23 ~~a law enforcement agency or another state's or country's driver~~
24 ~~licensing agency for personal information on a specific individual,~~

1 as named or otherwise identified in the written request, to be used
2 in the official capacity of the agency, the Commissioner may release
3 such personal information to the agency pursuant to the provisions
4 of the Driver's Privacy Protection Act, 18 United States Code,
5 Sections 2721 through 2725. Provided, the provisions of this
6 subsection or any other provision of this title shall not be
7 construed to keep audio or video recordings of the Department of
8 Public Safety confidential beyond any exceptions provided for in the
9 Oklahoma Open Records Act.

10 2. For the purposes of this subsection, "personal information"
11 means information which identifies a person, including but not
12 limited to a photograph or image in computerized format of the
13 person, fingerprint image in computerized format, signature or
14 signature in computerized format, social security number, residence
15 address, mailing address, and medical or disability information.

16 SECTION 32. AMENDATORY 47 O.S. 2021, Section 2-112, is
17 amended to read as follows:

18 Section 2-112. A. The Department shall examine and determine
19 the genuineness, regularity and legality of every application,
20 ~~driver license and any other application~~ lawfully made to the
21 Department, and may in all cases make investigation as may be deemed
22 necessary or require additional information, and shall reject any
23 such application if not satisfied of the genuineness, regularity or
24 legality thereof or the truth of any statement contained therein, or

1 for any other reason, when authorized by law. If a person making
2 application to the Department presents any document to the
3 Department which the Department has reason to believe is false,
4 fraudulent, or being used by a person not authorized to use such
5 document, the Department shall confiscate the document until such
6 time it is determined by the Department whether the document is
7 false, fraudulent, or being used by a person not authorized to use
8 such document.

9 B. Service Oklahoma shall examine and determine the
10 genuineness, regularity, and legality of every application, driver
11 license, and any other application lawfully made to Service
12 Oklahoma, and may in all cases make investigation as may be deemed
13 necessary or require additional information, and shall reject any
14 such application if not satisfied of the genuineness, regularity, or
15 legality thereof or the truth of any statement contained therein, or
16 for any other reason, when authorized by law. If a person making
17 application to Service Oklahoma presents any document to Service
18 Oklahoma which Service Oklahoma has reason to believe is false,
19 fraudulent, or being used by a person not authorized to use such
20 document, Service Oklahoma shall confiscate the document until such
21 time is determined by Service Oklahoma whether the document is
22 false, fraudulent, or being used by a person not authorized to use
23 such document.

1 SECTION 33. AMENDATORY 47 O.S. 2021, Section 2-113, is
2 amended to read as follows:

3 Section 2-113. ~~The Department~~ Service Oklahoma is hereby
4 authorized to take possession of any certificate of title,
5 registration card, permit, license or registration plate issued by
6 the State of Oklahoma upon expiration, revocation, cancellation or
7 suspension thereof, or which is fictitious, or which has been
8 unlawfully or erroneously issued.

9 SECTION 34. AMENDATORY 47 O.S. 2021, Section 2-116, is
10 amended to read as follows:

11 Section 2-116. Whenever the Department of Public Safety or the
12 Oklahoma Insurance Department is authorized or required to give any
13 notice under this act or other law regulating the operation of
14 vehicles, unless a different method of giving such notice is
15 otherwise expressly prescribed, such notice shall be given either by
16 personal delivery thereof to the person to be so notified or by
17 deposit in the United States mail of such notice in an envelope with
18 first class postage prepaid, addressed to such person at the address
19 as shown by the records of the Department. The giving of notice by
20 mail is complete upon the expiration of ten (10) days after such
21 deposit of said notice. Proof of the giving of notice in either
22 such manner may be made by the certificate of any officer or
23 employee of the Department or affidavit of any person over eighteen
24 (18) years of age, naming the person to whom such notice was given

1 and specifying the time, place and manner of the giving thereof.
2 Failure of the person to receive notice because of failure to notify
3 the Department of a change in his or her current mailing address, as
4 required by Section 6-116 of this title, shall not be sufficient
5 grounds for the person to protest the notice.

6 SECTION 35. AMENDATORY 47 O.S. 2021, Section 4-107, is
7 amended to read as follows:

8 Section 4-107. ~~(a)~~ A. Any person or persons who shall destroy,
9 remove, cover, alter or deface, or cause to be destroyed, removed,
10 covered, altered or defaced, the engine number or other
11 distinguishing number of any vehicle in this state, without first
12 giving notice of such act to ~~the Oklahoma Tax Commission~~ Service
13 Oklahoma, upon such form as ~~the Commission~~ Service Oklahoma may
14 prescribe, or any person who shall give a wrong description in any
15 application for the registration of any vehicle in this state for
16 the purpose of concealing or hiding the identity of such vehicle,
17 shall be deemed guilty of a felony and upon conviction thereof shall
18 be punished by imprisonment in the ~~State Penitentiary~~ custody of the
19 Department of Corrections for a term of not less than one (1) year
20 nor more than five (5) years.

21 ~~(b)~~ B. A person who buys, receives, possesses, sells or
22 disposes of a vehicle or an engine for a vehicle, knowing that the
23 identification number of the vehicle or engine has been removed or
24 falsified, shall, upon conviction, be guilty of a misdemeanor.

1 ~~(c)~~ C. A person who buys, receives, possesses, sells or
2 disposes of a vehicle or an engine for a vehicle, with knowledge
3 that the identification number of the vehicle or engine has been
4 removed or falsified and with intent to conceal or misrepresent the
5 identity of the vehicle or engine, shall, upon conviction, be guilty
6 of a felony.

7 ~~(d)~~ D. A person who removes a license plate from a vehicle or
8 affixes to a vehicle a license plate not authorized by law for use
9 on said vehicle with intent to conceal or misrepresent the identity
10 of the vehicle or its owner shall, upon conviction, be guilty of a
11 misdemeanor.

12 ~~(e)~~ E. As used in this section:

13 1. "Identification number" includes an identifying number,
14 serial number, engine number or other distinguishing number or mark,
15 placed on a vehicle or engine by its manufacturer or by authority of
16 the Oklahoma Tax Commission or in accordance with the laws of
17 another state or country;

18 2. "Remove" includes deface, cover and destroy; and

19 3. "Falsify" includes alter and forge.

20 ~~(f)~~ F. An identification number may be placed on a vehicle or
21 engine by its manufacturer in the regular course of business or
22 placed or restored on a vehicle or engine by authority of ~~the~~
23 ~~Oklahoma Tax Commission~~ Service Oklahoma without violating this
24

1 section; an identification number so placed or restored is not
2 falsified.

3 SECTION 36. AMENDATORY 47 O.S. 2021, Section 4-109, is
4 amended to read as follows:

5 Section 4-109. Any person who shall alter or forge, or cause to
6 be altered or forged, any certificate of title issued by ~~the~~
7 ~~Commission~~ Service Oklahoma, pursuant to the provisions of this act,
8 or any assignment thereof, or who shall hold or use any such
9 certificate or assignment, knowing the same to have been altered or
10 forged, shall be deemed guilty of a felony, and upon conviction
11 thereof shall be liable to pay a fine of not less than Fifty Dollars
12 (\$50.00), nor more than Five Thousand Dollars (\$5,000.00), or to
13 imprisonment in the ~~State Penitentiary~~ custody of the Department of
14 Corrections for a period of not less than one (1) year, nor more
15 than ten (10) years, or by both such fine and imprisonment, at the
16 discretion of the court.

17 SECTION 37. AMENDATORY 47 O.S. 2021, Section 6-101, is
18 amended to read as follows:

19 Section 6-101. A. No person, except those hereinafter
20 expressly exempted in Sections 6-102 and 6-102.1 of this title,
21 shall operate any motor vehicle upon a highway in this state unless
22 the person has a valid Oklahoma driver license for the class of
23 vehicle being operated under the provisions of this title. No
24 person shall be permitted to possess more than one valid license at

1 any time, except as provided in paragraph 4 of subsection F of this
2 section.

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

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

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

23 4. No person under twenty-one (21) years of age shall be
24 licensed to operate any motor vehicle which is required to be

1 placarded for hazardous materials pursuant to 49 C.F.R., Part 172,
2 subpart F, except as provided in subsection F of this section;
3 provided, a person eighteen (18) years of age or older may be
4 licensed to operate a farm vehicle which is required to be placarded
5 for hazardous materials pursuant to 49 C.F.R., Part 172, subpart F,
6 except as provided in subsection F of this section.

7 5. A person at least seventeen (17) years of age who
8 successfully completes all examinations required by law may be
9 issued by ~~the Department~~ Service Oklahoma:

- 10 a. a restricted Class A commercial license which shall
11 grant to the licensee the privilege to operate a Class
12 A or Class B commercial motor vehicle for harvest
13 purposes or a Class D motor vehicle, or
14 b. a restricted Class B commercial license which shall
15 grant to the licensee the privilege to operate a Class
16 B commercial motor vehicle for harvest purposes or a
17 Class D motor vehicle.

18 6. No person shall operate a Class D motor vehicle unless the
19 person is sixteen (16) years of age or older and holds a valid Class
20 D license, except as provided for in Section 6-102 or 6-105 of this
21 title. Any person holding a valid Class D license shall be
22 permitted to operate motor vehicles in Class D only.
23
24

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

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

20 E. Except as otherwise provided by law, any person who lawfully
21 possesses a valid Oklahoma driver license which is eligible for
22 renewal shall be required to successfully complete a written
23 examination, vision examination and driving examination for a
24 motorcycle as prescribed by the Department in conjunction with

1 Service Oklahoma, and a certified state-approved motorcycle basic
2 rider course approved by the Department in conjunction with Service
3 Oklahoma if the person is seventeen (17) years of age or younger to
4 be eligible for a motorcycle endorsement. The written examination
5 and driving examination for a motorcycle shall be waived by ~~the~~
6 ~~Department of Public Safety~~ Service Oklahoma upon verification that
7 the person has successfully completed a certified Motorcycle Safety
8 Foundation rider course approved by the Department in conjunction
9 with Service Oklahoma.

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

23 2. This commercial learner permit shall be issued for a period
24 as provided in Section 6-115 of this title of one hundred eighty

1 (180) days, which may be renewed one time for an additional one
2 hundred eighty (180) days; provided, such commercial learner permit
3 may be suspended, revoked, canceled, denied or disqualified at the
4 discretion of the Department with notice to Service Oklahoma for
5 violation of the restrictions, for failing to give the required or
6 correct information on the application or for violation of any
7 traffic laws of this state pertaining to the operation of a motor
8 vehicle. Except as otherwise provided, the lawful possessor of a
9 commercial learner permit who has been issued a commercial learner
10 permit for a minimum of fourteen (14) days may have the restriction
11 requiring an accompanying driver removed by satisfactorily
12 completing a driver's examination; provided, the removal of a
13 restriction shall not authorize the operation of a Class A, B or C
14 commercial motor vehicle if such operation is otherwise prohibited
15 by law.

16 3. No person shall apply for and ~~the Department~~ Service
17 Oklahoma shall not issue an original Class A, B or C driver license
18 until the person has been issued a commercial learner permit and
19 held the permit for at least fourteen (14) days. Any person who
20 currently holds a Class B or C license and who wishes to apply for
21 another class of commercial driver license shall be required to
22 apply for a commercial learner permit and to hold the permit for at
23 least fourteen (14) days before applying for the Class A or B
24 license, as applicable. Any person who currently holds a Class A, B

1 or C license and who wishes to add an endorsement or remove a
2 restriction for which a skills examination is required shall be
3 required to apply for a commercial learner permit and to hold the
4 permit for at least fourteen (14) days before applying for the
5 endorsement.

6 4. A commercial learner permit shall be issued by ~~the~~
7 ~~Department~~ Service Oklahoma as a separate and unique document which
8 shall be valid only in conjunction with a valid Oklahoma driver
9 license or provisional driver license pursuant to Section 6-212 of
10 this title, both of which shall be in the possession of the person
11 to whom they have been issued whenever that person is operating a
12 commercial motor vehicle as provided in this subsection.

13 5. After one renewal of a commercial learner permit, as
14 provided in paragraph 2 of this subsection, a commercial permit
15 shall not be renewed again. Any person who has held a commercial
16 learner permit for the initial issuance period and one renewal
17 period shall not be eligible for and ~~the Department~~ Service Oklahoma
18 shall not issue another renewal of the permit; provided, the person
19 may reapply for a new commercial learner permit, as provided for in
20 this subsection.

21 G. 1. For purposes of this title:

22 a. "REAL ID Compliant Driver License" or "Identification
23 Card" means a driver license or identification card
24 issued by the State of Oklahoma that has been

1 certified by the United States Department of Homeland
2 Security (USDHS) as compliant with the requirements of
3 the REAL ID Act of 2005, Public Law No. 109-13. A
4 REAL ID Compliant Driver License or Identification
5 Card and the process through which it is issued
6 incorporate a variety of security measures designed to
7 protect the integrity and trustworthiness of the
8 license or card. A REAL ID Compliant Driver License
9 or Identification Card will be clearly marked on the
10 face indicating that it is a compliant document, and

11 b. "REAL ID Noncompliant Driver License" or
12 "Identification Card" means a driver license or
13 identification card issued by the State of Oklahoma
14 that has not been certified by the United States
15 Department of Homeland Security (USDHS) as being
16 compliant with the requirements of the REAL ID Act. A
17 REAL ID Noncompliant Driver License or Identification
18 Card will be clearly marked on the face indicating
19 that it is not compliant with the federal REAL ID Act
20 and is not acceptable for official federal purposes.
21 The driver license or identification card will have a
22 unique design or color indicator that clearly
23 distinguishes it from a compliant license or card.

24 2. Original Driver License and Identification Card Issuance:

- 1 a. Application for an original REAL ID Compliant or REAL
2 ID Noncompliant Driver License or Identification Card
3 shall be made to ~~the Department of Public Safety~~
4 Service Oklahoma.
- 5 b. ~~Department of Public Safety~~ Service Oklahoma employees
6 shall perform all document recognition and other
7 requirements needed for approval of an original REAL
8 ID Compliant or REAL ID Noncompliant Driver License or
9 Identification Card application.
- 10 c. Upon approval of an original REAL ID Compliant or REAL
11 ID Noncompliant Driver License or Identification Card
12 application, the applicant may take the approved
13 application document to a ~~motor license agent~~ licensed
14 operator to receive a temporary driver license or
15 identification card.
- 16 d. The ~~motor license agent~~ licensed operator shall
17 process the approved REAL ID Compliant or REAL ID
18 Noncompliant Driver License or Identification Card
19 application and upon payment shall provide the
20 applicant a temporary driver license or identification
21 card. A temporary driver license or identification
22 card shall afford the holder the privileges otherwise
23 granted by the specific class of driver license or
24 identification card for the period of time listed on

1 the temporary driver license or identification card or
2 the period of time prior to the applicant receiving a
3 REAL ID Compliant or REAL ID Noncompliant Driver
4 License or Identification Card, whichever time period
5 is shorter.

6 3. REAL ID Compliant Driver License and Identification Card

7 Renewal and Replacement:

- 8 a. Application for renewal or replacement of a REAL ID
9 Compliant Driver License or Identification Card may be
10 made to ~~the Department of Public Safety Service~~
11 Oklahoma or to a ~~motor license agent~~ licensed
12 operator; provided, such ~~motor license agent~~ licensed
13 operator is authorized to process application for REAL
14 ID Compliant Driver Licenses and Identification Cards.
15 A ~~motor license agent~~ licensed operator may process
16 the voluntary downgrade of a REAL ID Compliant
17 Commercial Driver License to any lower class license
18 upon request of the licensee; provided, no additional
19 endorsements or restrictions are placed on the
20 license.
- 21 b. ~~Department of Public Safety Service Oklahoma~~ employees
22 or authorized ~~motor license agents~~ licensed operators
23 shall perform all document recognition and other
24 requirements needed for approval of a renewal or

1 replacement REAL ID Compliant Driver License or
2 Identification Card application.

3 c. Upon approval of a renewal or replacement REAL ID
4 Compliant Driver License or Identification Card
5 application, the applicant may receive a temporary
6 driver license or identification card from ~~the~~
7 ~~Department of Public Safety~~ Service Oklahoma or an
8 authorized ~~motor license agent~~ licensed operator.

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

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

1 4. REAL ID Noncompliant Driver License and Identification Card
2 Renewal and Replacement:

- 3 a. Application for renewal or replacement of a REAL ID
4 Noncompliant Driver License or Identification Card may
5 be made to ~~the Department of Public Safety~~ Service
6 Oklahoma or to a ~~motor license agent~~ licensed
7 operator. A ~~motor license agent~~ licensed operator may
8 process the voluntary downgrade of a REAL ID
9 Noncompliant Commercial Driver License to any lower
10 class license upon request of the licensee; provided,
11 no additional endorsements or restrictions are added
12 to the license.
- 13 b. ~~Department of Public Safety~~ Service Oklahoma employees
14 or ~~motor license agents~~ licensed operators shall
15 perform all document recognition and other
16 requirements needed for approval of a renewal or
17 replacement REAL ID Noncompliant Driver License or
18 Identification Card application.
- 19 c. Upon approval of a renewal or replacement REAL ID
20 Noncompliant Driver License or Identification Card
21 application, the applicant may receive a temporary
22 driver license or identification card from ~~the~~
23 ~~Department of Public Safety~~ Service Oklahoma or a
24 ~~motor license agent~~ licensed operator.

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

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

Class A Commercial Learner Permit	\$25.00
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.

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.

J. 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 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:

License Class	4-year	8-year
Class A Commercial Learner Permit	\$56.50	\$113.00
Class A Commercial License	\$56.50	\$113.00
Class B Commercial Learner Permit	\$56.50	\$113.00
Class B Commercial License	\$56.50	\$113.00
Class C Commercial Learner Permit	\$46.50	\$93.00
Class C Commercial License	\$46.50	\$93.00
Class D License	\$38.50	\$77.00

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:

License Class	4-year	8-year
REAL ID Compliant Class A		
Commercial Learner Permit	\$56.50	\$113.00
REAL ID Compliant Class A		
Commercial License	\$56.50	\$113.00
REAL ID Compliant Class B		
Commercial Learner Permit	\$56.50	\$113.00
REAL ID Compliant Class B		
Commercial License	\$56.50	\$113.00
REAL ID Compliant Class C		
Commercial Learner Permit	\$46.50	\$93.00
REAL ID Compliant Class C		
Commercial License	\$46.50	\$93.00
REAL ID Compliant Class D		
License	\$38.50	\$77.00

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.

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

4 1. Five Dollars and fifty cents (\$5.50) of a 4-year license or
5 Eleven Dollars (\$11.00) of an 8-year license shall be deposited to
6 the Trauma Care Assistance Revolving Fund created in Section 1-
7 2530.9 of Title 63 of the Oklahoma Statutes;

8 2. Six Dollars and seventy-five cents (\$6.75) of a 4-year
9 license or Thirteen Dollars and fifty cents (\$13.50) of an 8-year
10 license shall be deposited to the Department of Public Safety
11 Computer Imaging System Revolving Fund to be used solely for the
12 purpose of administration and maintenance of the computerized
13 imaging system of the Department;

14 3. Ten Dollars (\$10.00) of a 4-year license or Twenty Dollars
15 (\$20.00) of an 8-year license shall be deposited to the Department
16 of Public Safety Revolving Fund for all original or renewal
17 issuances of licenses through October 31, 2022. Beginning November
18 1, 2022, Ten Dollars (\$10.00) of a 4-year license or Twenty Dollars
19 (\$20.00) of an 8-year license shall be deposited to the Service
20 Oklahoma Revolving Fund for all original or renewal issuances of
21 licenses; and

22 4. Five Dollars (\$5.00) of a 4-year license or Six Dollars
23 (\$6.00) of an 8-year license shall be deposited to the State Public
24 Safety Fund created in Section 2-147 of this title.

1 N. All original and renewal driver licenses shall expire as
2 provided in Section 6-115 of this title.

3 O. Any person sixty-two (62) years of age or older during the
4 calendar year of issuance or renewal of a Class D license or
5 motorcycle endorsement shall be charged the following prorated fee:

	4-year	8-year
6 Age 62	\$21.25	\$42.50
7 Age 63	\$17.50	\$35.00
8 Age 64	\$13.75	\$27.50
9 Age 65	-0-	

11 P. No person who has been honorably discharged from active
12 service in any branch of the Armed Forces of the United States or
13 Oklahoma National Guard and who has been certified by the United
14 States Department of Veterans Affairs, its successor or the Armed
15 Forces of the United States to be a disabled veteran in receipt of
16 compensation at the one-hundred-percent rate for a permanent
17 disability sustained through military action or accident resulting
18 from disease contracted while in such active service and registered
19 with the veterans registry created by the Oklahoma Department of
20 Veterans Affairs shall be charged a fee for the issuance,
21 replacement or renewal of an Oklahoma driver license; provided, that
22 if a veteran has been previously exempt from a fee pursuant to this
23 subsection, no registration with the veterans registry shall be
24 required.

1 Q. In accordance with the provisions of subsection G of this
2 section, ~~the Department of Public Safety Service Oklahoma and the~~
3 ~~Oklahoma Tax Commission are~~ is authorized to promulgate rules for
4 the issuance and renewal of driver licenses authorized pursuant to
5 the provisions of Sections 6-101 through 6-309 of this title;
6 provided, that no such rules applicable to the issuance or renewal
7 of REAL ID Noncompliant Driver Licenses shall create more stringent
8 standards than such rules applicable as of January 1, 2017, unless
9 directly related to a specific change in statutory law concerning
10 standards for REAL ID Noncompliant Driver Licenses. Applications,
11 upon forms approved by ~~the Department of Public Safety Service~~
12 Oklahoma, for such licenses shall be handled, in accordance with the
13 provisions of subsection G of this section, by the ~~motor license~~
14 ~~agents~~ licensed operator; provided, ~~the Department of Public Safety~~
15 Service Oklahoma is authorized to assume these duties in any county
16 of this state. Each ~~motor license agent~~ licensed operator accepting
17 applications for driver licenses shall receive Six Dollars (\$6.00)
18 for a 4-year REAL ID Noncompliant Driver License or Twelve Dollars
19 (\$12.00) for an 8-year REAL ID Noncompliant Driver License or Ten
20 Dollars (\$10.00) for a 4-year REAL ID Compliant Driver License or
21 Twenty Dollars (\$20.00) for an 8-year REAL ID Compliant Driver
22 License to be deducted from the total collected for each license or
23 renewal application accepted. The fees received by the ~~motor~~

1 ~~license agent~~ licensed operator, authorized by this subsection,
2 shall be used for operating expenses.

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

10 The next Five Hundred Thousand Dollars (\$500,000.00) of monies
11 collected pursuant to this section shall be paid by the Tax
12 Commission to the State Treasurer to be deposited each fiscal year
13 under the provisions of this section to the credit of the Department
14 of Public Safety Restricted Revolving Fund for the purpose of the
15 Statewide Law Enforcement Communications System. All other monies
16 collected in excess of Five Hundred Sixty Thousand Dollars
17 (\$560,000.00) each fiscal year shall be apportioned as provided in
18 Section 1104 of this title, except as otherwise provided in this
19 section.

20 S. ~~The Department of Public Safety~~ Service Oklahoma shall
21 retain the images displayed on licenses and identification cards
22 issued pursuant to the provisions of Sections 6-101 through 6-309 of
23 this title which may be used only:
24

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

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

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

8 All agencies approved by the Oklahoma Law Enforcement
9 Telecommunications System (OLETS) or the National Law Enforcement
10 Telecommunications System (NLETS) to receive photographs or
11 computerized images may obtain them through OLETS or through NLETS.
12 Photographs or computerized images may be obtained by law
13 enforcement one inquiry at a time.

14 The computer system and related equipment acquired for this
15 purpose must conform to industry standards for interoperability and
16 open architecture. The Department of Public Safety may promulgate
17 rules to implement the provisions of this subsection.

18 T. No person may hold more than one state-issued or territory-
19 issued REAL ID Compliant Driver License or REAL ID Compliant
20 Identification Card from Oklahoma or any other state or territory.
21 The Department shall not issue a REAL ID Compliant Driver License to
22 a person who has been previously issued a REAL ID Compliant Driver
23 License or REAL ID Compliant Identification Card until such license
24 or identification card has been surrendered to ~~the Department~~

1 Service Oklahoma by the applicant. ~~The Department~~ Service Oklahoma
2 may promulgate rules related to the issuance of replacement REAL ID
3 Compliant Driver Licenses in the event of loss or theft.

4 U. Upon the effective date of this act and ending on April 30,
5 2023, in addition to the amounts provided in subsection Q of this
6 section, a ~~motor license agent~~ licensed operator shall receive Five
7 Dollars (\$5.00) for each processed application for a REAL ID
8 Compliant 4-year Driver License and Ten Dollars (\$10.00) for each
9 processed application for a REAL ID Compliant 8-year Driver License.
10 Any additional amounts provided pursuant to this subsection shall
11 not be retained by ~~the Department of Public Safety~~ Service Oklahoma.

12 SECTION 38. AMENDATORY 47 O.S. 2021, Section 6-101.1, is
13 amended to read as follows:

14 Section 6-101.1. A. Any license issued pursuant to Sections 6-
15 101, 6-105 or 6-114 of this title to any person under twenty-one
16 (21) years of age shall be of special design, easily recognizable as
17 the license of such a person and shall include the language "UNDER
18 21" on the face of the license.

19 B. When a person who has been issued a license designated to be
20 the license of a person under twenty-one (21) years of age attains
21 the age of twenty-one (21) years, said person may obtain a
22 replacement license without said designation upon payment of the fee
23 required for a duplicate license and by furnishing proof
24 satisfactory to ~~the Department of Public Safety~~ Service Oklahoma or

1 the ~~motor license agent~~ licensed operator that said person has
2 attained the age of twenty-one (21) years.

3 SECTION 39. AMENDATORY 47 O.S. 2021, Section 6-102, is
4 amended to read as follows:

5 Section 6-102. A. A nonresident who is sixteen (16) years of
6 age or older may operate a motor vehicle in this state as authorized
7 by the class, restrictions, and endorsements specified on the
8 license, if the nonresident is:

9 1. Properly licensed in the home state or country to operate a
10 commercial or noncommercial motor vehicle and who has immediate
11 possession of a valid driver license issued by the home state or
12 country; or

13 2. A member of the Armed Forces of the United States or the
14 spouse or dependent of such member who has been issued and is in
15 possession of a valid driver license issued by an overseas component
16 of the Armed Forces of the United States.

17 B. A resident who is at least fifteen (15) years of age may
18 operate a vehicle in this state without a driver license, if the
19 resident is:

20 1. Operating a vehicle pursuant to subsection B of Section 6-
21 105 of this title; or

22 2. Taking the driving skills examination as required by Section
23 6-110 of this title, when accompanied by a Driver License Examiner
24 of ~~the Department of Public Safety~~ Service Oklahoma or by a

1 designated examiner approved and certified by ~~the Department~~ Service
2 Oklahoma.

3 C. Any person, while in the performance of official duties, may
4 operate any class of motor vehicle if the person possesses any class
5 of valid Oklahoma driver license or a valid driver license issued by
6 another state, if the person is:

7 1. A member of the Armed Forces of the United States who is on
8 active duty;

9 2. A member of the military reserves, not including United
10 States reserve technician;

11 3. A member of the National Guard who is on active duty,
12 including National Guard military technicians;

13 4. A member of the National Guard who is on part-time National
14 Guard training, including National Guard military technicians; or

15 5. A member of the United States Coast Guard who is on active
16 duty.

17 D. ~~The Commissioner of Public Safety~~ Director of Service
18 Oklahoma is hereby authorized to adopt rules as may be necessary to
19 enter into reciprocity agreements with foreign countries. The rules
20 shall specify that the driver license standards of the foreign
21 country shall be comparable to those of this state. The rules shall
22 also require foreign drivers, who are operating a motor vehicle in
23 Oklahoma under such a reciprocity agreement, to comply with the
24

1 compulsory motor vehicle liability insurance and financial
2 responsibility laws of this state.

3 SECTION 40. AMENDATORY 47 O.S. 2021, Section 6-103, is
4 amended to read as follows:

5 Section 6-103. A. Except as otherwise provided by law, the
6 ~~Department of Public Safety~~ Service Oklahoma shall not issue a
7 driver license to:

8 1. Any person who is under eighteen (18) years of age, except
9 that ~~the Department~~ Service Oklahoma may issue a Class D license to
10 any person who attains sixteen (16) years of age on or after August
11 15, 2000, and meets the requirements of Sections 6-105 and 6-107.3
12 of this title;

13 2. Any unemancipated person who is under eighteen (18) years of
14 age and whose custodial legal parent or legal guardian does not
15 approve the issuance of a license as required by Section 6-110.2 of
16 this title or objects to the issuance of a license or permit by
17 filing an objection pursuant to Section 6-103.1 of this title;

18 3. Any person whose driving privilege has been suspended,
19 revoked, canceled or denied in this state or any other state or
20 country until the driving privilege has been reinstated by the state
21 or country withdrawing the privilege;

22 4. Any person who is classified as an excessive user of
23 alcohol, any other intoxicating substance, or a combination of
24 alcohol and any other intoxicating substance, and inimical to public

1 safety, in accordance with rules promulgated by the Department,
2 until all requirements granting or reinstating driving privileges
3 are met, including, but not limited to, abstinence from the use of
4 alcohol, any other intoxicating substance, or any combination of
5 alcohol and any other intoxicating substance for a minimum of either
6 twelve (12) months or eighteen (18) months, as determined by OAC
7 595:10-5, immediately preceding application for or application for
8 reinstatement of driving privileges;

9 5. Any person who is required by Section 6-101 et seq. of this
10 title to take an examination, unless the person shall have
11 successfully passed the examination;

12 6. Any person who is required under the laws of this state to
13 deposit proof of financial responsibility and who has not deposited
14 such proof;

15 7. Any person who is physically deformed or who is afflicted
16 with any mental disease or physical condition that would impair the
17 driving ability of the person or when the Commissioner of Public
18 Safety, from information concerning the person or from the records
19 and reports on file in the Department of Public Safety, determines
20 that the operation of a motor vehicle by such person on the highways
21 would be inimical to public safety or welfare;

22 8. Any person who is a nonresident, as defined in Section 1-137
23 of this title;

24

1 9. Any alien unless such person presents valid documentation of
2 identity and authorization for presence in the United States issued
3 pursuant to the laws of the United States; provided, no license
4 shall be issued to any alien whose documentation indicates the alien
5 is a visitor or is not eligible to establish residency; or

6 10. Any person who possesses a valid license to operate a motor
7 vehicle issued by another state until the other state license has
8 been surrendered.

9 B. Any applicant who is denied a license under the provisions
10 of subsection A of this section shall have the right to an appeal as
11 provided in Section 6-211 of this title.

12 SECTION 41. AMENDATORY 47 O.S. 2021, Section 6-103.1, is
13 amended to read as follows:

14 Section 6-103.1. A. Any legal custodial parent or legal
15 guardian may prohibit the licensing of or cause the cancellation of
16 a license previously issued to his or her unemancipated child by
17 filing an objection with ~~the Department of Public Safety~~ Service
18 Oklahoma on a form prescribed by ~~the Department~~ Service Oklahoma.
19 ~~The Department~~ Service Oklahoma shall refuse to issue or shall
20 cancel a license when an objection has been properly filed by a
21 legal custodial parent or legal guardian. A license may not be
22 issued and a previous license shall remain canceled until the
23 objection is withdrawn by the legal custodial parent or legal
24 guardian or until the child attains eighteen (18) years of age. A

1 license canceled because a legal custodial parent or legal guardian
2 has filed an objection may be reinstated only after a period of
3 three (3) months. No fee shall be assessed by ~~the Department~~
4 Service Oklahoma for reinstatement of a license pursuant to the
5 provisions of this act.

6 B. No legal custodial parent or legal guardian shall be found
7 liable for negligent entrustment of an unemancipated child for
8 failure to file an objection pursuant to the provisions of this
9 section.

10 SECTION 42. AMENDATORY 47 O.S. 2021, Section 6-105, is
11 amended to read as follows:

12 Section 6-105. A. Unless a legal custodial parent or legal
13 guardian has filed an objection to licensure pursuant to Section 6-
14 103.1 of this title, any person under eighteen (18) years of age who
15 is in compliance with or not subject to Section 6-107.3 of this
16 title may be permitted to operate:

17 1. A Class D motor vehicle under the graduated driver license
18 provisions prescribed in subsections B through E of this section;

19 2. A motorcycle under the provisions prescribed in subsection H
20 of this section; or

21 3. A farm vehicle under the provisions prescribed in subsection
22 I of this section.

23 B. Any person who is at least fifteen (15) years of age may
24 drive during a session in which the driver is being instructed in a

1 driver education course, as set out in subparagraphs a, b, c, d and
2 e of paragraph 1 of subsection C of this section, by a certified
3 driver education instructor who is seated in the right front seat of
4 the motor vehicle.

5 C. Any person:

6 1. Who is at least fifteen and one-half (15 1/2) years of age
7 and is currently receiving instruction in or has successfully
8 completed driver education. For purposes of this section, the term
9 "driver education" shall mean:

10 a. a prescribed secondary school driver education course,
11 as provided for in Sections 19-113 through 19-121 of
12 Title 70 of the Oklahoma Statutes,

13 b. a driver education course, certified by the Department
14 of Public Safety, from a parochial, private, or other
15 nonpublic secondary school,

16 c. a commercial driver training course, as defined by
17 Sections 801 through 808 of this title,

18 d. a parent-taught driver education course, certified by
19 the Department of Public Safety. The Department shall
20 promulgate rules for any parent-taught driver
21 education course, or

22 e. a driver education course certified by a state other
23 than Oklahoma; or

24 2. Who is at least sixteen (16) years of age,

1 may, upon successfully passing all parts of the driver license
2 examination administered by ~~the Department~~ Service Oklahoma, or an
3 approved written examination proctor, except the driving
4 examination, be issued a learner permit which will grant the
5 permittee the privilege to operate a Class D motor vehicle upon the
6 public highways only between the hours of 5:00 a.m. and 10:00 p.m.
7 and while accompanied by a licensed driver who is at least twenty-
8 one (21) years of age and who is actually occupying a seat beside
9 the permittee; provided, the written examination for a learner
10 permit may be waived by ~~the Department of Public Safety~~ Service
11 Oklahoma upon verification that the person has successfully
12 completed driver education.

13 D. 1. Any person:

- 14 a. who has applied for, been issued, and has possessed a
15 learner permit for a minimum of six (6) months, and
- 16 b. whose custodial legal parent or legal guardian
17 certifies to ~~the Department~~ Service Oklahoma by sworn
18 affidavit that the person has received a minimum of
19 fifty (50) hours of actual behind-the-wheel training,
20 of which at least ten (10) hours of such training was
21 at night, from a licensed driver who was at least
22 twenty-one (21) years of age and who was properly
23 licensed to operate a Class D motor vehicle for a
24 minimum of two (2) years,

1 may be issued an intermediate Class D license upon successfully
2 passing all parts of the driver license examinations administered by
3 ~~the Department~~ Service Oklahoma; provided, the written examination,
4 if it has not previously been administered or waived, may be waived
5 by ~~the Department~~ Service Oklahoma upon verification that the person
6 has successfully completed driver education or the driving
7 examination may be waived by ~~the Department~~ Service Oklahoma upon
8 successful passage of the examination administered by a certified
9 designated examiner, as provided for in Section 6-110 of this title.
10 However, notwithstanding the date of issuance of the learner permit,
11 if the person has been convicted of a traffic offense which is
12 reported on the driving record of that person, the time period
13 specified in subparagraph a of this paragraph shall be recalculated
14 to begin from the date of conviction for the traffic offense, and
15 must elapse before that person may be issued an intermediate Class D
16 license. If the person has been convicted of more than one traffic
17 offense which is reported on the driving record of that person, the
18 time period specified in subparagraph a of this paragraph shall be
19 recalculated to begin from the most recent date of conviction, and
20 must elapse before that person may be issued an intermediate Class D
21 license.

22 2. A person who has been issued an intermediate Class D license
23 under the provisions of this subsection:
24

1 a. shall be granted the privilege to operate a Class D
2 motor vehicle upon the public highways:

3 (1) only between the hours of 5:00 a.m. and 10:00
4 p.m., except for driving to and from work,
5 school, school activities, and church activities,
6 or

7 (2) at any time, if a licensed driver who is at least
8 twenty-one (21) years of age is actually
9 occupying a seat beside the intermediate Class D
10 licensee, or if the intermediate Class D licensee
11 is a farm or ranch resident, and is operating a
12 motor vehicle while engaged in farming or
13 ranching operations outside the limits of a
14 municipality, or driving to and from work,
15 school, school activities, or church activities,
16 and

17 b. shall not operate a motor vehicle with more than one
18 passenger unless:

19 (1) all passengers live in the same household as the
20 custodial legal parent or legal guardian, or

21 (2) a licensed driver at least twenty-one (21) years
22 of age is actually occupying a seat beside the
23 intermediate Class D licensee.

1 E. Any person who has been issued an intermediate Class D
2 license for a minimum of:
3 1. One (1) year; or
4 2. Six (6) months, if the person has completed both the driver
5 education and the parent-certified behind-the-wheel training
6 provisions of subparagraph b of paragraph 1 of subsection D of this
7 section,
8 may be issued a Class D license. However, notwithstanding the date
9 of issuance of the Class D license, if the person has been convicted
10 of a traffic offense which is reported on the driving record of that
11 person, the time periods specified in paragraph 1 or 2 of this
12 subsection, as applicable, shall be recalculated to begin from the
13 date of conviction for the traffic offense, and must elapse before
14 that person may be issued a Class D license. If the person has been
15 convicted of more than one traffic offense which is reported on the
16 driving record of that person, the time periods specified in
17 paragraph 1 or 2 of this subsection, as applicable, shall be
18 recalculated to begin from the most recent date of conviction, and
19 must elapse before that person may be issued a Class D license.

20 F. Learner permits and intermediate Class D licenses shall be
21 issued for the same period as all other driver licenses. The
22 licenses may be suspended or canceled at the discretion of the
23 Department for violation of restrictions, for failing to give the
24 required or correct information on the application, for knowingly

1 giving false or inaccurate information on the application or any
2 subsequent documentation related to the granting of driving
3 privileges, for using a hand-held electronic device while operating
4 a motor vehicle for non-life-threatening emergency purposes or for
5 violation of any traffic laws of this state pertaining to the
6 operation of a motor vehicle.

7 G. ~~The Department of Public Safety~~ Service Oklahoma shall
8 promulgate rules establishing procedures for removal of learner
9 permit and intermediate Class D license restrictions from the permit
10 or license upon the permittee or licensee qualifying for a less
11 restricted or an unrestricted license.

12 H. Any person fourteen (14) years of age or older may apply for
13 a restricted Class D license with a motorcycle-only restriction.
14 After the person has successfully passed all parts of the motorcycle
15 examination other than the driving examination, has successfully
16 completed a certified state-approved motorcycle basic rider course
17 approved by the Department of Public Safety in conjunction with
18 Service Oklahoma, and has met all requirements provided for in the
19 rules of the Department and Service Oklahoma, ~~the Department~~ Service
20 Oklahoma shall issue to the person a restricted Class D license with
21 a motorcycle-only restriction which shall grant to the person, while
22 having the license in the person's immediate possession, the
23 privilege to operate a motorcycle or motor-driven cycle:
24

1 1. With a piston displacement not to exceed three hundred (300)
2 cubic centimeters;

3 2. Between the hours of 4:30 a.m. to 9:00 p.m. only;

4 3. While wearing approved protective headgear; and

5 4. While accompanied by and receiving instruction from any
6 person who is at least twenty-one (21) years of age and who is
7 properly licensed pursuant to the laws of this state to operate a
8 motorcycle or motor-driven cycle, and who has visual contact with
9 the restricted licensee.

10 The restricted licensee may apply on or after thirty (30) days
11 from date of issuance of the restricted Class D license with a
12 motorcycle-only restriction to have the restriction of being
13 accompanied by a licensed driver removed by successfully completing
14 the driving portion of an examination.

15 The written examination and driving examination for a restricted
16 Class D license with a motorcycle-only endorsement shall be waived
17 by ~~the Department of Public Safety~~ Service Oklahoma upon
18 verification that the person has successfully completed a certified
19 state-approved motorcycle basic rider course approved by the
20 Department and Service Oklahoma.

21 I. ~~The Department~~ Service Oklahoma may in its discretion issue
22 a special permit to any person who has attained the age of fourteen
23 (14) years, authorizing such person to operate farm vehicles between
24 the farm and the market to haul commodities grown on the farm;

1 provided, that the special permit shall be temporary and shall
2 expire not more than thirty (30) days after the issuance of the
3 special permit. Special permits shall be issued only to farm
4 residents and shall be issued only during the time of the harvest of
5 the principal crops grown on such farm. Provided, however, ~~the~~
6 ~~Department~~ Service Oklahoma shall not issue a special permit
7 pursuant to this subsection until ~~the Department~~ Service Oklahoma is
8 fully satisfied after the examination of the application and other
9 evidence furnished in support thereof, that the person is physically
10 and mentally developed to such a degree that the operation of a
11 motor vehicle by the person would not be inimical to public safety.

12 J. As used in this section:

13 1. "Hand-held electronic device" means a mobile telephone or
14 electronic device with which a user engages in a telephone call,
15 plays or stores media, including but not limited to music and video,
16 or sends or reads a text message while requiring the use of at least
17 one hand; and

18 2. "Using a hand-held electronic device" means engaging any
19 function on an electronic device.

20 K. All driver education courses provided for in paragraph 1 of
21 subsection C of this section shall include education regarding the
22 dangers of texting while driving and the effects of being under the
23 influence of alcohol or other intoxicating substance while driving.

24

SECTION 43. AMENDATORY 47 O.S. 2021, Section 6-105.2, is amended to read as follows:

Section 6-105.2.

~~The Department of Public Safety~~ Service Oklahoma may issue an instructor permit to any qualified secondary school driver education instructor as defined by the State Board of Education Rules and Regulations for Oklahoma High School Driver and Traffic Safety Education or any driver education instructor, certified by ~~the Department of Public Safety~~ Service Oklahoma, of a parochial, private, or other nonpublic secondary school upon a proper application to the State Board of Education or ~~the Department of Public Safety~~ Service Oklahoma in the case of secondary schools that are not regulated by the State Board of Education or a commercial driver training course instructor, as provided for in Sections 801 through 808 of Title 47 of the Oklahoma Statutes. ~~The Department~~ Service Oklahoma shall promulgate rules for the issuance of the permits. Any instructor as defined in this subsection who has been issued a permit may instruct any person who is at least fifteen and one-half (15 1/2) years of age or who is at least fifteen (15) years of age and of secondary school or higher educational standing while regularly enrolled and certified by the instructor as a student taking a prescribed course of secondary school driver education or a driver education course, certified by ~~the Department of Public Safety~~ Service Oklahoma, from a parochial, private, or other

1 nonpublic secondary school or a commercial driver training course,
2 as defined by Sections 801 through 808 of Title 47 of the Oklahoma
3 Statutes, to operate a motor vehicle while accompanied by and
4 receiving instruction from the instructor who is actually occupying
5 a seat beside the driver.

6 SECTION 44. AMENDATORY 47 O.S. 2021, Section 6-105.3, is
7 amended to read as follows:

8 Section 6-105.3. A. In addition to the licenses to operate
9 motor vehicles, ~~the Department of Public Safety~~ Service Oklahoma may
10 issue cards to Oklahoma residents for purposes of identification
11 only. The identification cards shall be issued, renewed, replaced,
12 canceled and denied in the same manner as driver licenses in this
13 state. A licensee whose record reflects a notation of the person's
14 proof of legal presence, verified by the U.S. Department of Homeland
15 Security, or proof of U.S. citizenship, may obtain a REAL ID
16 Compliant Identification Card or a Noncompliant Identification Card
17 from a ~~motor license agent~~ licensed operator or ~~the Department of~~
18 ~~Public Safety~~ Service Oklahoma, regardless of the status of the
19 license held by the licensee. Provided, the licensee must comply
20 with all REAL ID documentation requirements to obtain a REAL ID
21 Compliant Identification Card. A person shall not apply for or
22 possess more than one state-issued or territory-issued REAL ID
23 Compliant Identification Card pursuant to the provisions of Section
24 6-101 of this title.

1 The application for an identification card by any person under
2 the age of eighteen (18) years shall be signed and verified by a
3 custodial legal parent or legal guardian, either in person before a
4 person authorized to administer oaths or electronically if
5 completing an online application, or a notarized affidavit signed by
6 a custodial legal parent or legal guardian submitted before a person
7 authorized to administer oaths by the person under the age of
8 eighteen (18) years with the application. Except as otherwise
9 provided in this section, the identification cards shall be valid
10 for a period of either four (4) years from the month of issuance or
11 eight (8) years from the month of issuance; however, the
12 identification cards issued to persons sixty-five (65) years of age
13 or older shall be valid indefinitely from the month of issuance.

14 B. 1. The Department of Corrections shall coordinate with ~~the~~
15 ~~Department of Public Safety~~ Service Oklahoma to provide REAL ID
16 Noncompliant Identification Cards to all inmates who do not have a
17 current state-issued identification card or driver license upon
18 their release from custody. The identification cards shall be
19 issued, replaced, canceled and denied in the same manner as driver
20 licenses in this state.

21 2. If an inmate is unable to provide a valid identification
22 document and no other form of identification is available, ~~the~~
23 ~~Department of Public Safety~~ Service Oklahoma shall allow the use of
24 a Department of Corrections-issued consolidated record card to serve

1 as a valid identification document to obtain a REAL ID Noncompliant
2 Identification Card.

3 3. REAL ID Noncompliant Identification Cards issued with a
4 consolidated record card from the Department of Corrections for
5 inmates shall be valid for a period of four (4) years from the month
6 of issuance for an allowable fee to be determined by ~~the Department~~
7 ~~of Public Safety~~ Service Oklahoma and are nonrenewable and
8 nontransferable.

9 4. The fee charged for the issuance or replacement of a REAL ID
10 Noncompliant Identification Card pursuant to this subsection shall
11 be deposited in the Department of Public Safety Revolving Fund
12 through October 31, 2022. Beginning November 1, 2022, this fee
13 shall be deposited in the Service Oklahoma Revolving Fund.

14 Provided, however, REAL ID Noncompliant Identification Cards issued
15 to individuals required to register pursuant to the Sex Offenders
16 Registration Act shall only be valid for a period of one (1) year.
17 No person sixty-five (65) years of age or older shall be charged a
18 fee for a REAL ID Noncompliant Identification Card.

19 5. ~~The Department of Public Safety~~ Service Oklahoma is
20 authorized to promulgate rules and procedures to implement the
21 provisions of this subsection.

22 C. No person shall hold more than one state-issued or
23 territory-issued REAL ID Compliant Driver License or REAL ID
24 Compliant Identification Card, as defined in subsection G of Section

1 6-101 of this title. ~~The Department~~ Service Oklahoma shall not
2 issue a REAL ID Compliant Identification Card to any applicant who
3 has been previously issued a REAL ID Compliant Driver License or
4 REAL ID Compliant Identification Card unless such license or
5 identification card has been surrendered to the Department by the
6 applicant. ~~The Department~~ Service Oklahoma may promulgate rules
7 related to the issuance of replacement REAL ID Compliant
8 Identification Cards in the event of loss or theft.

9 D. The fee charged for the issuance or renewal of a REAL ID
10 Compliant Identification Card shall be Twenty-five Dollars (\$25.00)
11 for a 4-year card and Fifty Dollars (\$50.00) for an 8-year card.
12 The fee charged for the issuance or renewal of a REAL ID
13 Noncompliant Identification Card pursuant to this section shall be
14 Twenty-five Dollars (\$25.00) for a 4-year card and Fifty Dollars
15 (\$50.00) for an 8-year card; however, no person sixty-five (65)
16 years of age or older, or one hundred percent (100%) disabled
17 veteran described in subsection P of Section 6-101 of this title
18 shall be charged a fee for an identification card. Of each fee
19 charged pursuant to the provisions of this subsection:

20 1. Seven Dollars (\$7.00) of a 4-year card and Fourteen Dollars
21 (\$14.00) of an 8-year card shall be apportioned as provided in
22 Section 1104 of this title;

23 2. Three Dollars (\$3.00) of a 4-year card and Six Dollars
24 (\$6.00) of an 8-year card shall be credited to the Department of

1 Public Safety Computer Imaging System Revolving Fund to be used
2 solely for the purpose of the administration and maintenance of the
3 computerized imaging system of the Department;

4 3. Ten Dollars (\$10.00) of a 4-year card and Twenty Dollars
5 (\$20.00) of an 8-year card shall be deposited in the Department of
6 Public Safety Revolving Fund through October 31, 2022. Beginning
7 November 1, 2022, this fee shall be deposited in the Service
8 Oklahoma Revolving Fund;

9 4. Three Dollars (\$3.00) of a 4-year card and Six Dollars
10 (\$6.00) of an 8-year card shall be deposited to the State Public
11 Safety Fund created in Section 2-147 of this title; and

12 5. Two Dollars (\$2.00) for a 4-year card and Four Dollars
13 (\$4.00) for an 8-year card of the fee authorized by this subsection
14 related to the issuance or renewal of an identification card by a
15 motor license agent that does process approved applications or
16 renewals for REAL ID Compliant and REAL ID Non-Compliant Driver
17 Licenses or Identification Cards shall be retained by the ~~motor~~
18 ~~license agent~~ licensed operator.

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

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

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

7 3. Ten Dollars (\$10.00) shall be deposited in the Department of
8 Public Safety Revolving Fund through October 31, 2022. Beginning
9 November 1, 2022, this fee shall be deposited in the Service
10 Oklahoma Revolving Fund;

11 4. Three Dollars (\$3.00) shall be deposited to the State Public
12 Safety Fund created in Section 2-147 of this title; and

13 5. Two Dollars (\$2.00) of the fee authorized by this subsection
14 related to the replacement of an identification card by a ~~motor~~
15 ~~license agent~~ licensed operator that does process approved
16 applications or renewals for REAL ID Compliant or REAL ID Non-
17 Compliant Driver Licenses or Identification Cards shall be retained
18 by the ~~motor license agent~~ licensed operator.

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

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

11 SECTION 45. AMENDATORY 47 O.S. 2021, Section 6-106, is
12 amended to read as follows:

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

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

1 applicant refusing to sign the consent statement shall be denied a
2 driver license or identification card.

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

9 B. Every applicant for a driver license shall provide the
10 following information:

11 1. Full name;

12 2. Date of birth;

13 3. Sex;

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

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

22 6. Medical information, as determined by the Department, which
23 shall assure ~~the Department~~ Service Oklahoma that the person is not
24

1 prohibited from being licensed as provided by paragraph 7 of
2 subsection A of Section 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~~ Service Oklahoma to use the
21 Social Security number of that person as the driver license number.

22 Upon renewal or replacement of any driver license issued after the
23 effective date of this act, the licensee shall advise ~~the Department~~
24 Service Oklahoma or the ~~motor license agent~~ licensed operator if the

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

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

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

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

23 4. ~~The Department of Public Safety Service Oklahoma~~ shall
24 notify each commercial driving school of the passage of this

1 section, and each commercial driving school shall notify prospective
2 students of its school of the hazardous material endorsement
3 requirement.

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

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

1 this state with the same force and effect as though entered on the
2 driver's record in this state in the original instance.

3 F. Whenever ~~the Department~~ Service Oklahoma receives a request
4 for a driving record from another licensing jurisdiction, the record
5 shall be 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~~ Service Oklahoma. The provisions of
13 subsection B of Section 1550.42 of Title 21 of the Oklahoma Statutes
14 shall not apply when issuing an identification card pursuant to the
15 provisions of this subsection. ~~The Department~~ Service Oklahoma
16 shall promulgate rules necessary to implement and administer the
17 provisions of this subsection.

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

1 SECTION 46. AMENDATORY 47 O.S. 2021, Section 6-107, is
2 amended to read as follows:

3 Section 6-107. A. In addition to the requirements of Section
4 6-106 of this title, the application of any unemancipated person
5 under the age of eighteen (18) years for a restricted license shall
6 be signed and verified by the legal custodial parent or legal
7 guardian of the applicant, either in person before a person
8 authorized to administer oaths, electronically if completing an
9 online application, or by a notarized affidavit signed by a
10 custodial legal parent or legal guardian and submitted with the
11 application by the person under the age of eighteen (18) years
12 before a person authorized to administer oaths. The signature of
13 the legal custodial parent or legal guardian shall be evidence that
14 the legal custodial parent or legal guardian is willing to assume
15 the obligation imposed under Section 1-101 et seq. of this title
16 upon a person signing the application of a person under the age of
17 eighteen (18) years. Provided, however, any unemancipated person
18 under the age of eighteen (18) years who is in the permanent custody
19 of the Department of Human Services, upon proof of financial
20 responsibility in respect to the operation of a motor vehicle owned
21 by him or her or if not the owner of a motor vehicle then with
22 respect to the operation of any motor vehicle, in form and in
23 amounts as required under the motor vehicle financial responsibility
24 laws of this state, shall not be required to have his or her

1 application for restricted license signed or verified by another
2 person.

3 B. Any negligence or willful misconduct of a person under the
4 age of eighteen (18) years when driving a motor vehicle upon a
5 highway with the knowledge and consent of the person who signed the
6 application or notarized affidavit for the restricted license shall
7 be imputed to the person who has signed the application or notarized
8 affidavit. Such person shall be jointly and severally liable with
9 the minor for any damages caused by such negligence or willful
10 misconduct, except as otherwise provided in subsection C of this
11 section.

12 C. In the event a person under the age of eighteen (18) years
13 deposits, or there is deposited upon his or her behalf, proof of
14 financial responsibility in respect to the operation of a motor
15 vehicle owned by him or her or if not the owner of a motor vehicle
16 then with respect to the operation of any motor vehicle, in form and
17 in amounts as required under the motor vehicle financial
18 responsibility laws of this state, then ~~the Department~~ Service
19 Oklahoma may accept the application of such person when signed by
20 the legal custodial parent or the legal guardian of such person, and
21 while such proof is maintained the legal custodial parent or legal
22 guardian shall not be subject to the liability imposed under
23 subsection B of this section.

1 D. ~~The Department~~ Service Oklahoma may, at its discretion,
2 cancel or suspend the license of any person under the age of
3 eighteen (18) years for any unlawful act, negligence or misconduct
4 while driving a motor vehicle.

5 E. As provided in Section 6-103.1 of this title, any legal
6 custodial parent or legal guardian who has signed the application or
7 notarized affidavit of a person under the age of eighteen (18) years
8 for a license may thereafter file with ~~the Department of Public~~
9 ~~Safety~~ Service Oklahoma a verified written request that the license
10 of that person so granted be canceled. ~~The Department~~ Service
11 Oklahoma shall then cancel the license of the person and the legal
12 custodial parent or legal guardian who signed the application or
13 notarized affidavit of the person shall be relieved from the
14 liability imposed under Section 1-101 et seq. of this title by
15 reason of having signed the application on account of any subsequent
16 negligence or willful misconduct of the person in operating a motor
17 vehicle.

18 F. ~~The Department of Public Safety~~ Service Oklahoma upon
19 receipt of satisfactory evidence of the death of the legal custodial
20 parent or legal guardian who signed the application or notarized
21 affidavit of a person under the age of eighteen (18) years for a
22 license shall cancel the license and shall not issue a new license
23 until such time as a new application, duly signed and verified, is
24

1 made as required by this chapter. This provision shall not apply in
2 the event the person has attained the age of eighteen (18) years.

3 SECTION 47. AMENDATORY 47 O.S. 2021, Section 6-107.1, is
4 amended to read as follows:

5 Section 6-107.1. A. When any district court, municipal court
6 of record or any municipal court in a city or town in which the
7 judge is an attorney licensed to practice law in this state has
8 determined that a person under the age of eighteen (18) years has
9 committed any offense described in subsection C of this section, or
10 that a person eighteen (18), nineteen (19), or twenty (20) years of
11 age has committed an offense described in Section 11-906.4 of this
12 title, the court shall notify ~~the Department of Public Safety~~
13 Service Oklahoma on a form prescribed by ~~the Department~~ Service
14 Oklahoma as provided in Section 6-107.2 of this title.

15 B. The notice shall include the name, date of birth, physical
16 description and, if known, the driver license number of the person.
17 The notice shall contain an order to ~~the Department~~ Service Oklahoma
18 to cancel or deny driving privileges for a period of six (6) months
19 for the first offense or a period of one (1) year for a subsequent
20 offense.

21 Provided, however, if the person is less than sixteen (16) years
22 of age at the time of the determination, and the person will be less
23 than sixteen (16) years of age at the end of the period of
24 cancellation or denial, ~~the Department~~ Service Oklahoma shall extend

1 the period of cancellation or denial to the date the person attains
2 sixteen (16) years of age.

3 The court shall send a copy of the notice to the person first
4 class, postage prepaid.

5 C. In addition to the administrative revocation of driving
6 privileges pursuant to Section 754 of this title, and the mandatory
7 revocation of driving privileges pursuant to Section 6-205.1 of this
8 title, this section applies to any crime, violation, infraction,
9 traffic offense or other offense involving or relating to the
10 possession, use, sale, purchase, transportation, distribution,
11 manufacture, or consumption of beer, alcohol, or any beverage
12 containing alcohol and to any crime, violation, infraction, traffic
13 offense or other offense involving or relating to the possession,
14 use, sale, purchase, transportation, distribution, manufacture,
15 trafficking, cultivation, consumption, ingestion, inhalation,
16 injection, or absorption of any controlled dangerous substance as
17 defined by paragraph 8 of Section 2-101 of Title 63 of the Oklahoma
18 Statutes or any substance which is capable of being ingested,
19 inhaled, injected, or absorbed into the human body and is capable of
20 adversely affecting the central nervous system, vision, hearing, or
21 other sensory or motor functions.

22 SECTION 48. AMENDATORY 47 O.S. 2021, Section 6-107.2, is
23 amended to read as follows:

24

1 Section 6-107.2. A. ~~The Department of Public Safety~~ Service
2 Oklahoma shall prepare and distribute a Notification form to be used
3 by the courts, as provided in Section 6-107.1 of this title. In
4 addition to any other authority to cancel or deny driving
5 privileges, ~~the Department of Public Safety~~ Service Oklahoma shall,
6 upon receipt of such completed Notification form from a court,
7 cancel or deny all driving privileges of the person named in the
8 Notification form without hearing, for a period of time recommended
9 by the court.

10 B. Any person whose driving privileges are canceled or denied
11 pursuant to this section may file a petition for relief based upon
12 error or hardship.

13 1. The petition shall be filed in the district court which
14 notified ~~the Department~~ Service Oklahoma pursuant to Section 6-107.1
15 of this title or, if the Notification originated in a municipal
16 court, the petition shall be filed in the district court of the
17 county in which the court is located. A copy of the Notification
18 and a copy of ~~the Department's~~ Service Oklahoma's action canceling
19 or denying driving privileges pursuant to this section shall be
20 attached to the petition.

21 2. The district court shall conduct a hearing on the petition
22 and may determine the matter de novo, without notice to the
23 Department, and if applicable, without notice to the municipal
24 court; provided, the district court shall not consider a collateral

1 attack upon the merits of any conviction or determination which has
2 become final.

3 3. The district court may deny the petition or, in its
4 discretion, issue a written Order to ~~the Department~~ Service Oklahoma
5 to decrease the period of cancellation or denial to any period or
6 issue a written Order to vacate ~~the Department's~~ Service Oklahoma
7 action taken pursuant to this section, in its entirety. The content
8 of the Order shall not grant or purport to grant any driving
9 privileges to the person; however, such Order may direct the
10 ~~Department of Public Safety~~ Service Oklahoma to do so if the person
11 is otherwise eligible therefor. Unless all persons or agencies the
12 court had reason to believe may have had relevant information
13 related to the court record and departmental action have been given
14 notice of the petition, attorney fees and costs shall not be awarded
15 against any party. In no event shall ~~the Department of Public~~
16 ~~Safety~~ Service Oklahoma be liable for attorney fees and costs for
17 suspending, revoking, canceling or denying a driver license based
18 upon reasonable reliance on a notice from a court requiring the
19 revocation, suspension, cancellation or denial of the driver license
20 according to law.

21 C. Upon receipt of a written Order from the appropriate court,
22 ~~the Department~~ Service Oklahoma shall modify or reinstate any
23 driving privileges as provided in the Order.
24

1 SECTION 49. AMENDATORY 47 O.S. 2021, Section 6-107.4, is
2 amended to read as follows:

3 Section 6-107.4. A. Whenever a license or instruction permit
4 and driving privileges are denied pursuant to Section 6-107.3 of
5 this title, the license or permit and the driving privilege shall
6 remain denied until the person becomes eligible. After becoming
7 eligible, the person may at any time apply for driving privileges by
8 presenting sufficient documentation to ~~the Department of Public~~
9 ~~Safety~~ Service Oklahoma pursuant to Section 6-107.3 of this title
10 and paying the fee required for issuance of the license or permit,
11 as applicable.

12 B. Whenever a license or instruction permit and the driving
13 privilege of a person are canceled pursuant to Section 6-107.3 of
14 this title, the license or permit and the driving privilege shall
15 remain canceled for a minimum period of sixty (60) days or until the
16 person whose license or permit has been canceled or denied reaches
17 eighteen (18) years of age, whichever period is the shortest;
18 provided, after becoming eligible, the person may at any time apply
19 for reinstatement of driving privileges by presenting sufficient
20 documentation to ~~the Department of Public Safety~~ Service Oklahoma
21 pursuant to Section 6-107.3 of this title and paying the fee
22 required for replacement of the license or permit, if applicable.
23 Upon reinstatement after cancellation, ~~the Department~~ Service

24

1 Oklahoma shall remove the record of cancellation from the driving
2 record of the person.

3 SECTION 50. AMENDATORY 47 O.S. 2021, Section 6-107.5, is
4 amended to read as follows:

5 Section 6-107.5. Any person aggrieved by a denial or
6 cancellation of driving privileges pursuant to Section 6-107.3 of
7 this title may submit, within thirty (30) days of the denial or of
8 the receipt of notice of cancellation, a written request to ~~the~~
9 ~~Department of Public Safety~~ Service Oklahoma for a hearing ~~before~~
10 ~~the Department~~. The hearing shall be held within ten (10) days of
11 the receipt by ~~the Department~~ Service Oklahoma of the request, to
12 determine whether the person is entitled to a license or is subject
13 to cancellation of a license under the provisions of Sections 6-103,
14 6-107.3 through 6-107.6, and 6-105 of this title. Appeal from the
15 decision of ~~the Department~~ Service Oklahoma may be taken to any
16 court of competent jurisdiction as provided for in Section 6-211 of
17 this title.

18 SECTION 51. AMENDATORY 47 O.S. 2021, Section 6-110, is
19 amended to read as follows:

20 Section 6-110. A. 1. ~~The Department of Public Safety~~ Service
21 Oklahoma shall establish procedures to ensure every applicant for an
22 original Class A, B, C or D license and for any endorsements thereon
23 is examined by ~~the Department~~ Service Oklahoma, or an approved
24 written examination proctor, except as otherwise provided in Section

1 6-101 et seq. of this title or as provided in paragraph 2 of this
2 subsection or in subsections D and E of this section. ~~The~~
3 ~~Department~~ Service Oklahoma is authorized to approve and enter into
4 agreements with local school districts, the Oklahoma Department of
5 Career and Technology Education, or institutions of higher education
6 to act as approved written examination proctors with regard to any
7 written examination required by this section. The examination shall
8 include a test of the applicant's:

- 9 a. eyesight,
- 10 b. ability to read and understand highway signs
11 regulating, warning and directing traffic,
- 12 c. knowledge of the traffic laws of this state including
13 a portion on bicycle and motorcycle safety, and
- 14 d. ability, by actual demonstration, to exercise ordinary
15 and reasonable control in the operation of a motor
16 vehicle. The actual demonstration shall be conducted
17 in the type of motor vehicle for the class of driver
18 license being applied for.

19 The Department of Public Safety in conjunction with Service Oklahoma
20 may create a knowledge test that may be taken on the Internet by an
21 applicant applying for a Class D license.

22 Any licensee seeking to apply for a driver license of another class
23 which is not covered by the licensee's current driver license shall
24 be considered an applicant for an original license for that class.

1 2. ~~The Department of Public Safety~~ Service Oklahoma shall have
2 the authority to waive the requirement of any part of the
3 examination required in paragraph 1 of this subsection for those
4 applicants whose driving record meets the standards set by the
5 Department of Public Safety and surrender either of the following:

6 a. a valid unexpired driver license issued by any state
7 or country for the same type or types of vehicles, or

8 b. an expired driver license that:

9 (1) is not expired more than six (6) months past the
10 expiration date listed on the driver license, and

11 (2) is not a Class A, B or C commercial driver
12 license or commercial driver license permit.

13 3. ~~The Department of Public Safety~~ Service Oklahoma shall
14 accept skills test results from another state for Class A, B or C
15 license applicants who have successfully completed commercial motor
16 vehicle driver training in that state and successfully passed the
17 skills test in that state; provided, ~~the Department~~ Service Oklahoma
18 shall not accept skills test results from another state when the
19 applicant has not successfully completed commercial motor vehicle
20 driver training in that state. Nothing in this section shall be
21 construed to prohibit ~~the Department of Public Safety~~ Service
22 Oklahoma from administering the skills test to any applicant who has
23 successfully completed commercial vehicle driver training in another
24 state.

1 4. All applicants requiring a hazardous materials endorsement
2 shall be required, for the renewal of the endorsement, to
3 successfully complete the examination and to submit to a security
4 threat assessment performed by the Transportation Security
5 Administration of the Department of Homeland Security as required by
6 and pursuant to 49 C.F.R., Part 1572, which shall be used to
7 determine whether the applicant is eligible for renewal of the
8 endorsement pursuant to federal law and regulation.

9 5. ~~The Department of Public Safety~~ Service Oklahoma, or an
10 approved written examination proctor, shall give the complete
11 examination as provided for in this section within thirty (30) days
12 from the date the application is received, and the examination shall
13 be given at a location within one hundred (100) miles of the
14 residence of the applicant. ~~The Department of Public Safety~~ Service
15 Oklahoma shall make every effort to make the examination locations
16 and times convenient for applicants. ~~The Department of Public~~
17 ~~Safety~~ Service Oklahoma shall consider giving the examination at
18 various school sites if the district board of education for the
19 district in which the site is located agrees and if economically
20 feasible and practicable.

21 B. Any person holding a valid Oklahoma Class D license or
22 provisional driver license pursuant to Section 6-212 of this title
23 and applying for a Class A, B or C commercial license shall be
24 required to successfully complete all examinations as required for

1 the specified class. Failure to submit to ~~the Department of Public~~
2 ~~Safety~~ Service Oklahoma federally required medical certification
3 information pursuant to 49 C.F.R., Part 391.41 et seq. shall result
4 in an automatic downgrade of a commercial license to a Class D
5 license. Provided, however, once the required medical certification
6 information has been received by ~~the Department of Public Safety~~
7 Service Oklahoma, the license shall be reinstated to the
8 classification of the commercial license prior to the downgrade and
9 the holder of such a license shall not be required to reapply.

10 C. Except as provided in subsection E of Section 6-101 of this
11 title, any person holding a valid Oklahoma Class A, B or C
12 commercial license shall, upon time for renewal thereof, be entitled
13 to a Class D license without any type of testing or examination,
14 except for any endorsements thereon as otherwise provided for by
15 Section 6-110.1 of this title.

16 D. 1. Any certified driver education instructor who is
17 currently an operator or an employee of a commercial driver training
18 school in this state or any driver education instructor employed by
19 any school district in this state shall be eligible to apply to be a
20 designated examiner of ~~the Department of Public Safety~~ Service
21 Oklahoma for the purposes of administering the Class D driving
22 skills portion of the Oklahoma driving examination to any person who
23 has been issued a learner permit.

1 2. The Department of Public Safety, in conjunction with Service
2 Oklahoma shall adopt a curriculum of required courses and training
3 to be offered to applicants who are qualified to apply to be a
4 designated examiner. The courses and training for certification
5 shall meet the same standards as required for driver examiners of
6 ~~the Department of Public Safety~~ Service Oklahoma.

7 3. Each person applying to be a designated examiner shall be
8 required to pay an initial designated examiner certification fee of
9 One Thousand Dollars (\$1,000.00). Upon successful completion of
10 training prescribed by paragraph 2 of this subsection, the person
11 shall be required to pay an annual designated examiner certification
12 fee of Five Hundred Dollars (\$500.00). If an applicant for the
13 designated examiner program is employed by an Oklahoma public school
14 system that offers driver education, and he or she administers the
15 skills test only to students enrolled in a public school driver
16 education program, the certification fee may be waived by ~~the~~
17 ~~Department of Public Safety~~ Service Oklahoma. Each designated
18 examiner certification shall expire on the last day of the calendar
19 year and may be renewed upon application to ~~the Department of Public~~
20 ~~Safety~~ Service Oklahoma. The designated examiner certification fees
21 collected by ~~the Department of Public Safety~~ Service Oklahoma
22 pursuant to this subsection shall be deposited to the credit of ~~the~~
23 Department of Public Safety Restricted Revolving Fund to be used for
24 the purposes of this subsection, through October 31, 2022.

1 Beginning November 1, 2022, the designed examiner certification fees
2 collected by Service Oklahoma pursuant to this subsection shall be
3 deposited to the credit of the Service Oklahoma Revolving Fund. No
4 designated examiner certification fee shall be refunded in the event
5 that certification is denied, suspended or revoked.

6 4. A designated examiner may charge a fee for each Class D
7 driving skills examination given, whether the person being examined
8 passes or fails the examination.

9 5. ~~The Department of Public Safety~~ Service Oklahoma shall
10 conduct an annual complete nationwide criminal history background
11 check on each designated examiner and a complete nationwide criminal
12 history background check on each designated examiner applicant. The
13 fees for the background check shall be borne by the designated
14 examiner or designated examiner applicant.

15 6. The Department of Public Safety, in conjunction with Service
16 Oklahoma shall promulgate rules to implement and administer the
17 provisions of this subsection.

18 E. 1. Upon application and approval of ~~the Commissioner of~~
19 ~~Public Safety~~ Service Oklahoma, any public or private commercial
20 truck driving school that has or maintains a program instructing
21 students for a Class A, B or C license, public transit agency or
22 state, county or municipal government agency in this state shall be
23 authorized to hire or employ designated examiners approved by ~~the~~
24 ~~Department of Public Safety~~ Service Oklahoma to be third-party

1 examiners of the Class A, B or C driving skills portion of the
2 Oklahoma driving examination. All designated examiners must
3 successfully have completed the courses and training as outlined in
4 paragraph 2 of this subsection. ~~The Department of Public Safety~~
5 Service Oklahoma shall be required to approve at least one public
6 transit agency that has or maintains a program instructing students
7 for a Class A, B or C license to hire or employ third-party
8 examiners pursuant to this section. It shall be permissible for any
9 public transit agency operating in the State of Oklahoma to utilize
10 the third-party examiners hired or employed by a public transit
11 agency approved by ~~the Department~~ Service Oklahoma.

12 2. The Department of Public Safety, in conjunction with Service
13 Oklahoma shall adopt a curriculum of required courses and training
14 to be offered to third-party examiners. The courses and training
15 for certification shall meet the same standards as required for
16 commercial driver examiners of ~~the Department of Public Safety~~
17 Service Oklahoma.

18 3. ~~The Department of Public Safety~~ Service Oklahoma shall
19 require each third-party examiner applicant and commercial school
20 driver education instructor applicant to submit to an electronic
21 national criminal history record check pursuant to Section 150.9 of
22 Title 74 of the Oklahoma Statutes. On or before December 1, 2022,
23 ~~the Department~~ Service Oklahoma shall require each third-party
24 examiner or commercial school driver education instructor to submit

1 to an electronic national criminal history record check pursuant to
2 Section 150.9 of Title 74 of the Oklahoma Statutes. The fees for
3 the background check shall be borne by the third-party examiner,
4 third-party examiner applicant, commercial school driver education
5 instructor or commercial school driver education instructor
6 applicant.

7 F. ~~The Department of Public Safety Service Oklahoma~~ shall
8 promulgate rules ~~no later than December 15, 2021,~~ to:

9 1. Implement and administer the provisions of this section
10 based on requirements set forth in Section 383.75 of Title 49 of the
11 Code of Federal Regulations;

12 2. Establish a process to inform any school, public transit
13 agency, examiner, or state, county or municipal government agency,
14 who has been denied, within forty-five (45) days from the denial;

15 3. Create an appeal process for any school, public transit
16 agency, examiner, or state, county or municipal government agency
17 denied; and

18 4. If the initial application for approval was denied, limit
19 the number of times an individual school, public transit agency,
20 individual examiner applicant, or state, county or municipal
21 government agency may reapply in a calendar year to two
22 reapplications.

23 SECTION 52. AMENDATORY 47 O.S. 2021, Section 6-110.1, is
24 amended to read as follows:

1 Section 6-110.1. A. The following endorsements shall be placed
2 on an Oklahoma driver license to any person qualifying therefore as
3 determined by ~~the Department of Public Safety~~ Service Oklahoma. Any
4 person having an original Class A, B, C or D Oklahoma driver license
5 shall only be required to take the supporting written endorsement
6 testing which is required to endorse the original Class A, B, C or D
7 Oklahoma driver license.

8 Endorsement

Authorizes the operation of:

9 "H"

A non-tank-type vehicle used to
transport hazardous materials in
placardable amounts pursuant to 49
C.F.R., Part 172, subpart F;

13 "M"

A motorcycle;

14 "N"

A tank vehicle as defined in Section
1-173.1 of this title;

16 "P"

A vehicle designed by the
manufacturer to transport sixteen or
more passengers, including the
driver;

20 "S"

A school bus;

21 "T"

A vehicle with double or triple
trailers;

23 "X"

A tank vehicle used to transport
hazardous materials in placardable

1 amounts pursuant to 49 C.F.R., Part
2 172, subpart F.

3 B. ~~The Department~~ Service Oklahoma may also provide for
4 additional endorsements as may be needed or as otherwise provided
5 for by law.

6 C. No person shall operate a motor vehicle requiring
7 endorsements as provided for in this section without having a valid
8 Class A, B, C or D license with the required endorsements.

9 D. All endorsements as provided for in this section must be
10 obtained prior to the operation of such vehicles. However, the
11 requirement for a hazardous materials endorsement is not required
12 for the operation of farm vehicles used to transport pesticides,
13 fertilizers, or other products integral to farming, but which are
14 defined as hazardous materials. If, after obtaining a hazardous
15 material endorsement, a person becomes ineligible for the hazardous
16 material endorsement pursuant to state or federal law, or both, or
17 any regulation, ~~the Department of Public Safety~~ Service Oklahoma
18 shall provide notice as provided in Section 2-116 of this title. A
19 person will have thirty (30) days from the date of the notice to
20 appear at a designated testing facility to apply and be issued a
21 commercial driver license without the endorsement. Failure to
22 comply within the required time shall be grounds for ~~the Department~~
23 ~~of Public Safety~~ Service Oklahoma to disqualify the commercial
24 driver license of the person until compliance has been met.

SECTION 53. AMENDATORY 47 O.S. 2021, Section 6-110.2, is amended to read as follows:

Section 6-110.2. A. ~~The Department of Public Safety Service~~ Oklahoma shall implement a procedure for computerized finger imaging by means of an inkless finger image scanning device and shall require every applicant for an original, renewal or replacement driver license or identification card to submit to finger imaging for the purposes of proof of identity and to ensure the security of the driver license or identification card issued to the applicant. If the finger image of a person over sixty-five (65) years of age cannot be scanned and the issuing agent can personally verify the individual's identity with alternative identification, the finger imaging shall be overridden. Means must be provided to trace to the agent who authorized the override.

B. No unemancipated person under eighteen (18) years of age shall be issued a driver license or identification card by ~~the Department~~ Service Oklahoma unless an authorization form, prescribed and furnished by ~~the Department~~ Service Oklahoma, or notarized affidavit authorizing the finger imaging of the person and signed by the legal custodial parent, legal guardian, or legal custodian of the person, is in the possession of ~~the Department~~ Service Oklahoma.

C. No law enforcement agency of the state or federal government other than ~~the Department of Public Safety~~ Service Oklahoma shall have access to any information collected through the use of

1 computerized finger imaging without first obtaining a court order
2 from a judge of competent jurisdiction; provided, however, the
3 Oklahoma State Bureau of Investigation shall have access to such
4 imaging for the purpose of identifying a person who is deceased,
5 missing or endangered. Each application for an order authorizing
6 the access to any information collected through the use of
7 computerized finger imaging shall be made in writing upon oath or
8 affirmation to a judge of competent jurisdiction. Each application
9 shall establish probable cause for belief that a named individual is
10 committing, has committed or is about to commit a particular
11 violation of law.

12 D. ~~The Commissioner of Public Safety~~ Service Oklahoma shall
13 adopt rules as may be necessary to carry out the provisions of this
14 section.

15 SECTION 54. AMENDATORY 47 O.S. 2021, Section 6-110.5, is
16 amended to read as follows:

17 Section 6-110.5. A. ~~The Department of Public Safety~~ Service
18 Oklahoma shall offer or make available training and education for
19 ~~motor license agents~~ licensed operators and ~~motor license agency~~
20 licensed operator employees, so that such agents and employees shall
21 be able to achieve and maintain compliance with the requirements of
22 the REAL ID Act of 2005, Public Law No. 109-13, related to such
23 ~~motor license agents'~~ licensed operators' and ~~motor license agency~~
24 ~~employees'~~ licensed operators' ability to be authorized participants

1 in the REAL ID Compliant Driver License and Identification Card
2 issuance, renewal and replacement process.

3 B. The training and education required by subsection A of this
4 section shall be offered or made available:

5 1. At reasonable cost to ~~motor license agents~~ licensed
6 operators and ~~motor license agency~~ licensed operator employees
7 seeking authorization to participate in the REAL ID Compliant Driver
8 License and Identification Card issuance, renewal and replacement
9 process; and

10 2. On a regular basis as ~~the Department of Public Safety~~
11 Service Oklahoma determines necessary and compliant in accordance
12 with the Department of Homeland Security:

13 a. at on-site locations located or rotating throughout
14 the state, which shall not exceed four (4) hours in
15 duration and shall cost no more than Fifty Dollars
16 (\$50.00) to the ~~motor license agents~~ licensed
17 operators and ~~motor license agent~~ licensed operator
18 employees, and

19 b. through an American Association of Motor Vehicle
20 Administrators (AAMVA) on-line resource that is
21 approved by the Department of Homeland Security.

22 C. Every motor license agent seeking authorization to process
23 approved applications or renewals for REAL ID Compliant Driver
24 Licenses or Identification Cards shall be furnished all equipment

1 required for such processing by ~~the Department of Public Safety~~
2 Service Oklahoma without charge to the ~~motor license agent~~ licensed
3 operator.

4 D. ~~The Department of Public Safety~~ Service Oklahoma shall
5 promulgate rules as necessary to implement the provisions of this
6 section.

7 SECTION 55. AMENDATORY 47 O.S. 2021, Section 6-111, is
8 amended to read as follows:

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

1 ~~Department~~ Service Oklahoma shall ensure the information on both the
2 license and the card are the same, unless otherwise provided by law.

3 2. A driver license or identification card issued by ~~the~~
4 ~~Department~~ Service Oklahoma on or after March 1, 2004, shall bear
5 thereon the county of residence of the licensee or cardholder.

6 3. ~~The Department~~ Service Oklahoma may cancel the
7 distinguishing number, when that distinguishing number is another
8 person's Social Security number, assign a new distinguishing
9 alphanumeric identification, and issue a new license or
10 identification card without charge to the licensee or cardholder.

11 4. ~~The Department~~ Service Oklahoma may promulgate rules for
12 inclusion of the height and a brief description of the licensee or
13 cardholder on the face of the card or license identifying the
14 licensee or cardholder as deaf or hard-of-hearing.

15 5. It is unlawful for any person to apply, adhere, or otherwise
16 attach to a driver license or identification card any decal,
17 sticker, label, or other attachment. Any law enforcement officer is
18 authorized to remove and dispose of any unlawful decal, sticker,
19 label, or other attachment from the driver license of a person. The
20 law enforcement officer, the employing agency of the officer, ~~the~~
21 ~~Department of Public Safety~~ Service Oklahoma, and the State of
22 Oklahoma shall be immune from any liability for any loss suffered by
23 the licensee, cardholder, or the owner of the decal, sticker, label,
24

1 or other attachment caused by the removal and destruction of the
2 decal, sticker, label, or other attachment.

3 6. ~~The Department of Public Safety~~ Service Oklahoma may develop
4 by rule a procedure which complies with the provisions of subsection
5 G of Section 6-101 of this title whereby a person may apply for a
6 renewal or replacement Oklahoma Class D license or Oklahoma
7 identification card.

8 B. 1. ~~The Department~~ Service Oklahoma may issue or authorize
9 the issuance of a temporary permit or license to an applicant for a
10 driver license permitting such applicant to operate a motor vehicle
11 while ~~the Department~~ Service Oklahoma is completing its
12 investigation and determination of all facts relative to such
13 applicant's privilege to receive a license, or while a permanent
14 driver license is being produced and delivered to the applicant.
15 Such permit or license must be in the immediate possession of the
16 driver while operating a motor vehicle, and it shall be invalid when
17 the applicant's permanent driver license has been issued and
18 delivered or for good cause has been refused.

19 2. ~~The Department~~ Service Oklahoma may issue or authorize the
20 issuance of a temporary identification card to an applicant,
21 permitting the holder the privileges otherwise granted by
22 identification cards, while a permanent driver license is being
23 provided and delivered to the applicant. Such card shall be invalid
24

1 when the applicant's permanent identification card has been issued
2 and delivered, or for good cause has been refused.

3 C. 1. ~~The Department~~ Service Oklahoma may issue a restricted
4 commercial driver license to drivers eighteen (18) years of age or
5 older for any of the following specific farm-related service
6 industries:

- 7 a. farm retail outlets and suppliers,
- 8 b. agri-chemical businesses,
- 9 c. custom harvesters, and
- 10 d. livestock feeders.

11 The applicant shall hold a valid Oklahoma driver license and
12 shall meet all the requirements for a commercial driver license.

13 The restricted commercial driver license shall not exceed a total of
14 one hundred eighty (180) days within any twelve-month period.

15 2. The restricted commercial driver license shall not be valid
16 for operators of commercial motor vehicles beyond one hundred fifty
17 (150) miles from the place of business or the farm currently being
18 served. Such license shall be limited to Class B vehicles. Holders
19 of such licenses who transport hazardous materials which are
20 required to be placarded shall be limited to the following:

- 21 a. diesel fuel in quantities of one thousand (1,000)
22 gallons or less,
- 23 b. liquid fertilizers in vehicles with total capacities
24 of three thousand (3,000) gallons or less, and

1 c. solid fertilizers that are not mixed with any organic
2 substance.

3 No other placarded hazardous materials shall be transported by
4 holders of such licenses.

5 D. ~~The Department~~ Service Oklahoma may issue a non-domiciled
6 commercial learner permit or a non-domiciled commercial driver
7 license to:

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

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

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

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

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

16 3. Upon surrendering the license or card for the reason set
17 forth in this subsection, application may be made with ~~the~~
18 ~~Department~~ Service Oklahoma for a replacement license or card
19 bearing the words "Sex Offender".

20 4. Failure to comply with the requirements set forth in such
21 notice shall result in cancellation of the person's license or card.
22 Such cancellation shall be in effect for one (1) year, after which
23 time the person may make application with ~~the Department~~ Service
24 Oklahoma for a new license or card bearing the words "Sex Offender".

1 Continued use of a canceled license or card shall constitute a
2 misdemeanor and shall, upon conviction thereof, be punishable by a
3 fine of not less than Twenty-five Dollars (\$25.00), nor more than
4 Two Hundred Dollars (\$200.00). When an individual is no longer
5 required to register as a convicted sex offender with the Department
6 of Corrections pursuant to the provisions of the Sex Offenders
7 Registration Act, the individual shall be eligible to receive a
8 driver license or identification card which does not bear the words
9 "Sex Offender".

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

16 G. A person subject to an order for the installation of an
17 ignition interlock device shall be required by ~~the Department~~
18 Service Oklahoma to submit their driver license for a replacement.
19 The replacement driver license shall bear the words "Interlock
20 Required" and such designation shall remain on the driver license
21 for the duration of the order requiring the ignition interlock
22 device. The replacement license shall be subject to the same
23 expiration and renewal procedures provided by law. Upon completion
24

1 of the requirements for the interlock device, a person may apply for
2 a replacement driver license.

3 H. ~~The Department~~ Service Oklahoma shall develop a procedure
4 whereby a person applying for an original, renewal or replacement
5 Class D driver license who has been granted modified driving
6 privileges under this title shall be issued a Class D driver license
7 which identifies the license as a modified license.

8 SECTION 56. AMENDATORY 47 O.S. 2021, Section 6-115, is
9 amended to read as follows:

10 Section 6-115. A. Except as otherwise provided in this
11 section, every driver license shall be issued for a period of either
12 four (4) years or eight (8) years; provided, if the applicant or
13 licensee is an alien, the license shall be issued for a period which
14 does not exceed the lesser of:

15 1. Four (4) years or eight (8) years; or

16 2. The expiration date on the valid documentation authorizing
17 the presence of the applicant or licensee in the United States, as
18 required by paragraph 9 of subsection A of Section 6-103 of this
19 title.

20 B. Except as otherwise provided in this section, the expiration
21 date of an initial license shall be no more than either four (4)
22 years or eight (8) years from the last day of the month of issuance
23 or no more than either four (4) years or eight (8) years from the
24

1 last day of the birth month of the applicant immediately preceding
2 the date of issuance, if requested by the applicant.

3 C. Except as otherwise provided in this section, the expiration
4 date of a renewal license shall be:

5 1. For a renewal during the month of expiration, either four
6 (4) years or eight (8) years from the last day of the month of
7 expiration of the expiring license or either four (4) or eight (8)
8 years from the last day of the birth month of the licensee
9 immediately preceding the expiration date of the expiring license,
10 if requested by the licensee; or

11 2. For a renewal prior to the month of expiration, as provided
12 by rule of ~~the Department~~ Service Oklahoma, either four (4) or eight
13 (8) years from the last day of the month of expiration of the
14 current license; provided, no license shall be issued with an
15 expiration date of more than five (5) years from the date of renewal
16 on a four (4) year license or nine (9) years from the date of
17 renewal on an eight (8) year license.

18 D. Notwithstanding the provisions of subsection E of Section
19 1550.42 of Title 21 of the Oklahoma Statutes, any Oklahoma driver
20 license that is not more than one (1) year past the date of
21 expiration provided on the driver license shall be presumed to be a
22 valid form of identification for the purposes of renewing an
23 Oklahoma driver license.
24

1 E. Except as otherwise provided in this section, every driver
2 license shall be renewable by the licensee upon application to
3 either ~~the Department of Public Safety~~ Service Oklahoma or a ~~motor~~
4 ~~license agent~~ licensed operator, furnishing the current mailing
5 address of the person and payment of the required fee, if the person
6 is otherwise eligible for renewal. If the licensee is an alien, the
7 licensee shall appear before a driver license examiner of ~~the~~
8 ~~Department~~ Service Oklahoma and shall be issued a renewal driver
9 license for a period which does not exceed the lesser of:

10 1. Four (4) years or eight (8) years; or

11 2. The expiration date on the valid documentation authorizing
12 the presence of the applicant or licensee in the United States, as
13 required by paragraph 9 of subsection A of Section 6-103 of this
14 title.

15 F. All applicants for renewals of driver licenses who have
16 proven collision records or apparent physical defects may be
17 required to take an examination as specified by ~~the Commissioner of~~
18 ~~Public Safety~~ Service Oklahoma.

19 G. When a person makes application for a driver license, or
20 makes application to renew a driver license, and the person has been
21 convicted of, or received a deferred judgment for, any offense
22 required to register pursuant to the Sex Offenders Registration Act,
23 the driver license shall be valid for a period of one (1) year from
24 the month of issuance, but may be renewed yearly during the time the

1 person is registered on the Sex Offender Registry. Notwithstanding
2 any other provision of law, the cost for such license shall be the
3 same as for other driver licenses and renewals.

4 H. ~~The Department of Public Safety~~ Service Oklahoma shall
5 promulgate rules prescribing forms of identification acceptable for
6 the renewal of an Oklahoma driver license.

7 SECTION 57. AMENDATORY 47 O.S. 2021, Section 6-116, is
8 amended to read as follows:

9 Section 6-116. A. Whenever any person, after applying for or
10 receiving a driver license or identification card, shall:

- 11 1. Change the mailing address named in such application;
- 12 2. Change the residence address displayed on the license or
13 card issued to the person;
- 14 3. Move from the person's previous county; or
- 15 4. Change the name of a licensee by marriage or otherwise,
16 such person shall notify ~~the Department of Public Safety~~ Service
17 Oklahoma as provided in subsection B of this section.

18 B. Within ten (10) days such person shall notify ~~the Department~~
19 ~~of Public Safety~~ Service Oklahoma in writing of the number of any
20 driver license and identification card then held by the person and,
21 as applicable:

- 22 1. Both the old and new mailing addresses;
- 23 2. Both the old and new residence addresses;
- 24 3. Both the old and new counties of residence; or

1 4. Both the former and new names.

2 C. ~~The Department of Public Safety~~ Service Oklahoma shall not:

3 1. Change a county of residence unless the person specifically
4 notifies ~~the Department~~ Service Oklahoma of such change; and

5 2. Presume that a new mailing address which is a different
6 county than the old mailing address means that the person has
7 changed his or her county of residence, and shall not change the
8 county of residence unless specifically notified of such change.

9 SECTION 58. AMENDATORY 47 O.S. 2021, Section 6-117, is
10 amended to read as follows:

11 Section 6-117. A. ~~The Department of Public Safety~~ Service
12 Oklahoma shall file every application for a driver license or
13 identification card received by ~~the Department~~ Service Oklahoma and
14 shall maintain suitable indexes containing:

15 1. All applications denied and on each thereof note the reasons
16 for the denial;

17 2. All applications granted;

18 3. The name of every person whose driving privilege has been
19 suspended, revoked, cancelled, or disqualified by ~~the Department~~
20 Service Oklahoma and after each such name note the reasons for the
21 action. Any notation of suspension of the driving privilege of a
22 person for reason of nonpayment of a fine shall be removed from the
23 driving record after the person has paid the fine and the driving
24 privilege of the person is reinstated as provided for by law;

1 4. The county of residence, the name, date of birth, and
2 mailing address of each person residing in that county who is
3 eighteen (18) years of age or older, and who is the holder of a
4 current driver license or a current identification card issued by
5 ~~the Department of Public Safety~~ Service Oklahoma for the purpose of
6 ascertaining names of all persons qualified for jury service as
7 required by Section 18 of Title 38 of the Oklahoma Statutes; and

8 5. The name, driver license number, and mailing address of
9 every person for the purpose of giving notice, if necessary, as
10 required by Section 2-116 of this title.

11 B. ~~The Department~~ Service Oklahoma shall file all collision
12 reports and abstracts of court records of convictions received by it
13 pursuant to the laws of this state and maintain convenient records
14 of the records and reports or make suitable notations in order that
15 an individual record of a person showing the convictions of the
16 person and the traffic collisions in which the person has been
17 involved shall be readily ascertainable and available for the
18 consideration of ~~the Department of Public Safety~~ Service Oklahoma
19 upon any application for a driver license or renewal of a driver
20 license and at other suitable times. Any abstract, index or other
21 entry relating to a driving record according to the licensing
22 authority in another state or a province of Canada may be posted
23 upon the driving record of any resident of this state when notice
24 thereof is received by documentation or by electronic transmission.

1 The individual record of a person shall not include any collision
2 reports and abstracts of court records involving a collision in
3 which the person was not issued a citation or if a citation is
4 issued and the person was not convicted.

5 C. 1. ~~The Commissioner and the officers of the Department as~~
6 ~~the Commissioner~~ Service Oklahoma may designate are hereby
7 authorized to prepare under the seal of ~~the Department~~ Service
8 Oklahoma and deliver upon request a copy of any collision report on
9 file with the Department, charging a fee of:

- 10 a. beginning on July 1, 2011, through June 30, 2013,
11 Fifteen Dollars (\$15.00), of which Eight Dollars
12 (\$8.00) shall be deposited by the Commissioner to the
13 credit of the Department of Public Safety Revolving
14 Fund and, in addition to other purposes authorized by
15 law, the expenditures from that fund of monies derived
16 from the Eight Dollars (\$8.00) pursuant to this
17 subparagraph shall be used to fund any Oklahoma
18 Highway Patrol Trooper Academy provided by the
19 Department. Any remaining funds shall be deposited in
20 an account to be utilized exclusively for future
21 expenses directly related to the operation of an
22 Oklahoma Highway Patrol Academy, and
23 b. beginning on July 1, 2013, and any year thereafter,
24 Seven Dollars (\$7.00).

1 However, ~~the Department~~ Service Oklahoma shall not be required
2 to furnish personal information from the collision report which is
3 contrary to the provisions of the Driver's Privacy Protection Act,
4 18 United States Code, Sections 2721 through 2725.

5 2. Notwithstanding the provisions of paragraph 1 of this
6 subsection, ~~the Department~~ Service Oklahoma is authorized to enter
7 into contracts to supply information regarding vehicles reported to
8 be involved in collisions. For each vehicle, the information shall
9 be limited to that which only describes the vehicle and the
10 collision. ~~The Department~~ Service Oklahoma shall not be required to
11 provide any information regarding the owner or operator of the
12 vehicle or any information which would conflict with Section 2-110
13 or Section 1109 of this title.

14 D. ~~The Department of Public Safety~~ Service Oklahoma or any
15 ~~motor license agent~~ licensed operator upon request shall prepare and
16 furnish to any authorized person a Motor Vehicle Report of any
17 person subject to the provisions of the motor vehicle laws of this
18 state. However, ~~the Department~~ Service Oklahoma shall not be
19 required to furnish personal information from a driving record
20 contrary to the provisions of the Driver's Privacy Protection Act,
21 18 United States Code, Sections 2721 through 2725. The Motor
22 Vehicle Report shall be a summary of the driving record of the
23 person and shall include the enumeration of any motor vehicle
24 collisions, reference to convictions for violations of motor vehicle

1 laws, and any action taken against the privilege of the person to
2 operate a motor vehicle, as shown by the files of ~~the Department~~
3 Service Oklahoma for the three (3) years preceding the date of the
4 request. The Motor Vehicle Report, to include any record or
5 information associated with the Motor Vehicle Report, shall not be
6 deemed a "public civil record" as defined in Section 18 of Title 22
7 of the Oklahoma Statutes, and shall not be subject to expungement.
8 ~~The Department~~ Service Oklahoma shall not be required to release to
9 any person, in whole or in part and in any format, a driving index,
10 as described in subsection A of this section, except as otherwise
11 provided for by law. For each Motor Vehicle Report furnished by ~~the~~
12 ~~Department of Public Safety~~ Service Oklahoma, ~~the Department~~ Service
13 Oklahoma shall collect the sum of Twenty-five Dollars (\$25.00),
14 Twenty Dollars (\$20.00) of which shall be deposited in the General
15 Revenue Fund and Five Dollars (\$5.00) shall be deposited in the
16 Department of Public Safety Revolving Fund through October 31, 2022.
17 Beginning November 1, 2022, the Five Dollars (\$5.00) shall be
18 deposited in the Service Oklahoma Revolving Fund. For each Motor
19 Vehicle Report furnished by a ~~motor license agent~~ licensed operator,
20 the agent shall collect the sum of Twenty-five Dollars (\$25.00),
21 Eighteen Dollars (\$18.00) of which shall be paid to the Oklahoma Tax
22 Commission for deposit in the General Revenue Fund in the State
23 Treasury, Five Dollars (\$5.00) shall be deposited in the Department
24 of Public Safety Revolving Fund and Two Dollars (\$2.00) of which

1 shall be retained by the ~~motor license agent~~ licensed operator
2 through October 31, 2022. Beginning November 1, 2022, for each
3 Motor Vehicle Report furnished by a licensed operator, the licensed
4 operator shall collect the sum of Twenty-five Dollars (\$25.0),
5 Eighteen Dollars (\$18.00) of which shall be paid to the Oklahoma Tax
6 Commission for deposit in the General Revenue Fund in the State
7 Treasury, Five Dollars (\$5.00) shall be deposited in the Service
8 Oklahoma Revolving Fund and Two Dollars (\$2.00) shall be retained
9 by the licensed operator. Persons sixty-five (65) years of age or
10 older shall not be required to pay a fee for their own Motor Vehicle
11 Report furnished by ~~the Department~~ Service Oklahoma or a ~~motor~~
12 ~~license agent~~ licensed operator. For purposes of this subsection, a
13 Motor Vehicle Report shall include a report which indicates that no
14 driving record is on file with ~~the Department of Public Safety~~
15 Service Oklahoma for the information received by ~~the Department~~
16 Service Oklahoma in the request for the Motor Vehicle Report.

17 E. ~~The Department of Public Safety~~ Service Oklahoma may develop
18 procedures whereby an acting agent of an employer or an employer of
19 a person:

- 20 1. Who has a Class A, B, C or D driver license; and
- 21 2. Who operates a commercial, company-owned or personal motor
22 vehicle during the course of business in the course of his or her
23 employment with the employer, may automatically be notified,
24 pursuant to a fee schedule established by the Department, should the

1 driving record of a person reflect a traffic conviction in any court
2 or an administrative action by ~~the Department~~ Service Oklahoma which
3 alters the status of the commercial driving privileges of the
4 person, or any other change to the driving status. The notification
5 system shall include electronic delivery of a Motor Vehicle Report
6 at least annually for any employee who is a commercial driver
7 licensee or who operates a commercial motor vehicle, as required by
8 49 C.F.R., Section 391.25, or who operates a company-owned or
9 personal motor vehicle during the course of business. All monies
10 received by the Commissioner of Public Safety and the officers and
11 employees of the Department pursuant to this subsection shall be
12 deposited in the Department of Public Safety Restricted Revolving
13 Fund through October 31, 2022. Beginning November 1, 2022, all
14 monies received by the Director of Service Oklahoma and the officers
15 and employees of Service Oklahoma pursuant to this subsection shall
16 be deposited in the Service Oklahoma Revolving Fund. For each Motor
17 Vehicle Report furnished by ~~the Department~~ Service Oklahoma, through
18 the electronic notification system, ~~the Department~~ Service Oklahoma
19 shall collect the sum of Twenty-five Dollars (\$25.00), Eighteen
20 Dollars (\$18.00) of which shall be deposited in the General Revenue
21 Fund in the State Treasury. Five Dollars (\$5.00) shall be deposited
22 in the Department of Public Safety Revolving Fund through October
23 31, 2022. Beginning November 1, 2022, for each Motor Vehicle Report
24 furnished by Service Oklahoma, through the electronic notification

1 system, Service Oklahoma shall collect the sum of Twenty-five
2 Dollars (\$25.00), Eighteen Dollars (\$18.00) of which shall be
3 deposited in the General Revenue Fund in the State Treasury, Five
4 Dollars (\$5.00) shall be deposited in the Service Oklahoma Revolving
5 Fund. Two Dollars (\$2.00) shall be retained by ~~the Department~~
6 Service Oklahoma or its authorized agent for the purpose of
7 development and maintenance of the electronic notification system.

8 F. ~~The Commissioner~~ Service Oklahoma is authorized to establish
9 a procedure for reviewing the driving records of state residents who
10 are existing policyholders of any insurance company licensed to
11 operate in this state during specified periods of time and producing
12 a report which identifies the policyholders which have had violation
13 and/or status changes to their driving records during such time
14 period. ~~The Department~~ Service Oklahoma may sell such report to the
15 insurance company or its agent at a fee to be set by the Department.
16 Any such report sold by ~~the Department~~ Service Oklahoma shall only
17 consist of information otherwise lawfully obtainable by the
18 insurance company or its agent. The fee shall be sufficient to
19 recover all costs incurred by ~~the Department~~ Service Oklahoma and
20 insure that there will be no net revenue loss to the state. Such
21 fee shall be deposited in the Department of Public Safety Revolving
22 Fund through October 31, 2022. Beginning November 1, 2022, such fee
23 shall be deposited in the Service Oklahoma Revolving Fun.
24

1 G. All monies received by the Commissioner of Public Safety or
2 Service Oklahoma and the officers and employees of the Department
3 shall be remitted to the State Treasurer to be credited to the
4 General Revenue Fund in the State Treasury except as otherwise
5 provided for by law.

6 SECTION 59. AMENDATORY 47 O.S. 2021, Section 6-118, is
7 amended to read as follows:

8 Section 6-118. A. There is hereby created a Driver License
9 Medical Advisory Committee whose membership shall be composed of two
10 members appointed by the State Commissioner of Health, two members
11 appointed by the Commissioner of Public Safety, one member appointed
12 by the Governor, one member appointed by the President Pro Tempore
13 of the Senate, and one member appointed by the Speaker of the House
14 of Representatives. One member appointed by the State Commissioner
15 of Health, one member appointed by the Commissioner of Public Safety
16 and the member appointed by the Governor shall each serve two (2)
17 years and one member appointed by the State Commissioner of Health,
18 one member appointed by the Commissioner of Public Safety, the
19 member appointed by the President Pro Tempore of the Senate and the
20 member appointed by the Speaker of the House of Representatives
21 shall each serve three (3) years. The terms of the seven (7)
22 members of the committee shall expire on the first day of January of
23 the year in which the term of each member expires. The personnel of
24 the Board shall include, but not be limited to, an internist, vision

1 specialist, orthopedic surgeon, neurologist, and psychiatrist.
2 Members of the Committee shall serve in the interest of public
3 health, safety and welfare, without compensation for their services.
4 The Committee shall meet from time to time as its duties may
5 require, or when called by the Commissioner of Public Safety. The
6 Commissioner is authorized to use appropriated funds for meal
7 expenses related to such meetings. The Committee may use additional
8 medical doctors, psychologists or medical support specialists and
9 delegate the authority to act and recommend action on behalf of the
10 Committee when such delegation is approved by the Commissioner of
11 Public Safety.

12 B. The Committee shall recommend standards for determining the
13 physical, emotional and mental capacity of applicants for driver
14 licenses and holders of driver licenses, and submit the recommended
15 standards to ~~the Commissioner of Public Safety~~ Service Oklahoma for
16 adoption. ~~The Commissioner~~ Service Oklahoma shall also solicit
17 input on the recommended standards from select medical professional
18 organizations including, but not limited to, the American Diabetes
19 Association and the American Heart Association before adopting such
20 standards. In cases of ailment or disability not specifically
21 covered by the adopted standards, the Committee may consider each
22 case or delegate consideration of the case to its selected
23 representative and may consider the individual's own compensating
24

1 abilities in making its recommendations to ~~the Department of Public~~
2 ~~Safety~~ Service Oklahoma.

3 C. ~~The Commissioner of Public Safety~~ Service Oklahoma shall
4 give due consideration to the findings and recommendations of the
5 Committee, which may be used, together with other available
6 information, in determining the applicant's or licensee's ability to
7 operate a motor vehicle with a reasonable degree of safety and in
8 accordance with established standards of ~~the Department of Public~~
9 ~~Safety~~ Service Oklahoma. ~~The Department~~ Service Oklahoma may
10 require physical, psychological, vision, written or driving tests
11 when necessary to make a determination pursuant to this section.
12 Such findings and recommendations shall be considered with other
13 evidence in determining whether the license should be canceled or
14 denied.

15 D. Any person whose driver license is canceled or who is denied
16 a driver license under the provisions of this section shall have the
17 right to an appeal as provided for in Section 6-211 of this title.
18 The findings and recommendations of the Committee or its selected
19 representative, in written or oral form shall be admissible as
20 evidence and shall be considered by the court in determining whether
21 the action of ~~the Department~~ Service Oklahoma was justified.

22 E. Members of the Driver License Medical Advisory Committee or
23 its selected representative shall not be held liable for their
24 requested standards, opinions and recommendations presented in good

1 faith, for consideration by ~~the Department of Public Safety~~ Service
2 Oklahoma or consideration by the court.

3 SECTION 60. AMENDATORY 47 O.S. 2021, Section 6-119, is
4 amended to read as follows:

5 Section 6-119. A. When ~~the Department of Public Safety~~ Service
6 Oklahoma has good cause to believe that a licensee or applicant for
7 license to drive a motor vehicle may be afflicted with any physical
8 or mental ailment or condition including diabetes which may cause
9 loss of control or partial control or may otherwise be incapable of
10 properly controlling a motor vehicle, or when a licensee's or
11 applicant's accident or violation record indicates the licensee or
12 applicant may be a hazard to public safety, ~~the Department of Public~~
13 ~~Safety~~ Service Oklahoma is hereby authorized to require the licensee
14 or applicant to submit to a physical and/or psychological
15 examination as prescribed by ~~the Commissioner~~ Service Oklahoma based
16 upon recommendations of the State Driver's License Medical Advisory
17 Committee or its selected representative, and/or complete a driver
18 improvement school, and/or be examined again as provided by Section
19 6-110 of this title. All physical and/or mental examinations shall
20 be conducted in the county of the residence of the applicant or
21 licensee or in the nearest county to the applicant or licensee where
22 the examination can be completed. Any driver improvement school or
23 examination as provided by Section 6-110 of this title shall be
24 completed in the same location as other applicants or licensees

1 living in the same county as the applicant or licensee who is
2 required to complete the school or examination. Unless the
3 Department receives a verified written report as provided for in
4 subsection B of this section specifying the need for an examination
5 of the applicant or licensee, persons afflicted by diabetes shall
6 not be required to submit to any additional requirements beyond
7 those requirements for a person not affected by diabetes before
8 receiving a license or a renewal of a license to operate a motor
9 vehicle.

10 B. Every license issued to a person specified in subsection A
11 of this section shall be renewable upon payment of the required fee;
12 provided, ~~the Department of Public Safety~~ Service Oklahoma has not
13 received a report from a law enforcement officer stating that the
14 person is a hazard to the public safety and should be evaluated
15 pursuant to the provisions of subsection A of this section or a
16 verified medical report from a licensed physician stating that the
17 person is incapable of properly controlling a motor vehicle. If any
18 report indicates that the physical or mental ailment or condition
19 has failed to remain stable or that the condition is progressive to
20 a degree that the person is deemed to be a hazard to the public
21 safety or is incapable of properly controlling a motor vehicle, ~~the~~
22 ~~Department of Public Safety~~ Service Oklahoma shall evaluate the
23 person to determine if additional verified medical reports shall be

24

1 required before issuing or renewing any drivers license or during
2 the period a license is valid.

3 C. ~~The Department~~ Service Oklahoma may require any person
4 specified in subsection A of this section to be retested any time
5 prior to such person's application for renewal of a license if the
6 Department receives a written report from any law enforcement
7 officer, a verified report from a licensed physician, or a verified
8 report from such other person authorized by ~~the Department~~ Service
9 Oklahoma indicating the person's physical or mental ailment or
10 condition has contributed to an accident or has deteriorated since
11 issuance of the license to such a degree the person could lose
12 control or partial control or may otherwise cause such person to be
13 incapable of properly controlling a motor vehicle.

14 SECTION 61. AMENDATORY 47 O.S. 2021, Section 6-119A, is
15 amended to read as follows:

16 Section 6-119A. A. Within six (6) months of the effective date
17 of this act, ~~the Commissioner of Public Safety~~ Service Oklahoma,
18 shall, in conjunction with the Driver License Medical Advisory
19 Committee, promulgate rules that shall provide for a restricted
20 driver license for bioptic driving in this state.

21 B. As used in this section, "bioptic driving" shall mean a
22 method of driving that utilizes both the person's general vision in
23 combination with intermittent spotting through a small telescopic
24 system that improves the sharpness of the person's far vision.

1 SECTION 62. AMENDATORY 47 O.S. 2021, Section 6-120, is
2 amended to read as follows:

3 Section 6-120. A. ~~The Department~~ Service Oklahoma is hereby
4 authorized to cancel, deny, or disqualify the driver license,
5 driving privilege or application of any individual who:

6 1. Fails to comply with any of the requirements of Section 6-
7 119 of this title within thirty (30) days after being notified by
8 ~~the Department~~ Service Oklahoma;

9 2. Is unable to demonstrate the ability to operate a motor
10 vehicle as provided by this title or whose driving constitutes a
11 danger to the welfare and safety of persons using the streets and
12 highways of the State of Oklahoma; or

13 3. Fails to pass an examination pursuant to Sections 6-110, 6-
14 115 or 6-119 of this title.

15 B. If a person is required to be examined pursuant to Sections
16 6-110, 6-115 or 6-119 of this title, the Department shall impose the
17 appropriate restriction or restrictions on the license that are
18 necessary to ensure the safe operation of a motor vehicle as
19 provided under Section 6-113 of this title.

20 C. Any person whose driver license or driving privilege is
21 canceled, denied, or disqualified under the provisions of this
22 section shall have the right to an appeal as provided in Section 6-
23 211 of this title.

24

1 D. Any person whose Class A, B, or C driver license or driving
2 privilege is disqualified under the provisions of this section shall
3 relinquish to ~~the Department~~ Service Oklahoma the Class A, B, or C
4 driver license and may replace it with a Class D driver license, if
5 the person is otherwise qualified for a Class D driver license.

6 SECTION 63. AMENDATORY 47 O.S. 2021, Section 6-122, is
7 amended to read as follows:

8 Section 6-122. ~~The Department of Public Safety~~ Service Oklahoma
9 may develop procedures whereby driver licenses issued under the
10 provisions of Section 6-101 et seq. of this title may be renewed or
11 replaced by the applicant by mail or online except for licenses to
12 be renewed or replaced by aliens as prescribed by subsection E of
13 Section 6-115 of this title. Any license issued pursuant to this
14 section shall be valid for a period as prescribed in Section 6-115
15 of this title. ~~The Department~~ Service Oklahoma shall not renew or
16 replace a license by mail or online unless the immediately preceding
17 issuance, renewal or replacement was done in person by the
18 applicant.

19 Provided, any person or the spouse or dependent of a person:

20 1. Who is on active duty with the Armed Forces of the United
21 States; or

22 2. Who is currently employed as a civilian contractor with the
23 Armed Forces of the United States,
24

1 living outside of Oklahoma and having a valid class D driver license
2 issued by the State of Oklahoma, requiring no material change, may
3 apply for no more than three consecutive renewals or replacement of
4 such license by mail or online, in accordance with ~~Department~~
5 Service Oklahoma rules. A fourth consecutive renewal or replacement
6 must be done in person.

7 SECTION 64. AMENDATORY 47 O.S. 2021, Section 6-124, as
8 amended by Section 9, Chapter 229, O.S.L. 2017, is amended to read
9 as follows:

10 Section 6-124. A. As a way to honor and recognize the veterans
11 who have served our country, ~~the Department of Public Safety~~ Service
12 Oklahoma shall make space available in the upper left-hand corner of
13 the front of the driver license and the identification card for a
14 flag emblem and the word "veteran" to be designed by ~~the Department~~
15 Service Oklahoma that will serve as a notation of veteran status.

16 B. Upon application for issuance or renewal of the driver
17 license or identification card and in addition to other
18 documentation required by ~~the Department~~ Service Oklahoma, persons
19 requesting the flag emblem shall be registered with the veterans
20 registry created by the Oklahoma Department of Veterans Affairs.
21 Provided, that if the person requesting the flag emblem has
22 previously received a flag emblem pursuant to this subsection, no
23 registration with the veterans registry shall be required to receive
24 the flag emblem. ~~The Department of Public Safety~~ Service Oklahoma

1 shall promulgate any rule necessary to implement the provisions of
2 this section.

3 SECTION 65. AMENDATORY 47 O.S. 2021, Section 6-201, is
4 amended to read as follows:

5 Section 6-201. A. ~~The Department of Public Safety~~ Service
6 Oklahoma is hereby authorized to cancel or deny any person's driving
7 privilege upon determining that the person:

8 1. Is not entitled to a driver license or identification card
9 issued to the person; or

10 2. Failed to give the required or correct information in the
11 application.

12 Upon such cancellation or denial, the person to whom the license or
13 card was issued shall surrender the license or card so canceled to
14 ~~the Department~~ Service Oklahoma. The person may apply for a valid
15 driver license or identification card, if the person is otherwise
16 eligible. Any person whose driving privilege is canceled or denied
17 under the provisions of this subsection shall have the right to an
18 appeal as provided in Section 6-211 of this title.

19 B. Upon determination by ~~the Department~~ Service Oklahoma that
20 any person:

21 1. Used fraudulent information to apply for or obtain a driver
22 license or identification card;

1 2. Committed or aided another person in the commission of any
2 act provided in subparagraph b, c, e, g, or h of paragraph 1 of
3 Section 6-301 of this title; or

4 3. Committed or aided another person in the commission of any
5 act provided in subparagraph a, b, c, d, e, or f of paragraph 2 of
6 Section 6-301 of this title,

7 ~~the Department~~ Service Oklahoma shall revoke the person's driving
8 privilege for a period of sixty (60) days for a first determination.

9 For a second or subsequent determination by ~~the Department~~ Service
10 Oklahoma under paragraph 1, 2 or 3 of this subsection, the person's
11 driving privilege shall be revoked for a period of six (6) months.

12 Such periods shall not be subject to modification. Upon such
13 revocation, the person to whom the license or card was issued shall
14 surrender the license or card to ~~the Department~~ Service Oklahoma.

15 The person may apply for a valid identification card, if the person
16 is otherwise eligible.

17 C. A determination, as provided for in subsection B of this
18 section, shall include:

19 1. A conviction in any court, when the conviction becomes
20 final; or

21 2. The findings of an investigation by the Identity
22 Verification Unit, the Oklahoma Highway Patrol Division, or a
23 designee of ~~the Commissioner of Public Safety~~ Service Oklahoma.

1 D. Any person whose driving privilege is revoked under the
2 provisions of subsection B of this section may be required to obtain
3 a release from the Identity Verification Unit ~~of the Department~~, the
4 Oklahoma Highway Patrol Division, or a designee of ~~the Commissioner~~
5 ~~of Public Safety~~ Service Oklahoma before being considered for
6 reinstatement of driving privileges.

7 E. Any person whose driving privilege is revoked under the
8 provisions of subsection B of this section shall have the right to
9 an appeal as provided in Section 6-211 of this title.

10 SECTION 66. AMENDATORY 47 O.S. 2021, Section 6-202, is
11 amended to read as follows:

12 Section 6-202. A. The privilege of driving a motor vehicle on
13 the highways of this state given to a nonresident hereunder shall be
14 subject to suspension or revocation by ~~the Department~~ Service
15 Oklahoma in like manner and for like cause as any Oklahoma driver's
16 license issued hereunder may be suspended or revoked. Any person
17 who does not possess a valid driver's license in this state or any
18 foreign state may have his or her privilege to operate a motor
19 vehicle in this state suspended or revoked in like manner and for
20 like cause as a driver's license issued hereunder may be suspended
21 or revoked.

22 Persons whose driving privileges have been suspended because of
23 failure to furnish proof of insurance shall be required to furnish
24

1 proof of financial responsibility as required by the provisions of
2 the Financial Responsibility Act.

3 B. ~~The Department of Public Safety~~ Service Oklahoma is further
4 authorized, upon receiving a record of the conviction in this state
5 of a nonresident driver of a motor vehicle of any offense under the
6 motor vehicle laws of this state, to forward a certified copy of
7 such record to the motor vehicle administrator in the state wherein
8 the person so convicted is a resident.

9 SECTION 67. AMENDATORY 47 O.S. 2021, Section 6-203, is
10 amended to read as follows:

11 Section 6-203. ~~The Department~~ Service Oklahoma shall suspend or
12 revoke the license or driving privilege of any resident of this
13 state or the privilege of a nonresident to drive a motor vehicle in
14 this state upon receiving notice of the conviction of such person in
15 another state of offenses therein which, if committed in this state,
16 would be grounds for the suspension or revocation of the
17 individual's driving privilege. An appeal may be had from such
18 order of suspension, as provided in Section 6-211 of this title.

19 SECTION 68. AMENDATORY 47 O.S. 2021, Section 6-204, is
20 amended to read as follows:

21 Section 6-204. A. Whenever any person is convicted of any
22 offense for which this title makes mandatory the revocation of the
23 driving privilege of such person by ~~the Department~~ Service Oklahoma
24 as provided in Section 6-205 of this title, the court in which such

1 conviction occurred may require the surrender to it of all driver
2 licenses then held by the person so convicted and the court shall
3 thereupon forward the same together with a record of such conviction
4 to ~~the Department~~ Service Oklahoma.

5 B. Every court, including courts not of record, having
6 jurisdiction over offenses committed under this act, or any other
7 law of this state or municipal ordinance regulating the operation of
8 motor vehicles on highways, shall forward to ~~the Department~~ Service
9 Oklahoma a record of the conviction of any person in such court for
10 a violation of any such laws other than regulations governing
11 standing or parking, and may recommend the suspension of the driving
12 privileges of the person so convicted.

13 C. For the purposes of Section 6-101 et seq. of this title, the
14 term "conviction" shall mean a final conviction or shall mean a
15 forfeiture of bail or collateral deposited to secure a defendant's
16 appearance in court, which forfeiture has not been vacated.

17 SECTION 69. AMENDATORY 47 O.S. 2021, Section 6-205, is
18 amended to read as follows:

19 Section 6-205. A. ~~The Department of Public Safety~~ Service
20 Oklahoma shall immediately revoke the driving privilege of any
21 person, whether adult or juvenile, upon receiving a record of
22 conviction, in any municipal, state or federal court within the
23 United States of any of the following offenses, when such conviction
24 has become final:

- 1 1. Manslaughter or negligent homicide resulting from the
2 operation of a motor vehicle;
- 3 2. Driving or being in actual physical control of a motor
4 vehicle while under the influence of alcohol, any other intoxicating
5 substance, or the combined influence of alcohol and any other
6 intoxicating substance, any violation of paragraph 1, 2, 3 , 4 or 5
7 of subsection A of Section 11-902 of this title or any violation of
8 Section 11-906.4 of this title. However, ~~the Department~~ Service
9 Oklahoma shall not additionally revoke the driving privileges of the
10 person pursuant to this subsection if the driving privilege of the
11 person has been revoked because of a test result or test refusal
12 pursuant to Section 753 or 754 of this title arising from the same
13 circumstances which resulted in the conviction unless the revocation
14 because of a test result or test refusal is set aside;
- 15 3. Driving a motor vehicle during the commission of a felony;
- 16 4. Failure to stop and render aid as required under the laws of
17 this state in the event of a motor vehicle accident resulting in the
18 death or personal injury of another;
- 19 5. Perjury or the making of a false affidavit or statement
20 under oath to ~~the Department~~ Service Oklahoma under the Uniform
21 Vehicle Code or under any other law relating to the ownership or
22 operation of motor vehicles;
- 23 6. A felony conviction for unlawfully distributing, dispensing,
24 manufacturing, trafficking, attempting or conspiring to distribute,

1 dispense, manufacture, or traffic a controlled dangerous substance
2 as defined in the Uniform Controlled Dangerous Substances Act while
3 driving a motor vehicle;

4 7. A misdemeanor conviction for a violation of Section 1-229.34
5 of Title 63 of the Oklahoma Statutes;

6 8. Failure to obey a traffic control device as provided in
7 Section 11-202 of this title or a stop sign when such failure
8 results in great bodily injury to any other person; or

9 9. Failure to stop or to remain stopped for school bus loading
10 or unloading of children pursuant to Section 11-705 or 11-705.1 of
11 this title.

12 B. The first license revocation under any provision of this
13 section, except for paragraph 2, 3, 6, 7, or 9 of subsection A of
14 this section, shall be for a period of one (1) year. Such period
15 shall not be modified.

16 C. A license revocation under any provision of this section,
17 except for paragraph 2, 3, 6, or 7 of subsection A of this section,
18 shall be for a period of three (3) years if a prior revocation under
19 this section commenced within the preceding five-year period as
20 shown by the records of ~~the Department~~ Service Oklahoma. Such
21 period shall not be modified.

22 D. The period of license revocation under paragraph 2, 3 or 6
23 of subsection A of this section shall be governed by the provisions
24 of Section 6-205.1 of this title.

1 E. The first license revocation under paragraph 7 of subsection
2 A of this section shall be for a period of six (6) months. Such
3 periods shall not be modified.

4 F. The first license revocation under paragraph 9 of subsection
5 A of this section shall be for a period of one (1) year. Such
6 period may be modified. Any appeal of the revocation of driving
7 privilege under paragraph 9 of subsection A of this section shall be
8 governed by Section 6-211 of this title; provided, any modification
9 under this subsection shall apply to Class D motor vehicles only.

10 G. As used in this section, "great bodily injury" means bodily
11 injury which creates a substantial risk of death or which causes
12 serious, permanent disfigurement or protracted loss or impairment of
13 the function of any bodily member or organ.

14 H. Any person whose driving privileges are or have been
15 canceled or denied pursuant to this section, except for paragraph 1,
16 2 or 8 of subsection A of this section, may file a petition for
17 relief based upon error or hardship.

18 1. The petition shall be filed in the district court which
19 notified ~~the Department~~ Service Oklahoma. If the Notification
20 originated in a municipal court, the petition shall be filed in the
21 district court of the county in which the municipal court is
22 located. A copy of the Notification and a copy of ~~the Department's~~
23 Service Oklahoma's action canceling or denying driving privileges
24 pursuant to this section shall be attached to the petition.

1 2. The district court shall conduct a hearing on the petition
2 and may determine the matter de novo, without notice to ~~the~~
3 ~~Department~~ Service Oklahoma and, if applicable, without notice to
4 the municipal court; provided, the district court shall not consider
5 a collateral attack upon the merits of any conviction or
6 determination which has become final.

7 3. The district court may deny the petition or, in its
8 discretion, issue a written Order to ~~the Department~~ Service Oklahoma
9 to decrease the period of cancellation or denial to any period or
10 issue a written Order to vacate ~~the Department's~~ Service Oklahoma's
11 action taken pursuant to this section, in its entirety. The content
12 of the Order shall not grant or purport to grant any driving
13 privileges to the person; however, such Order may direct ~~the~~
14 ~~Department of Public Safety~~ Service Oklahoma to do so if the person
15 is otherwise eligible therefor. The petitioner is responsible for
16 his or her own attorney fees. However, if the petitioner is granted
17 relief for error, then the party that committed the error may be
18 ordered to pay attorney fees and costs. Unless all persons or
19 agencies the court had reason to believe may have had relevant
20 information related to the court record and departmental action have
21 been given notice of the petition, attorney fees and costs shall not
22 be awarded against any party. In no event shall ~~the Department of~~
23 ~~Public Safety~~ Service Oklahoma be liable for attorney fees and costs
24 for suspending, revoking, canceling or denying a driver license

1 based upon reasonable reliance on a notice from a court requiring
2 the revocation, suspension, cancellation or denial of the driver
3 license according to law.

4 SECTION 70. AMENDATORY 47 O.S. 2021, Section 6-205.2, is
5 amended to read as follows:

6 Section 6-205.2. A. As used in this section, "conviction"
7 means:

- 8 1. A nonvacated adjudication of guilt;
- 9 2. A determination that a person has violated or failed to
10 comply with this section in any court or by ~~the Department of Public~~
11 ~~Safety~~ Service Oklahoma following an administrative determination;
- 12 3. A nonvacated forfeiture of bail or collateral deposited to
13 secure a person's appearance in court;
- 14 4. A plea of guilty or nolo contendere accepted by the court;
- 15 5. The payment of any fine or court costs; or
- 16 6. A violation of a condition of release without bail,
17 regardless of whether or not the penalty is rebated, suspended or
18 probated.

19 B. ~~The Department of Public Safety~~ Service Oklahoma shall
20 disqualify any person from operating a Class A, B or C commercial
21 motor vehicle for a period of not less than one (1) year upon
22 receiving a record of conviction of any of the following
23 disqualifying offenses, when the conviction has become final:

1 1. Driving, operating or being in actual physical control of a
2 Class A, B or C commercial motor vehicle while having a blood or
3 breath alcohol concentration, as defined in Section 756 of this
4 title, or as defined by the state in which the arrest occurred, of
5 four-hundredths (0.04) or more;

6 2. Refusing to submit to a test for determination of alcohol
7 concentration, as required by Section 751 of this title, or as
8 required by the state in which the arrest occurred, while operating
9 a Class A, B or C commercial motor vehicle, or if the person is the
10 holder of a commercial driver license, committing the offense while
11 operating any vehicle;

12 3. Driving or being in actual physical control of a Class A, B
13 or C commercial motor vehicle while under the influence of alcohol
14 or any other intoxicating substance or the combined influence of
15 alcohol and any other intoxicating substance, or if the person is
16 the holder of a commercial driver license, committing the offense
17 while operating any vehicle. Provided, ~~the Department~~ Service
18 Oklahoma shall not additionally disqualify, pursuant to this
19 subsection, if the person's driving privilege has been disqualified
20 in this state because of a test result or test refusal pursuant to
21 paragraph 1 or 2 of this subsection as a result of the same
22 violation arising from the same incident;

23 4. Knowingly leaving the scene of a collision which occurs
24 while operating a Class A, B or C commercial motor vehicle, or if

1 the person is the holder of a commercial driver license, committing
2 the offense while operating any vehicle;

3 5. Any felony during the commission of which a Class A, B or C
4 commercial motor vehicle is used, except a felony involving the
5 manufacture, distribution or dispensation of a controlled dangerous
6 substance, or if the person is the holder of a commercial driver
7 license, committing the offense while operating any vehicle;

8 6. Operating a commercial motor vehicle while the commercial
9 driving privilege is revoked, suspended, canceled, denied, or
10 disqualified;

11 7. Manslaughter homicide, or negligent homicide occurring as a
12 direct result of negligent operation of a commercial motor vehicle,
13 or, if the person is the holder of a commercial driver license,
14 committing the offense while operating any vehicle;

15 8. Fraud related to examination for or issuance of a commercial
16 learner permit or a Class A, B or C driver license; or

17 9. Failure to submit to skills or knowledge reexamination, or
18 both, for the purpose of issuance of a commercial learner permit or
19 a Class A, B or C driver license within thirty (30) days of receipt
20 of notification from the Department.

21 C. ~~The Department of Public Safety~~ Service Oklahoma shall
22 disqualify any person from operating a Class A, B or C commercial
23 motor vehicle for a period of not less than three (3) years upon
24 receiving a record of conviction of any of the disqualifying

1 offenses described in subsection B of this section, committed in
2 connection with the operation of a motor vehicle which is required
3 to be placarded for hazardous materials under 49 C.F.R., Part 172,
4 subpart F, when the conviction has become final.

5 D. ~~The Department of Public Safety~~ Service Oklahoma shall
6 disqualify any person from operating a Class A, B or C commercial
7 motor vehicle for life upon receiving a record of conviction in any
8 court of any of the disqualifying offenses described in subsection B
9 of this section after a former conviction of any of the following
10 disqualifying offenses, when the second conviction has become final.

11 ~~The Department of Public Safety~~ Service Oklahoma may promulgate
12 rules establishing conditions under which a disqualification for
13 life pursuant to the provisions of this subsection may be reduced to
14 a period of not less than ten (10) years provided a previous
15 lifetime disqualification has not been reduced.

16 E. ~~The Department of Public Safety~~ Service Oklahoma shall
17 disqualify any person from operating a Class A, B or C commercial
18 motor vehicle for life upon receiving a record of conviction for any
19 felony related to the manufacture, distribution or dispensation of a
20 controlled dangerous substance in the commission of which a Class A,
21 B or C commercial motor vehicle is used, or if the person is the
22 holder of a commercial driver license, committing the offense while
23 operating any vehicle, when the conviction has become final.

1 F. ~~The Department of Public Safety~~ Service Oklahoma shall
2 disqualify any person from operating a Class A, B or C commercial
3 motor vehicle for sixty (60) days upon receiving a record of a
4 second conviction of the person for a serious traffic offense
5 arising out of separate transactions or occurrences within a three-
6 year period, when the convictions have become final. ~~The Department~~
7 ~~of Public Safety~~ Service Oklahoma shall disqualify any person from
8 operating a Class A, B or C commercial motor vehicle for one hundred
9 twenty (120) days upon receiving a record of a third conviction of a
10 person for a serious traffic offense arising out of separate
11 transactions or occurrences within a three-year period, when the
12 convictions have become final; provided, the one-hundred-twenty-day
13 period shall run in addition to and shall not run concurrently with
14 any other period disqualification imposed pursuant to this
15 subsection. As used in this subsection, "serious traffic offense"
16 shall mean any of the following offenses committed while operating a
17 commercial motor vehicle:

- 18 1. Speeding fifteen (15) miles per hour or more over the limit;
- 19 2. Reckless driving;
- 20 3. Any traffic offense committed that results in or in
21 conjunction with a motor vehicle collision resulting in a fatality;
- 22 4. Erratic or unsafe lane changes;
- 23 5. Following too closely;
- 24 6. Failure to obtain a commercial driver license;

1 7. Failure to have in possession of the person a commercial
2 driver license;

3 8. Failure to have:

4 a. the proper class of commercial driver license for the
5 class of vehicle being operated,

6 b. the proper endorsement or endorsements for the type of
7 vehicle being operated, including but not limited to,
8 passengers or type of cargo being transported, or

9 c. both proper class and proper endorsement, as provided
10 in subparagraphs a and b of this paragraph;

11 9. Operating a commercial motor vehicle while using a cellular
12 telephone or electronic communication device to write, send or read
13 a text-based communication; or

14 10. Operating a commercial motor vehicle while using a hand-
15 held mobile telephone.

16 For the purposes of paragraphs 9 and 10 of this subsection,
17 operating a commercial motor vehicle and using an electronic
18 communication device or a hand-held mobile telephone is permissible
19 by the operator when necessary to communicate with law enforcement
20 officials or other emergency services. Further, for the purposes of
21 paragraphs 9 and 10 of this subsection, "operate" means operating on
22 a street or highway, including while temporarily stationary because
23 of traffic, a traffic control device or other momentary delays.
24 Operating does not include when the driver of a commercial motor

1 vehicle has moved the vehicle to the side of or off a street or
2 highway and has halted in a location where the vehicle can safely
3 remain stationary.

4 G. Upon the receipt of a person's record of conviction of
5 violating a lawful out-of-service order, when the conviction becomes
6 final ~~the Department~~ Service Oklahoma shall disqualify the driving
7 privilege of the person as follows:

8 1. For a first conviction for violating an out-of-service
9 order:

10 a. except as provided in subparagraph b of this
11 paragraph, the period of disqualification shall be for
12 one-hundred eighty (180) days, or

13 b. while transporting hazardous materials required to be
14 placarded under the Hazardous Materials Transportation
15 Act, 49 P. app. 180-1813, or while operating a motor
16 vehicle designed for transport of sixteen (16) or more
17 passengers, including the driver, the period of
18 disqualification shall be for one (1) year;

19 2. For a second conviction within ten (10) years for violating
20 an out-of-service order:

21 a. except as provided in subparagraph b of this
22 paragraph, the period of disqualification shall be for
23 two (2) years, or
24

1 b. while transporting hazardous materials required to be
2 placarded under the Hazardous Materials Transportation
3 Act, 49 P. app. 180-1813, or while operating a motor
4 vehicle designed for transport of sixteen (16) or more
5 passengers, including the driver, the period of
6 disqualification shall be for three (3) years; and

7 3. For a third or subsequent conviction within ten (10) years
8 for violating an out-of-service order, the period of
9 disqualification shall be for three (3) years.

10 H. Upon determination by ~~the Department~~ Service Oklahoma that
11 fraudulent information was used to apply for or obtain a Class A, B
12 or C driver license, ~~the Department~~ Service Oklahoma shall
13 disqualify the driving privilege of the applicant or licensee for a
14 period of sixty (60) days.

15 I. Any person who drives a Class A, B or C commercial motor
16 vehicle on any public roads, streets, highways, turnpikes or any
17 other public place of this state at a time when the person has been
18 disqualified or when the privilege to do so is canceled, denied,
19 suspended or revoked shall be guilty of a misdemeanor and upon
20 conviction shall be punished by a fine of not less than One Hundred
21 Dollars (\$100.00) and not more than Five Hundred Dollars (\$500.00),
22 or by imprisonment for not more than one (1) year, or by both such
23 fine and imprisonment. Each act of driving as prohibited shall
24 constitute a separate offense.

1 J. Upon the receipt of the record of a conviction of a person
2 of a railroad highway grade crossing offense in a commercial motor
3 vehicle, pursuant to Sections 11-701 or 11-702 of this title or
4 Section 11-1115 of this title, or upon receipt of an equivalent
5 conviction from any state, when the conviction becomes final, ~~the~~
6 ~~Department~~ Service Oklahoma shall disqualify the driving privileges
7 of the person convicted as follows:

8 1. The first conviction shall result in disqualification for
9 sixty (60) days;

10 2. The second conviction within three (3) years shall result in
11 disqualification for one hundred twenty (120) days; and

12 3. The third or subsequent conviction within three (3) years
13 shall result in disqualification for one (1) year.

14 K. ~~The Department~~ Service Oklahoma, upon receipt of a written
15 notice of immediate disqualification issued by the Federal Motor
16 Carrier Safety Administration under 49 CFR 383.52, shall immediately
17 disqualify the person's commercial driving privilege for the period
18 of time specified on the written notice.

19 L. The periods of disqualification as defined by this section
20 shall not be modified. A person may not be granted driving
21 privileges to operate a Class A, B or C commercial vehicle until the
22 disqualification is reinstated.

23 M. When any record of conviction, as specified in this section,
24 is received by the Department and pertains to a nonresident operator

1 of a Class A, B or C commercial motor vehicle, or if the nonresident
2 operator is the holder of a commercial driver license, a record of
3 the conviction pertaining to the nonresident operator of any
4 vehicle, ~~the Department~~ Service Oklahoma shall not disqualify the
5 person and shall report the conviction to the licensing jurisdiction
6 in which the license of the nonresident to operate the commercial
7 vehicle was issued.

8 N. Any person who is disqualified from driving under the
9 provisions of this section shall have the right of appeal, as
10 provided in Section 6-211 of this title.

11 SECTION 71. AMENDATORY 47 O.S. 2021, Section 6-206, is
12 amended to read as follows:

13 Section 6-206. A. Whenever any person is convicted or pleads
14 guilty in any court having jurisdiction over offenses committed
15 under Section 1-101 et seq. of this title, or any other act or
16 municipal ordinance or act or ordinance of another state regulating
17 the operation of motor vehicles on highways, such court shall make
18 immediate report to ~~the Department of Public Safety~~ Service Oklahoma
19 setting forth the name of the offender, the number of the driver
20 license and the penalty imposed. Said report shall be submitted by
21 the judge or the clerk of the court upon forms furnished or approved
22 by ~~the Department~~ Service Oklahoma.

23 B. ~~The Department~~ Service Oklahoma, upon receipt of said report
24 or upon receipt of a report of a conviction in another state

1 relating to the operation of a motor vehicle, may in its discretion
2 suspend the driving privilege of such person for such period of time
3 as in its judgment is justified , subject to the limitations
4 provided in this title or any other act or municipal ordinance
5 regulating the operation of motor vehicles on highways. Any action
6 taken by ~~the Department~~ Service Oklahoma shall be in addition to the
7 penalty imposed by the court subject to the limitations outlined by
8 statute.

9 C. ~~The Department~~ Service Oklahoma, upon receipt of a report of
10 a conviction in another state relating to the operation of a motor
11 vehicle, may in its discretion suspend the driving privilege of such
12 person. Any action taken by ~~the Department~~ Service Oklahoma shall
13 not exceed the penalty imposed by a court or ~~the Department~~ Service
14 Oklahoma in the State of Oklahoma for a violation substantially
15 similar to the conviction in the other jurisdiction which did not
16 result in a revocation of Oklahoma driving privileges.

17 D. Following receipt of a notice of any nonpayment of fine and
18 costs for a moving traffic violation with a recommendation of
19 suspension of driving privileges of a defendant from any court
20 within this state, as provided for in Section 983 of Title 22 of the
21 Oklahoma Statutes, ~~the Department~~ Service Oklahoma shall suspend the
22 driving privilege of the named person no earlier than one hundred
23 eighty (180) days after giving notice as provided in Section 2-116
24 of this title. A person whose license is subject to suspension

1 pursuant to this section may avoid the effective date of the
2 suspension or, if suspended, shall be eligible for reinstatement, if
3 otherwise eligible, upon:

4 1. Making application to ~~the Department of Public Safety~~
5 Service Oklahoma;

6 2. Showing proof of payment of the total amount of the fine and
7 cost or a release from the court or court clerk; and

8 3. Submitting the processing and reinstatement fees, as
9 provided for in Section 6-212 of this title.

10 Provided, however, in cases of hardship, as determined by the
11 court, or proof of enrollment in a federal or state government
12 assistance program, including, but not limited to, Social Security
13 or the Supplemental Nutrition Assistance Program, the person shall
14 be placed on a payment plan by the court, and the court shall send a
15 release to ~~the Department~~ Service Oklahoma for reinstatement
16 purposes. The court may submit another suspension request pursuant
17 to this section if the person fails to honor the payment plan and it
18 is found that the person is financially able but willfully refuses
19 or neglects to honor the payment plan. In such case, ~~the Department~~
20 Service Oklahoma shall again suspend the person's driving privilege
21 for nonpayment of fine and costs for the same moving traffic
22 violation. Upon reinstatement after suspension for nonpayment of
23 fine and costs for a moving traffic violation ~~the Department~~ Service
24 Oklahoma may remove such record of suspension from the person's

1 driving record and retain an internal record for audit purposes. A
2 court within this state may order ~~the Department~~ Service Oklahoma to
3 waive any requirement that fines and costs be satisfied by a person
4 prior to that person being eligible for a provisional license
5 provided under Section 6-212 of this title.

6 E. Upon the receipt of a record of conviction for eluding or
7 attempting to elude a peace officer, ~~the Department of Public Safety~~
8 Service Oklahoma shall suspend the driving privilege of the person:

9 1. For the first conviction as indicated on the driving record
10 of the person, for a period of six (6) months;

11 2. For the second conviction as indicated on the driving record
12 of the person, for a period of one (1) year. Such period shall not
13 be modified; and

14 3. For the third or subsequent conviction as indicated on the
15 driving record of the person, for a period of three (3) years. Such
16 period shall not be modified.

17 F. Any person whose driving privilege is so suspended under the
18 provisions of this section shall have the right of appeal, as
19 provided in Section 6-211 of this title.

20 SECTION 72. AMENDATORY 47 O.S. 2021, Section 6-207, is
21 amended to read as follows:

22 Section 6-207. Whenever ~~the Department of Public Safety~~ Service
23 Oklahoma is furnished with information or, from the records on file
24 in ~~the Department~~ Service Oklahoma, it is established that the

1 holder of a driver's license is afflicted with a physical disease
2 with a history of seizures, or mental disease, or momentary lapses
3 of consciousness or any other ailment which may result in temporary
4 loss of control or partial control of a motor vehicle, ~~the~~
5 ~~Department~~ Service Oklahoma may, in its discretion, execute an order
6 of cancellation of any driver's license issued to such individual,
7 or, should such information be available at the time of application
8 for a driver's license, ~~the Department~~ Service Oklahoma may execute
9 an order denying the issuance of said license to any such individual
10 and shall cause any such license that may have been issued to be
11 picked up or to be delivered to ~~the Department of Public Safety~~
12 Service Oklahoma as specified for other such orders. Every
13 physician or surgeon, including doctors of medicine and osteopathy,
14 examining, attending or treating an individual for any illness or
15 injury that would impair the ability of the individual in any manner
16 as to affect the performance of the person to operate a motor
17 vehicle, may make a written report of the diagnosis to ~~the State~~
18 ~~Department of Public Safety~~ Service Oklahoma. ~~The Department~~
19 Service Oklahoma may, in its discretion, suspend or cancel the
20 license of such person for such period of time as in its judgment is
21 justified.

22 In addition thereto, any person or physician or any medical
23 personnel participating in good faith and without negligence or
24 malicious intent in making of a report pursuant to this act shall

1 have the immunity from civil liability that might otherwise be
2 incurred or imposed. Any such participant shall have the same
3 immunity with respect to participation in any judicial proceeding
4 resulting from such report.

5 Provided further that, in any proceeding resulting from a report
6 made pursuant to this act or in any proceeding where such a report
7 or any contents thereof are sought to be introduced in evidence,
8 such report or contents or any other fact or facts related thereto,
9 or the condition of the individual who is the subject of the report
10 shall only be admitted in evidence in actions regarding the
11 revocation, suspension, cancellation or denial of the subject's
12 driver's license and shall not be considered to be a public record
13 provided that the report shall not be excluded on the ground that
14 the matter is or may be the subject of a physician-patient privilege
15 or similar privilege or rule against disclosure.

16 Any person whose license has been canceled or denied under the
17 provisions of this section shall have the right of appeal from said
18 order, as provided under Section 6-211 of this title.

19 SECTION 73. AMENDATORY 47 O.S. 2021, Section 6-208, is
20 amended to read as follows:

21 Section 6-208. ~~The Department of Public Safety~~ Service Oklahoma
22 shall not suspend a driver's license or privilege to drive a motor
23 vehicle on the public roads, streets, highways, turnpikes or other
24

1 public place for a period of more than one (1) year, except as
2 otherwise provided by law.

3 SECTION 74. AMENDATORY 47 O.S. 2021, Section 6-211, is
4 amended to read as follows:

5 Section 6-211. A. Any person denied driving privileges, or
6 whose driving privilege has been canceled, denied, suspended or
7 revoked by ~~the Department~~ Service Oklahoma, except where such
8 cancellation, denial, suspension or revocation is mandatory, under
9 the provisions of Section 6-205 of this title, or disqualified by
10 ~~the Department~~ Service Oklahoma, under the provisions of Section 6-
11 205.2 or 761 of this title, shall have the right of appeal to the
12 district court as hereinafter provided. Proceedings before the
13 district court shall be exempt from the provisions of the Oklahoma
14 Pleading and Discovery codes, except that the appeal shall be by
15 petition, without responsive pleadings. The district court is
16 hereby vested with original jurisdiction to hear the petition.

17 B. A person whose driving privilege is denied, canceled,
18 revoked or suspended due to inability to meet standards prescribed
19 by law, or due to an out-of-state conviction or violation, or due to
20 an excessive point accumulation on the traffic record, or for an
21 unlawful license issued, may appeal in the county in which the
22 person resides.

23 C. Any person whose driving privilege is canceled, denied,
24 suspended or revoked may appeal to the district court in the county

1 in which the offense was committed upon which ~~the Department~~ Service
2 Oklahoma based its order.

3 D. A person whose driving privilege is subject to revocation
4 pursuant to Section 753 or 754 of this title may appeal to the
5 district court in the county in which the arrest occurred relating
6 to the test refusal or test result, as shown by the records of the
7 Department.

8 E. The petition shall be filed within thirty (30) days after
9 the notice of revocation, pursuant to Section 753 or 754 of this
10 title, has been served upon the person. It shall be the duty of the
11 district court to enter an order setting the matter for hearing not
12 less than fifteen (15) days and not more than thirty (30) days from
13 the date the petition is filed. A certified copy of petition and
14 order for hearing shall be served forthwith by the clerk of the
15 court upon ~~the Commissioner of Public Safety~~ Service Oklahoma by
16 certified mail at ~~the Department of Public Safety~~ Service Oklahoma,
17 Oklahoma City, Oklahoma.

18 F. Upon a hearing relating to a revocation or disqualification
19 pursuant to a conviction for an offense enumerated in Section 6-205,
20 6-205.2 or 761 of this title, the court shall not consider the
21 propriety or merits of the revocation or disqualification action,
22 except to correct the identity of the person convicted as shown by
23 records of ~~the Department~~ Service Oklahoma.

1 G. A petition for modification may be included with the appeal
2 or separately filed at any time, and the district court may, in its
3 discretion, modify the revocation as provided for in Section 755 of
4 this title; provided, any modification under this subsection shall
5 apply to Class D driver licenses only.

6 H. The court shall take testimony and examine the facts and
7 circumstances, including all of the records on file in the office of
8 ~~the Department of Public Safety~~ Service Oklahoma relative to the
9 offense committed and the driving record of the person, and
10 determine from the facts, circumstances, and records whether or not
11 the petitioner is entitled to driving privileges or shall be subject
12 to the order of denial, cancellation, suspension or revocation
13 issued by ~~the Department~~ Service Oklahoma. In case the court finds
14 that the order was not justified, the court may sustain the appeal,
15 vacate the order of ~~the Department~~ Service Oklahoma and direct that
16 driving privileges be restored to the petitioner, if otherwise
17 eligible.

18 I. The testimony of any hearing pursuant to this section shall
19 be taken by the court stenographer and preserved for the purpose of
20 appeal and, in case ~~the Department~~ Service Oklahoma files notice of
21 appeal from the order of the court as provided herein, the court
22 shall order and direct the court clerk to prepare and furnish a
23 complete transcript of all pleadings and proceedings, together with
24

1 a complete transcript taken at the hearing at no cost to ~~the~~
2 ~~Department~~ Service Oklahoma, except the cost of transcribing.

3 J. An appeal may be taken by the person or by ~~the Department~~
4 Service Oklahoma from the order or judgment of the district court to
5 the Supreme Court of the State of Oklahoma as otherwise provided by
6 law.

7 SECTION 75. AMENDATORY 47 O.S. 2021, Section 6-212, is
8 amended to read as follows:

9 Section 6-212. A. ~~The Department of Public Safety~~ Service
10 Oklahoma shall not assess and collect multiple reinstatement fees
11 when reinstating the driving privilege of any person having more
12 than one suspension or revocation affecting the person's driving
13 privilege at the time of reinstatement.

14 B. ~~The Department~~ Service Oklahoma shall:

15 1. Suspend or revoke a person's driving privilege as delineated
16 within the Oklahoma Statutes; and

17 2. Require any person having more than one suspension or
18 revocation affecting the person's driving privilege to meet the
19 statutory requirements for each action as a condition precedent to
20 the reinstatement of any driving privilege. Provided, however,
21 reinstatement fees shall not be cumulative, and a single
22 reinstatement fee, as provided for in subsection C of this section,
23 shall be paid for all suspensions or revocations as shown by ~~the~~
24 ~~Department's~~ Service Oklahoma records at the time of reinstatement.

1 C. Whenever a person's privilege to operate a motor vehicle is
2 suspended or revoked pursuant to any provision as authorized by the
3 Oklahoma Statutes, the license or privilege to operate a motor
4 vehicle shall remain under suspension or revocation and shall not be
5 reinstated until:

6 1. The expiration of each such revocation or suspension order;

7 2. The person has paid to ~~the Department~~ Service Oklahoma:

8 a. if such privilege is suspended or revoked pursuant to
9 Section 1115.5 of Title 22 of the Oklahoma Statutes or
10 pursuant to any provisions of this title, except as
11 provided in subparagraph b of this paragraph, a
12 processing fee of Twenty-five Dollars (\$25.00) for
13 each such suspension or revocation as shown by ~~the~~
14 ~~Department's~~ Service Oklahoma records, or

15 b. (1) if such privilege is suspended or revoked
16 pursuant to the provisions of Section 6-205, 6-
17 205.1, 7-612, 753, 754 or 761 of this title or
18 pursuant to subsection A of Section 7-605 of this
19 title for a conviction for failure to maintain
20 the mandatory motor vehicle insurance required by
21 law or pursuant to subsection B of Section 6-206
22 of this title for a suspension other than for
23 points accumulation, a processing fee of Seventy-
24 five Dollars (\$75.00) for each such suspension or

1 revocation as shown by ~~the Department's~~ Service
2 Oklahoma records, and a special assessment
3 trauma-care fee of Two Hundred Dollars (\$200.00)
4 to be deposited into the Trauma Care Assistance
5 Revolving Fund created in Section 1-2530.9 of
6 Title 63 of the Oklahoma Statutes, for each
7 suspension or revocation as shown by the records
8 of ~~the Department~~ Service Oklahoma, and

9 (2) in addition to any other fees required by this
10 section, if such privilege is suspended or
11 revoked pursuant to an arrest on or after
12 November 1, 2008, under the provisions of
13 paragraph 2 or 6 of subsection A of Section 6-205
14 of this title or of Section 753, 754 or 761 of
15 this title, a fee of Fifteen Dollars (\$15.00),
16 which shall be apportioned pursuant to the
17 provisions of Section 3-460 of Title 43A of the
18 Oklahoma Statutes; and

19 3. The person has paid to ~~the Department~~ Service Oklahoma a
20 single reinstatement fee of, beginning on July 1, 2013, and any year
21 thereafter, Twenty-five Dollars (\$25.00).

22 D. ~~The Department of Public Safety~~ Service Oklahoma is hereby
23 authorized to enter into agreements with persons whose license to
24 operate a motor vehicle or commercial motor vehicle has been

1 suspended or revoked, for issuance of a provisional license subject
2 to any restrictions imposed by law or a court order. The
3 provisional license would allow such persons to drive from 6:00 a.m.
4 to 11:59 p.m. Driving privileges for a provisional license are
5 limited from 12:00 a.m. to 5:59 a.m. to driving:

6 1. Between their place of residence and their place of
7 employment or potential employment;

8 2. During the scope and course of their employment;

9 3. Between their place of residence and a college, university
10 or technology center;

11 4. Between their place of residence and their child's school or
12 day care provider;

13 5. Between their place of residence and a place of worship; or

14 6. Between their place of residence and any court-ordered
15 treatment program,

16 with the condition that such persons pay a minimum total of Five
17 Dollars (\$5.00) per month toward the satisfaction of outstanding

18 fees, including, but not limited to, provisional license fees,

19 warrant fees, court costs or fees, driver license or commercial

20 driver license reinstatement fees. ~~The Department~~ Service Oklahoma

21 may suspend or revoke a provisional license pursuant to this section

22 if the person fails to honor the payment plan. The person may re-

23 enroll in the provisional driver license program.
24

1 E. Any violation of law by the person holding the provisional
2 license that would result in the suspension or revocation of a
3 driver license, except for the failure to pay fines, fees or other
4 financial obligations if the person is participating in a payment
5 plan, shall result in the revocation of the provisional license .

6 F. Eligibility for a provisional license shall not take into
7 consideration any outstanding fines and fees owed, including, but
8 not limited to, warrant fees, court costs or fees, driver license or
9 commercial driver license reinstatement fees.

10 G. A person with a suspended driver license shall not have to
11 take a driver license test to be eligible for a provisional license;
12 provided, the suspended license has not expired.

13 H. ~~The Department~~ Service Oklahoma shall develop rules and
14 procedures necessary to implement the provisions of this section
15 except as otherwise provided by this title.

16 I. Effective July 1, 2002, and for each fiscal year thereafter:

17 1. Two Hundred Fifty Thousand Dollars (\$250,000.00) of all
18 monies collected each month pursuant to this section shall be
19 apportioned as provided in Section 1104 of this title, except as
20 otherwise provided in this section; and

21 2. Except as otherwise provided in this section, all other
22 monies collected in excess of Two Hundred Fifty Thousand Dollars
23 (\$250,000.00) each month shall be deposited in the General Revenue
24 Fund.

1 SECTION 76. AMENDATORY 47 O.S. 2021, Section 6-212.2, is
2 amended to read as follows:

3 Section 6-212.2. A. Whenever the records of ~~the Department of~~
4 ~~Public Safety~~ Service Oklahoma reflect a conviction of a person
5 pursuant to Section 11-902 of this title or an alcohol- or drug-
6 related revocation or suspension of the driving privileges of that
7 person pursuant to the provisions of paragraph 2 or 6 of subsection
8 A of Section 6-205 or to Section 6-205.1, 6-206, 753, 754 or 761 of
9 this title, the person shall participate in an alcohol and drug
10 assessment and evaluation by an assessment agency or assessment
11 personnel certified by the Department of Mental Health and Substance
12 Abuse Services for the purpose of evaluating the person's
13 receptivity to treatment and prognosis. As determined by the
14 assessment, the person shall enroll in, attend and successfully
15 complete the appropriate alcohol and drug substance abuse course
16 certified by the Department of Mental Health and Substance Abuse
17 Services or an alcohol or other drug treatment program or both. The
18 alcohol and drug substance abuse course shall consist of either ten
19 (10) hours or twenty-four (24) hours of instruction and shall
20 conform with the provisions of Section 3-453 of Title 43A of the
21 Oklahoma Statutes. No citizen shall be compelled to travel more
22 than seventy (70) miles from the citizen's place of residence to
23 attend a course or evaluation program required herein. For purposes
24 of this subsection, the requirement for alcohol and drug substance

1 abuse evaluation shall be considered satisfied if the person is
2 evaluated by an assessment agency or assessment personnel certified
3 for that purpose, all recommendations identified by the evaluation
4 are satisfied by the person, and a report of such evaluation and
5 completion is presented to the court prior to sentencing and to the
6 ~~Department~~ Service Oklahoma.

7 B. If the assessment agency or assessment personnel in
8 subsection A of this section determine that the person would likely
9 benefit from a United-States-Food-and-Drug-Administration-approved
10 medication-assisted treatment that is indicated for alcohol
11 dependence or opioid dependence, the assessment agency or assessment
12 personnel shall refer the defendant to a licensed physician for
13 further evaluation. Only a licensed physician may recommend that a
14 defendant take medication-assisted treatment, and the defendant
15 shall maintain the right to refuse the medication.

16 C. The requirements of subsection A of this section shall be a
17 condition for reinstatement of driving privileges, in addition to
18 other conditions for driving privilege reinstatement provided by
19 law.

20 SECTION 77. AMENDATORY 47 O.S. 2021, Section 6-212.4, is
21 amended to read as follows:

22 Section 6-212.4. All revocation, suspension, cancellation
23 and/or denial periods of time of driving privileges as provided in
24 this chapter shall be considered served upon successful graduation

1 from an Oklahoma Drug Court Program created and administered
2 pursuant to the Oklahoma Drug Court Act and the Oklahoma Department
3 of Mental Health and Substance Abuse Services, unless evidence of
4 drug and/or alcohol use occurring post-graduation is acquired by ~~the~~
5 ~~Department of Public Safety~~ Service Oklahoma. This waiver of time
6 applies only to Class D driving privileges. Notwithstanding the
7 foregoing, this section does not require ~~the Department of Public~~
8 ~~Safety~~ Service Oklahoma to grant driving privileges to an individual
9 not otherwise eligible. Electronic notification of graduation from
10 an Oklahoma Drug Court Program shall be provided to ~~the Department~~
11 ~~of Public Safety~~ Service Oklahoma by the court clerk in the county
12 where said program is situated. Such electronic notification shall
13 be consistent with the provisions of Section 18-101 of Title 47 of
14 the Oklahoma Statutes or by any other method approved by ~~the~~
15 ~~Department of Public Safety~~ Service Oklahoma.

16 SECTION 78. AMENDATORY 47 O.S. 2021, Section 6-301, is
17 amended to read as follows:

18 Section 6-301. It shall be unlawful for any person to commit
19 any of the acts specified in paragraph 1 or 2 of this section in
20 relation to an Oklahoma driver license or identification card
21 authorized to be issued by ~~the Department of Public Safety~~ Service
22 Oklahoma pursuant to the provisions of Sections 6-101 through 6-309
23 of this title or any driver license or other evidence of driving
24

1 privilege or identification card authorized to be issued by the
2 state of origin.

3 1. It is a misdemeanor for any licensee:

4 a. to display or cause or permit to be displayed one's
5 own license after such license has been suspended,
6 revoked or canceled or to possess one's own license
7 after having received notice of its suspension,
8 revocation, or cancellation,

9 b. to lend one's own license or identification card to
10 any other person or knowingly permit the use thereof
11 by another,

12 c. to display or cause or permit to be displayed or to
13 possess a license or identification card issued to
14 oneself which bears altered information concerning the
15 date of birth, expiration date, sex, height, eye
16 color, weight or license or card number,

17 d. to fail or refuse to surrender to ~~the Department~~
18 Service Oklahoma upon its lawful demand any license or
19 identification card which has been suspended, revoked
20 or canceled,

21 e. to permit any unlawful use of a license or
22 identification card issued to oneself,
23
24

- f. to do any act forbidden or fail to perform any act required by this chapter, excepting those acts as provided in paragraph 2 of this section,
- g. to display or represent as one's own, any license or identification card not issued to such person, unless under conditions provided in subparagraph e of paragraph 2 of this section, or
- h. to add to, delete from, alter, or deface the required information on a driver license or identification card.

2. It is a felony for any person:

- a. to create, publish or otherwise manufacture an Oklahoma or other state license or identification card or facsimile thereof, or to create, manufacture or possess an engraved plate or other such device, card, laminate, digital image or file, or software for the printing of an Oklahoma or other state license or identification card or facsimile thereof, except as authorized pursuant to this title,
- b. to display or cause or permit to be displayed or to knowingly possess any state counterfeit or fictitious license or identification card,

- c. to display or cause to be displayed or to knowingly possess any state license or identification card bearing a fictitious or forged name or signature,
- d. to display or cause to be displayed or to knowingly possess any state license or identification card bearing the photograph of any person, other than the person named thereon as licensee,
- e. to display or represent as one's own, any license or identification card not issued to him, for the purpose of committing a fraud in any commercial transaction or to mislead a peace officer in the performance of his duties, or
- f. to use a false or fictitious name in any application for a license or identification card or to knowingly make a false statement or to knowingly conceal a material fact or otherwise commit a fraud in any such application.

3. It is a felony for any employee or person authorized to issue or approve the issuance of licenses or identification cards under this title to knowingly issue or attempt to issue a license or identification card or to knowingly give approval for, cause, or attempt to cause a license or identification card to be issued:

- a. to a person not entitled thereto,
- b. bearing erroneous information thereon, or

1 c. bearing the photograph of a person other than the
2 person named thereon.

3 Such conduct shall be grounds for termination of employment of the
4 employee.

5 4. The violation of any of the provisions of paragraph 1 of
6 this section shall constitute a misdemeanor and shall, upon
7 conviction thereof, be punishable by a fine of not less than Twenty-
8 five Dollars (\$25.00), nor more than Two Hundred Dollars (\$200.00);
9 the violation of any of the provisions of paragraph 2 or 3 of this
10 section shall constitute a felony and shall, upon conviction
11 thereof, be punishable by a fine not exceeding Ten Thousand Dollars
12 (\$10,000.00) or a term of imprisonment in the State Penitentiary not
13 to exceed seven (7) years, or by both such fine and imprisonment.

14 5. Notwithstanding any provision of this section, ~~the~~
15 ~~Commissioner of the Department of Public Safety~~ Service Oklahoma
16 may, upon the request of the chief administrator of a law
17 enforcement, military, or intelligence agency, authorize the
18 issuance to and display, and possession by a person of a license
19 which would otherwise be a violation of this section, for the sole
20 purpose of aiding in a criminal investigation or a military or
21 intelligence operation. While acting pursuant to such authorization
22 by ~~the Commissioner~~ Service Oklahoma, such person shall not be
23 prosecuted for a violation under this section. Upon termination of
24 such investigation or operation or upon request of the Commissioner,

1 the chief administrator shall forthwith cause such license to be
2 returned to ~~the Commissioner~~ Service Oklahoma.

3 SECTION 79. AMENDATORY 47 O.S. 2021, Section 6-303, is
4 amended to read as follows:

5 Section 6-303. A. No person shall operate a motor vehicle upon
6 the public roads, streets, highways, turnpikes or other public place
7 of this state without having a valid driver license for the class of
8 vehicle being operated from ~~the Department of Public Safety~~ Service
9 Oklahoma, except as herein specifically exempted.

10 Any violation of the provisions of this subsection shall
11 constitute a misdemeanor and shall be punishable by a fine of not
12 less than Fifty Dollars (\$50.00) nor more than Three Hundred Dollars
13 (\$300.00) plus costs or by imprisonment for not more than thirty
14 (30) days, or by both such fine and imprisonment.

15 Any person charged with violating this section who produces in
16 court, on or before the court date, a renewal or replacement driver
17 license issued to him or her shall be entitled to dismissal of such
18 charge without payment of court costs and fine.

19 B. Any person who drives a motor vehicle on any public roads,
20 streets, highways, turnpikes or other public place of this state at
21 a time when the person's privilege to do so is canceled, denied,
22 suspended or revoked or at a time when the person is disqualified
23 from so doing shall be guilty of a misdemeanor and upon conviction
24 shall be punished by a fine:

1 1. For a first conviction, of not less than One Hundred Dollars
2 (\$100.00) and not more than Five Hundred Dollars (\$500.00);

3 2. For a second conviction, of not less than Two Hundred
4 Dollars (\$200.00) and not more than Seven Hundred Fifty Dollars
5 (\$750.00);

6 3. For a third and subsequent conviction, of not less than
7 Three Hundred Dollars (\$300.00) and not more than One Thousand
8 Dollars (\$1,000.00);

9 or by imprisonment for not more than one (1) year or by both
10 such fine and imprisonment. Each act of driving on the highways as
11 prohibited shall constitute a separate offense.

12 C. Any person who drives a motor vehicle on any public roads,
13 streets, highways, turnpikes or other public roads of this state at
14 a time when the driving privilege of that person is canceled,
15 denied, suspended or revoked, pursuant to paragraph 1 of subsection
16 A of Section 6-205.1 of this title, shall be guilty of a misdemeanor
17 and upon conviction shall be punished by a fine:

18 1. For a first conviction, of not less than Five Hundred
19 Dollars (\$500.00) and not more than One Thousand Dollars
20 (\$1,000.00);

21 2. For a second conviction, of not less than One Thousand
22 Dollars (\$1,000.00) and not more than Two Thousand Dollars
23 (\$2,000.00);
24

1 3. For a third and subsequent conviction, of not less than Two
2 Thousand Dollars (\$2,000.00) and not more than Five Thousand Dollars
3 (\$5,000.00);

4 or by imprisonment for not more than one (1) year or by both
5 such fine and imprisonment. Each act of driving on the highways as
6 prohibited shall constitute a separate offense.

7 D. ~~The Department~~ Service Oklahoma, upon receiving a record of
8 conviction of an offense committed by any person whose license or
9 privilege to operate motor vehicles is under suspension or
10 revocation, shall extend the period of such suspension or revocation
11 for an additional three-month period of time. The additional orders
12 of suspension or revocation shall be dated and become effective the
13 day following the date terminating the prior order of suspension or
14 revocation.

15 E. ~~The Department~~ Service Oklahoma, upon receiving a record of
16 conviction of an offense committed by any person whose license or
17 privilege to operate motor vehicles is under revocation, pursuant to
18 paragraph 1, 2, or 3 of subsection A of Section 6-205.1 of this
19 title, shall extend the period of such revocation for an additional
20 four-month period of time. The additional orders of revocation
21 shall be dated and become effective the day following the date
22 terminating the prior order of revocation.

23 F. ~~The Department~~ Service Oklahoma, upon receiving a record of
24 conviction for a person convicted of an offense specified in Section

1 11-905 of this title, shall extend the period of such suspension,
2 revocation or denial of driving privilege for an additional twelve-
3 month period of time. The additional orders of suspension,
4 revocation or denial of driving privilege shall be dated and become
5 effective the day following the date terminating the prior order of
6 suspension, revocation or denial of driving privilege.

7 G. It shall be a misdemeanor punishable by imprisonment for not
8 less than seven (7) days nor more than six (6) months, or by a fine
9 of not more than Five Hundred Dollars (\$500.00), or by both such
10 fine and imprisonment, for any person to apply for a renewal or a
11 replacement license to operate a motor vehicle while the person's
12 license, permit or other evidence of driving privilege is in the
13 custody of a law enforcement officer or ~~the Department~~ Service
14 Oklahoma. A notice regarding this offense and the penalty therefor
15 shall be included on the same form containing the notice of
16 revocation issued by the officer.

17 H. Any fine collected pursuant to a second or subsequent
18 conviction, as provided in subsections B and C of this section,
19 shall be deposited to the Trauma Care Assistance Revolving Fund
20 created in Section 1-2530.9 of Title 63 of the Oklahoma Statutes.

21 I. Any person who drives a motorcycle or motor-driven cycle, as
22 defined in this title, on public roads, streets, highways, turnpikes
23 or other public place of this state without the proper endorsement
24 on a current state-issued license shall be guilty of a misdemeanor.

Any person charged with violating this section may request a six-month deferral for the purpose of obtaining the following:

1. Proof of successful completion of a Motorcycle Safety Foundation rider course approved by the Department in conjunction with Service Oklahoma; and

2. Proper motorcycle endorsement on the person's valid driver license.

Upon presenting the court with proof of satisfaction of both requirements within the deferral period, the offender shall be entitled to dismissal of the charge, and may be subject to a reduced payment of court costs and fine.

J. Any person who operates a motor vehicle requiring an endorsement or endorsements, as provided by Section 6-110.1 of this title, on public roads, streets, highways, turnpikes or other public places of this state without the proper endorsement on a current state-issued license shall be guilty of a misdemeanor.

SECTION 80. AMENDATORY 47 O.S. 2021, Section 6-308, is amended to read as follows:

Section 6-308. A. It is a misdemeanor for any person to violate any of the provisions of Section 6-101 et seq. of this title unless such violation is by Section 6-101 et seq. of this title or other law of this state declared to be a felony.

B. Unless another penalty is in Section 6-101 et seq. of this title or by laws of this state provided, every person convicted of a

1 misdemeanor for the violation of any provision of Section 6-101 et
2 seq. of this title shall be punished by a fine of not more than Five
3 Hundred Dollars (\$500.00) or by imprisonment for not more than six
4 (6) months, or by both such fine and imprisonment.

5 C. ~~The Department of Public Safety~~ Service Oklahoma may, in
6 addition to the penalty above, suspend for a period not exceeding
7 thirty (30) days the registration certificate of a motor vehicle
8 owned by any person who permits said vehicle to be used in violation
9 of Section 6-304, 6-305 or 6-306 of this title. ~~The Department~~
10 Service Oklahoma may suspend, for a period of not to exceed six (6)
11 months, the registration certificate of any motor vehicle, when the
12 owner permits said vehicle to be operated by an individual whose
13 driving privilege is under denial, cancellation, suspension or
14 revocation.

15 SECTION 81. AMENDATORY 47 O.S. 2021, Section 7-101, is
16 amended to read as follows:

17 Section 7-101. ~~(a)~~ A. The Commissioner of Public Safety shall
18 administer and enforce the provisions of this chapter and may make
19 rules and regulations necessary for its administration.

20 ~~(b)~~ B. The Commissioner shall provide for hearings upon request
21 of persons aggrieved by orders or acts of the Commissioner under the
22 provisions of this act.
23
24

1 ~~(e)~~ C. The Commissioner shall prescribe and provide suitable
2 forms requisite or deemed necessary for the purposes of this
3 chapter.

4 D. The Commissioner shall provide notice of any suspension of
5 driving privileges and any termination of a prior order of
6 suspension of driving privileges, pursuant to this chapter, to
7 Service Oklahoma.

8 SECTION 82. AMENDATORY 47 O.S. 2021, Section 7-213, is
9 amended to read as follows:

10 Section 7-213. A. In case the driver or the owner of a vehicle
11 subject to registration under the laws of this state involved in an
12 accident within this state has no driver license in this state, then
13 the driver shall be denied a driver license until he or she has
14 complied with the requirements of this chapter to the same extent
15 that would be necessary if, at the time of the accident, he or she
16 had held a driver license in this state.

17 B. When a nonresident's driving privilege is suspended pursuant
18 to Section 7-206 of this title, the Department of Public Safety in
19 conjunction with Service Oklahoma shall transmit a copy of the
20 record of the action to the official in charge of the issuance of
21 driver licenses in the state in which the nonresident resides.

22 C. Upon receipt of a copy of a record from another state that
23 the driving privilege of a resident of this state has been suspended
24 or revoked in the other state for failure to deposit security for

1 the payment of judgments arising out of a motor vehicle accident, or
2 for failure to give and maintain proof of financial responsibility,
3 under circumstances which would require ~~the Department~~ Service
4 Oklahoma to suspend the driving privilege of the person had the
5 accident occurred in this state, ~~the Department~~ Service Oklahoma
6 shall suspend the driving privilege of the resident if he or she was
7 the driver determined to be at fault in the accident. The
8 suspension shall continue until the resident furnishes evidence of
9 his or her compliance with the law of the other state relating to
10 the deposit of such security or files proof of financial
11 responsibility.

12 SECTION 83. AMENDATORY 47 O.S. 2021, Section 7-308, is
13 amended to read as follows:

14 Section 7-308. Whenever any person fails within thirty (30)
15 days to satisfy any judgment, then upon the written request of the
16 judgment creditor or his attorney it shall be the duty of the clerk
17 of the court, or of the judge of a court which has no clerk, in
18 which any such judgment is rendered within this state to forward to
19 the ~~Department~~ Service Oklahoma immediately upon such request a
20 certified copy of such judgment.

21 SECTION 84. AMENDATORY 47 O.S. 2021, Section 7-309, is
22 amended to read as follows:

23 Section 7-309. If the defendant named in any certified copy of
24 a judgment reported to ~~the Department of Public Safety~~ Service

1 Oklahoma, as prescribed in Section 7-308 of this title, is a
2 nonresident, then ~~the Department~~ Service Oklahoma shall transmit a
3 certified copy of the judgment to the official in charge of the
4 issuance of driver licenses of the state of which the defendant is a
5 resident.

6 SECTION 85. AMENDATORY 47 O.S. 2021, Section 7-310, is
7 amended to read as follows:

8 Section 7-310. ~~The Department of Public Safety~~ Service
9 Oklahoma, upon receipt of a certified copy of a judgment as
10 prescribed in Section 7-308 of this title and a certificate of facts
11 relative to such judgment, on a form provided by ~~the Department~~
12 Service Oklahoma, shall forthwith suspend the driving privilege of
13 any person against whom the judgment was rendered, except as
14 hereinafter otherwise provided in this chapter.

15 SECTION 86. AMENDATORY 47 O.S. 2021, Section 7-317, is
16 amended to read as follows:

17 Section 7-317. A. A judgment debtor, upon due notice to the
18 judgment creditor, may apply to the court in which the judgment was
19 rendered for the privilege of paying the judgment in installments,
20 and the court, in its discretion and without prejudice to any other
21 legal remedies which the judgment creditor may have, may so order
22 and fix the amounts and times of payment of the installments.

23 B. ~~The Department of Public Safety~~ Service Oklahoma shall not
24 suspend the driving privilege of any person and shall restore the

1 driving privilege of any person, if otherwise eligible, which was
2 suspended following nonpayment of a judgment when the judgment
3 debtor gives proof of financial responsibility and obtains an order
4 permitting the payment of the judgment in installments, and while
5 the payment of any installments is not in default.

6 SECTION 87. AMENDATORY 47 O.S. 2021, Section 7-318, is
7 amended to read as follows:

8 Section 7-318. In the event the judgment debtor fails to pay
9 any installment as specified by an order described in Section 7-317
10 of this title, then, upon notice by the court of the default, ~~the~~
11 ~~Department of Public Safety~~ Service Oklahoma shall forthwith suspend
12 the driving privilege of the person who is the judgment debtor until
13 the judgment is satisfied, as provided in this article.

14 SECTION 88. AMENDATORY 47 O.S. 2021, Section 7-506, is
15 amended to read as follows:

16 Section 7-506. Whenever a person's driving privilege is
17 suspended under this chapter and the filing of proof of financial
18 responsibility is made a prerequisite to reinstatement of the
19 driving privilege or the issuance of a driver license, no driving
20 privilege shall be reinstated or a driver license issued unless the
21 person, in addition to complying with the other provisions of this
22 chapter, pays to ~~the Department of Public Safety~~ Service Oklahoma
23 the fees provided for in Section 6-212 of this title.

1 SECTION 89. AMENDATORY 47 O.S. 2021, Section 7-600.2, is
2 amended to read as follows:

3 Section 7-600.2. A. The Department of Public Safety shall
4 transfer to the Oklahoma Insurance Department by January 1, 2018,
5 the online verification system for motor vehicle liability policies
6 as required by the Compulsory Insurance Law, subject to the
7 following:

8 1. The Oklahoma Tax Commission ~~and~~ the Department of Public
9 Safety, and Service Oklahoma shall cooperate with the Insurance
10 Department in the ongoing improvement and maintenance of the
11 verification system;

12 2. The verification system shall be accessible through the
13 Internet, World Wide Web or a similar proprietary or common carrier
14 electronic system by authorized personnel of the Department of
15 Public Safety, the Tax Commission, Service Oklahoma, the district
16 attorneys, the courts, law enforcement personnel, and any other
17 entities authorized by the Insurance Department;

18 3. The verification system shall provide for direct inquiry and
19 response between the Insurance Department and insurance carriers, or
20 such other method of inquiry and response as agreed to by the
21 Insurance Department and individual insurance carriers, and direct
22 access to insurers' records by personnel authorized by the Insurance
23 Department;

1 4. The verification system shall be available twenty-four (24)
2 hours a day to verify the insurance status of any vehicle registered
3 in this state through the vehicle's identification number, policy
4 number, registered owner's name or other identifying characteristic
5 or marker as prescribed by the Insurance Department in its rules;

6 5. The Insurance Department may contract with a private vendor
7 to assist in establishing and maintaining the verification system;

8 6. The verification system shall include appropriate
9 provisions, consistent with industry standards, to secure its data
10 against unauthorized access and to maintain a record of all
11 information requests;

12 7. Information contained in the verification system shall not
13 be considered a public record;

14 8. Any law enforcement officer, to establish compliance with
15 the Compulsory Insurance Law during a traffic stop or accident
16 investigation, shall access information from the online verification
17 system to verify the current validity of the policy described on a
18 security verification form produced by the operator of each motor
19 vehicle during the traffic stop or accident investigation. If
20 compliance is not confirmed for the policy described on the security
21 verification form produced by the operator and a subsequent
22 investigation conducted by the officer verifies that the operator is
23 not in compliance, the officer may issue a citation to the operator
24 for failure to comply with the Compulsory Insurance Law;

1 9. If the operator fails to produce the security verification
2 form during a traffic stop or accident investigation, the requesting
3 law enforcement officer shall access information from the online
4 verification system through the vehicle's identification number,
5 registered owner's name, license plate number or other identifying
6 characteristic or marker to verify valid and current security and
7 establish compliance with the Compulsory Insurance Law and shall not
8 issue a citation if valid and current security is established. If
9 the operator fails to produce the security verification form and
10 compliance is not confirmed through the online verification system,
11 the officer may issue a citation to the operator for failure to
12 comply with the Compulsory Insurance Law;

13 10. Establishing compliance with the Compulsory Insurance Law
14 through the online verification system shall not be the primary
15 cause for law enforcement to stop a motor vehicle; and

16 11. All information exchanged between the Insurance Department
17 and insurance companies, any database created, and all reports,
18 responses, or other information generated for the purposes of the
19 verification system shall not be subject to the Oklahoma Open
20 Records Act.

21 B. This section shall not apply to a policy issued pursuant to
22 paragraph 3 of subsection A of Section 7-601.1 of this title or
23 paragraph 3 of subsection A of Section 7-602 of this title to insure
24 a commercial motor vehicle or to insure any vehicle under a

1 commercial policy that provides commercial auto coverage as defined
2 in Section 7-600 of this title.

3 C. As a condition for writing motor vehicle liability policies
4 in this state, insurance carriers shall cooperate with the Insurance
5 Department in establishing and maintaining the insurance
6 verification system and shall provide access to motor vehicle
7 insurance policy status information as provided in the rules of the
8 Insurance Department. The Insurance Commissioner may, pursuant to
9 Title 36 of the Oklahoma Statutes, initiate an administrative
10 proceeding against any insurance company found by the Commissioner
11 to not be in compliance with the provisions of this section or any
12 rules promulgated pursuant to this section.

13 SECTION 90. AMENDATORY 47 O.S. 2021, Section 7-602, is
14 amended to read as follows:

15 Section 7-602. A. 1. The owner of a motor vehicle registered
16 in this state shall carry in the vehicle at all times a current
17 owner's security verification form listing the vehicle or an
18 equivalent form which has been issued by the Department of Public
19 Safety, and the operator of the vehicle shall produce the form upon
20 request for inspection by any law enforcement officer or
21 representative of the Department and, in case of an accident, the
22 form shall be shown upon request to any person affected by the
23 accident.

2. a. Every person registering a motor vehicle in this state, except a motor vehicle which is not being used upon the public highways or public streets, or a manufactured home while on a permanent foundation, at the time of registration of the vehicle, shall certify the existence of security with respect to the vehicle by providing to a ~~motor license agent~~ licensed operator or other registering agency necessary information from the current owner's security verification in a manner that allows verification of coverage through the online verification system. The information shall include the name or number issued by the National Association of Insurance Commissioners of the current insurance carrier authorized to do business in this state and the policy number applicable to the vehicle being registered. A ~~motor license agent~~ licensed operator or other registering agency shall require the submission of the form or other verifying information prior to processing an application for registration or renewal.

b. Every ~~motor license agent~~ licensed operator or other registering agency shall use the online verification system to certify the existence of security with respect to the vehicle from an insurance carrier

1 authorized to do business in this state unless the
2 online verification system is not online or the
3 required information is otherwise not available. In
4 such a case, the ~~license agent~~ licensed operator or
5 other registering agency may accept verification as
6 provided in subparagraph a of this paragraph or from a
7 licensed insurance producer or customer service
8 representative to certify the existence of the
9 required insurance prior to processing any application
10 for motor vehicle registration. Every ~~motor license~~
11 ~~agent~~ licensed operator or other registering agent
12 shall allow submission of proof from a licensed
13 insurance producer or customer service representative
14 pursuant to this subparagraph via electronic mail at
15 no additional cost to the person registering the
16 vehicle.

17 3. Fleet vehicles operating under the authority of the
18 Corporation Commission, the Federal Highway Administration, or
19 vehicles registered pursuant to the provisions of Section 1120 of
20 this title, shall certify the existence of security with respect to
21 each vehicle at the time of registration by submitting one of the
22 following:
23
24

- a. a current owner's security verification form verifying the existence of security as required by the Compulsory Insurance Law, or
- b. a permit number verified by the Corporation Commission indicating the existence of a current liability insurance policy. Provided, in the event the Corporation Commission is unable to verify the existence of insurance as provided herein in a prompt and timely fashion, the Corporation Commission may accept a current single state registration form issued by the Corporation Commission or any other regulating entity with which the Corporation Commission has entered into a reciprocal compact or agreement regarding the regulation of motor vehicles engaged in interstate or foreign commerce upon and over the public highways.

4. The following shall not be required to carry an owner's or operator's security verification form or an equivalent form from the Department of Public Safety during operation of the vehicle and shall not be required to surrender a security verification form for vehicle registration purposes:

- a. any vehicle owned or leased by the federal or state government, or any agency or political subdivision thereof,

- b. any vehicle bearing the name, symbol, or logo of a business, corporation or utility on the exterior and which is in compliance with the provisions of the Compulsory Insurance Law according to records of the Corporation Commission which reflect a deposit or fleet policy,
- c. fleet vehicles maintaining current vehicle liability insurance as required by the Corporation Commission or any other regulating entity,
- d. any licensed taxicab, and
- e. any vehicle owned by a licensed used motor vehicle dealer.

5. Any person who knowingly issues or promulgates false or fraudulent information in connection with either an owner's or operator's security verification form or an equivalent form which has been issued by the Department of Public Safety shall be guilty of a misdemeanor and upon conviction shall be subject to a fine not exceeding Five Hundred Dollars (\$500.00), or imprisonment for not more than six (6) months, or by both such fine and imprisonment.

B. Each ~~motor license agent~~ licensed operator is authorized to charge a fee of One Dollar and fifty cents (\$1.50) to each person to whom the agent issues a certificate of registration and who is required to surrender proof of financial responsibility, or for whom the ~~motor license agent~~ licensed operator certifies the existence of

1 financial responsibility through an authorized online certification
2 system, pursuant to the provisions of the Compulsory Insurance Law.
3 The fee may be retained by the ~~agent~~ licensed operator as
4 compensation for services in processing the proof of financial
5 responsibility and for processing the driver license information,
6 insurance verification information, and other additional information
7 furnished to the ~~agent~~ licensed operator pursuant to Section 1112 of
8 this title, if such agent does not receive the maximum compensation
9 as authorized by law.

10 SECTION 91. AMENDATORY 47 O.S. 2021, Section 8-101, is
11 amended to read as follows:

12 Section 8-101. ~~(a)~~ A. It shall be unlawful for the owner of
13 any motor vehicle engaged in the business of renting motor vehicles
14 without drivers to rent a motor vehicle without a driver otherwise
15 than as a part of a bona fide transaction involving the sale of such
16 motor vehicle, unless he has previously notified the Department of
17 the intention to so rent such vehicle and has given proof of
18 financial responsibility, and ~~the Tax Commission~~ Service Oklahoma
19 shall not register any such vehicle unless and until the owner gives
20 proof of financial responsibility either as provided in this section
21 or, in the alternative, as provided in Section 8-102 of this title.
22 ~~The Department~~ Service Oklahoma shall cancel the registration of any
23 motor vehicle rented without a driver whenever ~~the Department~~

1 Service Oklahoma ascertains that the owner has failed or is unable
2 to give and maintain such proof of financial responsibility.

3 ~~(b)~~ B. Such owner shall submit to the Commissioner evidence
4 that there has been issued to him by an insurance carrier authorized
5 to do business in this state a public liability insurance policy or
6 policies covering each such motor vehicle so rented in the amounts
7 as hereinafter stated and insuring every person operating such
8 vehicle under a rental agreement or operating the vehicle with the
9 express or implied permission of the owner against loss from the
10 liability imposed by law upon such person arising out of the
11 operation of said vehicle in the amount of Twenty-five Thousand
12 Dollars (\$25,000.00) for bodily injury to or death of one person
13 and, subject to said limit as respects bodily injury to or death of
14 any one person, the amount of Fifty Thousand Dollars (\$50,000.00) on
15 account of bodily injury to or death of more than one person in any
16 one accident and Twenty-five Thousand Dollars (\$25,000.00) for
17 damage to property of others in any one accident. Provided, that
18 the Commissioner is authorized to accept, in lieu of such public
19 liability insurance policy covering specific vehicles, proof by
20 evidence satisfactory to the Commissioner of a valid and binding
21 lease contract between the owner and a renter wherein it is agreed
22 between such owner and the lessee-renter that such lessee-renter
23 accepts responsibility for loss from any liability imposed by law
24 upon any person arising out of the operation, either by express or

1 implied permission of the lessee-renter, of any vehicle covered by
2 such lease in amounts not less than the minimum amounts before set
3 out in this subsection, together with satisfactory evidence of
4 issuance to such lessee-renter, by an insurance carrier authorized
5 to do business in this state, proper public liability insurance
6 policies in amounts of not less than the minimum amounts before set
7 out in this subsection or sufficient showing of financial
8 responsibility of such lessee-renter as is required of owners by the
9 provisions of Section 8-102 of this title.

10 ~~(c)~~ C. The owner shall maintain such policy or policies in full
11 force and effect during all times that he is engaged in the business
12 of renting any motor vehicle without a driver unless said owner
13 shall have given proof of financial responsibility as provided in
14 Section 8-102 of this title.

15 ~~(d)~~ D. Said policy or policies need not cover any liability
16 incurred by the renter of any vehicle to any passenger in such
17 vehicle.

18 ~~(e)~~ E. When any suit or action is brought against the owner of
19 a for-rent motor vehicle upon a liability under this title, it shall
20 be the duty of the judge of the court before whom the case is
21 pending to cause a preliminary hearing to be had, in the absence of
22 the jury, for the purpose of determining whether the owner has
23 obtained and there is in full force and effect, a policy or policies
24 of insurance covering the person operating the vehicle under a

1 rental agreement, in the limits above mentioned. When it appears
2 that the owner has obtained such policy or policies and that the
3 same are in full force and effect, the judge or magistrate before
4 whom such action is pending shall dismiss the action as to the owner
5 of the motor vehicle.

6 ~~(f)~~ F. Whenever the owner of a motor vehicle rents such vehicle
7 without a driver to another, it shall be unlawful for the latter to
8 permit any other person to operate such vehicle without the
9 permission of the owner.

10 ~~(g)~~ G. Any person who violates any of the provisions of this
11 section shall be guilty of a misdemeanor, and upon conviction
12 thereof, shall be punished by a fine of not more than Five Hundred
13 Dollars (\$500.00) or by imprisonment in the county jail for not more
14 than six (6) months, or by both such fine and imprisonment.

15 SECTION 92. AMENDATORY 47 O.S. 2021, Section 8-102, is
16 amended to read as follows:

17 Section 8-102. ~~(a)~~ A. In the event the owner of a for-rent
18 motor vehicle has not given proof of financial responsibility as
19 provided in Section 8-101 of this title, then ~~the Tax Commission~~
20 Service Oklahoma shall not register any motor vehicle owned by such
21 person and rented, or intended to be rented, to another unless such
22 owner shall demonstrate, to the satisfaction of the Commissioner,
23 his financial ability to respond in damages as follows:

1 1. If he applies for registration of one motor vehicle, in the
2 sum of at least Twenty Thousand Dollars (\$20,000.00) for any one
3 person injured or killed and in the sum of Forty Thousand Dollars
4 (\$40,000.00) for any number more than one injured or killed in any
5 one accident.

6 2. If he applies for the registration of more than one motor
7 vehicle, then in the foregoing sums for one motor vehicle, and
8 Twenty Thousand Dollars (\$20,000.00) additional for each motor
9 vehicle in excess of one, but it shall be sufficient for the owner
10 to demonstrate ability to respond in damages in the sum of Two
11 Hundred Thousand Dollars (\$200,000.00) for any number of motor
12 vehicles.

13 ~~(b)~~ B. ~~The Department~~ Service Oklahoma shall cancel the
14 registration of any motor vehicle rented without a driver whenever
15 ~~the Department~~ Service Oklahoma ascertains that the owner has failed
16 or is unable to comply with the requirements of this section.

17 ~~(c)~~ C. Any owner of a for-rent motor vehicle who has given
18 proof of financial responsibility under this section or who in
19 violation of this act, has failed to give proof of financial
20 responsibility shall be jointly and severally liable with any person
21 operating such vehicle for any damages caused by the negligence of
22 any person operating the vehicle by or with the permission of the
23 owner, except that the foregoing provision shall not confer any
24

1 right of action upon any passenger in any such rented vehicle as
2 against the owner.

3 ~~(d)~~ D. Nothing in this section shall be construed to prevent an
4 owner from making defense in any such action upon the ground of
5 comparative or contributory negligence to the extent to which such
6 defense is allowed in other cases.

7 SECTION 93. AMENDATORY 47 O.S. 2021, Section 8-103, is
8 amended to read as follows:

9 Section 8-103. A. No person shall rent a motor vehicle to any
10 other person unless the person to whom the vehicle is to be rented
11 is duly licensed to operate a motor vehicle as required under this
12 act or, in the case of a nonresident, then duly licensed under the
13 laws of the state or country of his or her residence.

14 B. No person shall rent a motor vehicle to another until he or
15 she has inspected the driver license of the person to whom the
16 vehicle is to be rented and compared and verified the signature
17 thereon with the signature of such person written in his or her
18 presence.

19 C. Every person renting a motor vehicle to another shall keep a
20 record of the registration number of the motor vehicle so rented,
21 the name and address and driver license number of the person to whom
22 the vehicle is rented, the expiration date of said license and place
23 where said license was issued. Such record shall be open to
24

1 inspection by any police officer or officer or employee of ~~the~~
2 ~~Department~~ Service Oklahoma.

3 SECTION 94. AMENDATORY 47 O.S. 2021, Section 11-810, is
4 amended to read as follows:

5 Section 11-810. A. Except when the person is the holder of a
6 commercial driver license and commits the offense while operating
7 any vehicle or when the person who commits the offense is operating
8 a commercial motor vehicle, the Department of Public Safety shall
9 not report or assess points to the driving record of any person, as
10 maintained by the Department, for a conviction of exceeding the
11 speed limit by at least one (1) mile per hour but not more than ten
12 (10) miles per hour.

13 B. Except when the person is the holder of a commercial driver
14 license committing the offense while operating any vehicle or when
15 the person committing the offense is operating a commercial motor
16 vehicle, the Department of Public Safety shall not record or assess
17 points for convictions for traffic offenses on the driving record of
18 any person as maintained by ~~the Department~~ Service Oklahoma, where
19 such conviction is for exceeding the speed limit prescribed in this
20 title, but not exceeding the speed limit previously in force where
21 the violation occurred.

22 C. Except when the person is the holder of a commercial driver
23 license committing the offense while operating any vehicle or when
24 the person committing the offense is operating a commercial motor

1 vehicle, the Department of Public Safety shall not record or assess
2 points against a person for out-of-state convictions of exceeding
3 the speed limits of that state, provided the person did not exceed
4 the speed limit previously in force as of January 1, 1974, in the
5 state where the conviction occurred.

6 SECTION 95. AMENDATORY 47 O.S. 2021, Section 11-901d, is
7 amended to read as follows:

8 Section 11-901d. A. It shall be unlawful for any person to
9 operate a motor vehicle on any street or highway within this state
10 while using a hand-held electronic communication device to manually
11 compose, send or read an electronic text message while the motor
12 vehicle is in motion.

13 B. Any person who violates the provisions of subsection A of
14 this section shall, upon conviction, be punished by a fine of not
15 more than One Hundred Dollars (\$100.00).

16 C. The Department of Public Safety shall not record or assess
17 points for violations of this section on any license holder's
18 traffic record maintained by ~~the Department~~ Service Oklahoma.

19 D. The provisions of subsection A of this section shall not
20 apply if the person is using the cellular telephone or electronic
21 communication device for the sole purpose of communicating with any
22 of the following regarding an imminent emergency situation:

- 23 1. An emergency response operator;
- 24 2. A hospital, physician's office or health clinic;

1 3. A provider of ambulance services;

2 4. A provider of firefighting services; or

3 5. A law enforcement agency.

4 E. Municipalities may enact and municipal police officers may
5 enforce ordinances prohibiting and penalizing conduct under the
6 provisions of this section. The provisions of such ordinances shall
7 be the same as provided for in this section; the enforcement
8 provisions of those ordinances shall not be more stringent than
9 those of this section; and the fine and court costs for municipal
10 ordinance violations shall be the same or a lesser amount as
11 provided for in this section.

12 F. For the purpose of this section:

13 1. "Cellular telephone" means an analog or digital wireless
14 telephone authorized by the Federal Communications Commission to
15 operate in the frequency bandwidth reserved for cellular telephones;

16 2. "Compose", "send" or "read" with respect to a text message
17 means the manual entry, sending or retrieval of a text message to
18 communicate with any person or device;

19 3. "Electronic communication device" means an electronic device
20 that permits the user to manually transmit a communication of
21 written text by means other than through an oral transfer or wire
22 communication. This term does not include:

23 a. a device that is physically or electronically
24 integrated into a motor vehicle,

- 1 b. a voice-operated global positioning or navigation
2 system that is affixed to a motor vehicle,
3 c. a hands-free device that allows the user to write,
4 send or read a text message without the use of either
5 hand except to activate, deactivate or initiate a
6 feature or function, or
7 d. an ignition interlock device that has been installed
8 on a motor vehicle; and

9 4. "Text message" includes a text-based message, instant
10 message, electronic message, photo, video or electronic mail.

11 SECTION 96. AMENDATORY 47 O.S. 2021, Section 11-906.3,
12 is amended to read as follows:

13 Section 11-906.3. A. The State Department of Education shall
14 develop and administer appropriate driver education programs to be
15 conducted in all of the schools of this state to increase awareness
16 of the dangers of drinking and driving.

17 B. 1. In order to provide education and instruction to all
18 applicants for an original Oklahoma driver license, the Oklahoma
19 Driver's Manual, published and distributed by ~~the Department of~~
20 ~~Public Safety~~ Service Oklahoma pursuant to Section 2-114 of this
21 title, shall contain accurate information on:

- 22 a. the hazards of driving while under the influence of
23 alcohol or other intoxicating substances, and
24

1 b. the legal and financial consequences resulting from
2 violations of this state's laws prohibiting the
3 operation or actual physical control of a motor
4 vehicle while under the influence of alcohol or other
5 intoxicating substances.

6 2. In addition to the subjects set forth in Section 6-110 of
7 this title, the written examination administered by ~~the Department~~
8 ~~of Public Safety~~ Service Oklahoma to every applicant for an original
9 Oklahoma driver license shall contain questions on the subjects
10 listed in this subsection.

11 SECTION 97. AMENDATORY 47 O.S. 2021, Section 11-1007, is
12 amended to read as follows:

13 Section 11-1007. A. 1. It shall be unlawful for any person to
14 place or park a motor vehicle in any parking space that is
15 designated and posted as a reserved area for the parking of a motor
16 vehicle operated by or transporting a physically disabled person
17 unless such person has applied for and been issued a detachable
18 placard indicating physical disability under the provisions of
19 Section 15-112 of this title, and such placard is displayed as
20 provided in Section 15-112 of this title or in rules adopted
21 pursuant thereto, or has applied for and been issued a physically
22 disabled license plate pursuant to the provisions of Section 1135.1
23 or 1135.2 of this title, and such license plate is displayed

1 pursuant to the provisions of the Oklahoma Vehicle License and
2 Registration Act.

3 2. It shall also be unlawful for any person to place or park a
4 motor vehicle, whether with or without a physically disabled placard
5 or plate, in any disabled parking space access aisle, wheelchair
6 ramp, wheelchair loading/unloading area or any portion thereof.

7 B. 1. Violation of these provisions shall be a misdemeanor and
8 upon conviction the person shall be fined Five Hundred Dollars
9 (\$500.00). Provided, any person cited for a first offense of a
10 violation of this section who has displayed a placard which has
11 expired pursuant to paragraph 4 or 5 of subsection D of Section 15-
12 112 of this title shall be entitled to dismissal of such charge and
13 shall not be required to pay the fine or court costs if the person
14 presents to the court within thirty (30) days of the issuance of the
15 citation a notice from ~~the Department of Public Safety Service~~
16 Oklahoma that the person has obtained a valid placard pursuant to
17 the provisions of subsection D of Section 15-112 of this title.
18 Fines collected pursuant to this section shall be distributed as
19 follows:

- 20 a. eighty percent (80%) to the general fund of the
21 municipality in which the citation was issued, subject
22 to the provisions of subsection C of Section 15-115 of
23 this title, and
24

b. twenty percent (20%) to a dedicated fund established by the Department of Public Safety for the development, implementation and maintenance of a system for the enforcement of the disability parking provisions of this title through October 31, 2022. Beginning November 1, 2022, these fines will be distributed to a dedicated fund established by Service Oklahoma for the development, implementation and maintenance of a system for the enforcement of the disability parking provisions of this title.

2. In addition, vehicles unlawfully parked in violation of these provisions shall be subject to immediate tow by a licensed tow truck operator at the request of the landowner or a duly appointed agent of the landowner, at the request of any person unable to lawfully gain access to or move their vehicle, at the request of any person unable to lawfully gain access to the area blocked by the unlawfully parked vehicle, or at the request of appropriate law-enforcement personnel. The owner of any vehicle unlawfully parked in violation of these provisions shall pay any and all reasonable and necessary costs associated with towing and storage of the vehicle.

C. Upon the accumulation of the total necessary funds in the Department of Public Safety Restricted Revolving Fund pursuant to subsection B of this section, the Department of Public Safety shall

1 develop, implement, deploy and administer a database which
2 identifies all persons to whom disabled parking permits have been
3 issued. The database shall be available twenty-four (24) hours a
4 day to any person authorized by statute to enforce disabled parking
5 laws of this state, in order to verify the validity of a disabled
6 parking permit and the person to whom it is issued. Beginning
7 November 1, 2022, Service Oklahoma shall administer the database.

8 SECTION 98. AMENDATORY 47 O.S. 2021, Section 11-1401.2,
9 is amended to read as follows:

10 Section 11-1401.2. A. For purposes of this section:

11 1. "Authority" means the Oklahoma Turnpike Authority;

12 2. ~~"Commission" means the Oklahoma Tax Commission;~~

13 ~~3.~~ "Department" means the Department of Public Safety;

14 ~~4.~~ 3. "Electronic toll collection system" means a system of
15 collecting tolls or charges which is capable of charging an account
16 holder the appropriate toll or charge by transmission of information
17 from an electronic device on a motor vehicle to the toll lane, which
18 information is used to charge the account the appropriate toll or
19 charge;

20 ~~5.~~ 4. "Owner" means any person, corporation, partnership, firm,
21 agency, association, or organization who, at the time of the
22 violation and with respect to the vehicle identified in the notice
23 of toll evasion violation:

24 a. is the beneficial or equitable owner of the vehicle,

1 b. has title to the vehicle,

2 c. is the registrant or coregistrant of the vehicle which
3 is registered with ~~the Oklahoma Tax Commission~~ Service
4 Oklahoma or similar registering agency of any other
5 state, territory, district, province, nation or other
6 jurisdiction,

7 d. uses the vehicle in its vehicle renting businesses, or

8 e. is a person entitled to the use and possession of a
9 vehicle subject to a security interest in another
10 person;

11 ~~6.~~ 5. "Photo-monitoring system" means a vehicle sensor
12 installed to work in conjunction with a toll collection facility
13 which automatically produces one or more photographs, one or more
14 microphotographs, a videotape or other recorded images of each
15 vehicle at the time it is used or operated on the turnpikes under
16 the Authority's jurisdiction;

17 ~~7.~~ 6. "Toll collection regulations" means those rules and
18 regulations of the Oklahoma Turnpike Authority or statutes providing
19 for and requiring the payment of tolls and/or charges prescribed by
20 the Authority for the use of turnpikes under its jurisdiction or
21 those rules and regulations of the Authority or statutes making it
22 unlawful to refuse to pay or to evade or to attempt to evade the
23 payment of all or part of any toll and/or charge for the use of
24 turnpikes under the jurisdiction of the Authority;

1 ~~8.~~ 7. "Toll evasion violation" means a failure to comply with
2 the Authority's toll collection regulations, including the failure
3 to pay an invoice submitted by the Authority via its video toll
4 collection system;

5 ~~9.~~ 8. "Vehicle" means every device in, upon or by which a
6 person or property is or may be transported or drawn upon a highway,
7 except devices used exclusively upon stationary rails or tracks;

8 ~~10.~~ 9. "Video toll collection system" means a photo-monitoring
9 system used to charge and collect tolls from owners of vehicles
10 imaged using the turnpike system. The owner of a vehicle imaged by
11 the photo-monitoring system may or may not be an Authority account
12 holder; and

13 ~~11.~~ 10. "Video toll collection system account" means the
14 administrative assignment of all vehicles registered to an owner to
15 an account for efficient billing of the appropriate toll or charge
16 to an owner.

17 B. 1. Notwithstanding any other provision of law, there shall
18 be imposed monetary liability on the owner of a vehicle for failure
19 of an operator thereof to comply with the toll collection
20 regulations of the Oklahoma Turnpike Authority in accordance with
21 the provisions of this section.

22 2. An owner's vehicle shall be registered with ~~the Commission~~
23 Service Oklahoma or similar registering agency of this state or any
24 other state, territory, district, province, nation or other

1 jurisdiction that permits access to owner registration information
2 upon request by or agreement with the Authority for the purpose of
3 carrying out the Authority's governmental functions. If a
4 registering agency does not permit access to the Authority, an owner
5 may comply by direct registration with the Authority.

6 3. a. The owner of a vehicle shall be liable for a civil
7 penalty imposed pursuant to this section if the
8 vehicle was used or operated with the permission of
9 the owner, express or implied, in violation of the
10 toll collection regulations, and such violation is
11 evidenced by information obtained from a photo-
12 monitoring system.

13 b. No owner of a vehicle shall be liable for a penalty
14 imposed pursuant to this section where the operator of
15 the vehicle has been convicted of failing to pay a
16 cash toll, in violation of toll collection
17 regulations, for the same incident.

18 c. An owner or operator of a vehicle is subject to a
19 charge by the Department or other law enforcement
20 agency for an owner's failure to timely pay an invoice
21 for tolls and/or charges submitted by the Authority
22 through its video toll collection system.

23 4. A certificate, sworn to or affirmed by an agent of the
24 Authority, or facsimile thereof, based upon inspection of

1 photographs, microphotographs, videotape or other recorded images
2 produced by a photo-monitoring system shall be prima facie evidence
3 of the facts contained therein and shall be admissible in any
4 proceeding charging a violation of toll collection regulations. The
5 photographs, microphotographs, videotape or other recorded images
6 evidencing such a violation shall be available for inspection and
7 admission into evidence in any proceeding to adjudicate the
8 liability for the violation. Each photo-monitoring system shall be
9 checked bimonthly for accuracy, and shall be maintained, adjusted or
10 replaced if necessary to ensure the systems are operating properly.

11 5. An owner found liable for a violation of toll collection
12 regulations pursuant to this section shall be liable for a monetary
13 penalty of Twenty-five Dollars (\$25.00) for each violation.
14 Liability for this monetary penalty does not abrogate an owner's
15 obligation to pay toll charges associated with the violation, and
16 the Authority may pursue collection of such unpaid toll charges
17 pursuant to this section.

18 6. An imposition of liability pursuant to this section shall be
19 based upon a preponderance of evidence as submitted. An imposition
20 of liability pursuant to this section shall not be deemed a
21 conviction as an operator and shall not be made part of the motor
22 vehicle operating record of the person upon whom such liability is
23 imposed nor shall it be used for insurance purposes in the provision
24 of motor vehicle insurance coverage.

- 1 7. a. A notice of toll evasion violation shall be sent by
2 regular first-class mail to each person alleged to be
3 liable as an owner for a violation of toll collection
4 regulations. The notice shall be mailed no later than
5 forty-five (45) days after the alleged violation. A
6 manual or automatic record of mailing prepared in the
7 ordinary course of business shall be prima facie
8 evidence of the receipt of the notice.
- 9 b. A notice of toll evasion violation shall contain the
10 name and address of the person alleged to be liable as
11 an owner for a violation of toll collection
12 regulations pursuant to this section, the registration
13 or the license tag number of the vehicle involved in
14 the violation, the location where the photo-monitoring
15 system recorded the vehicle's image, the date and time
16 of the image, the identification number of the photo-
17 monitoring system which recorded the image or other
18 document locator number and the nature of the
19 violation.
- 20 c. Notice of toll evasion violation shall be prepared and
21 mailed by the Authority or its agents and shall
22 contain information advising the person of the
23 applicable monetary penalty and method of payment
24 thereof and the manner and the time in which the

1 person may contest the liability alleged in the
2 notice. The notice of toll evasion violation shall
3 contain, or be accompanied with, an affidavit of
4 nonliability and information of what constitutes
5 nonliability, information as to the effect of
6 executing the affidavit and instructions for returning
7 the affidavit to the Authority and shall also contain
8 a warning to advise the persons charged that failure
9 to contest in the manner and time provided shall be
10 deemed an admission of liability and that the penalty
11 shall be imposed and may be collected as authorized by
12 law. In addition to the notice required by
13 subparagraph a of this paragraph, the Authority may
14 elect to send a subsequent notice of toll evasion
15 violation by certified mail or other comparable form
16 of private or public delivery service. Such notice
17 shall contain a statement to the registered owner
18 that, unless the registered owner pays the toll
19 evasion penalty or contests the notice within twenty-
20 one (21) days after receipt of the certified mail
21 notice of toll evasion violation or completes and
22 files the affidavit of nonliability, the renewal of
23 the vehicle registration shall be contingent upon
24 compliance with the notice of toll evasion violation.

1 d. If the toll evasion penalty is received by the
2 Authority and there is no contest as to that toll
3 evasion violation, the proceedings under this section
4 shall terminate.

5 e. If the registered owner fails to pay the toll evasion
6 penalty as required in this section, or fails to
7 contest the notice of toll evasion violation issued
8 pursuant to subparagraph c of this paragraph as
9 provided in subparagraph a of paragraph 8 of this
10 subsection, the registered owner shall be deemed
11 liable for the violation by operation of law. The
12 toll evasion penalty and any administrative fees or
13 charges shall be considered a debt due and owing the
14 Authority by the registered owner and the Authority
15 may proceed to collect such penalty, fees or charges
16 under paragraph 10 of this subsection.

17 8. a. Within twenty-one (21) days after receipt of a notice
18 of toll evasion violation a person may contest a
19 notice of toll evasion violation. In that case, the
20 Authority shall do the following:

21 (1) the Authority shall investigate the circumstances
22 of the notice with respect to the contestant's
23 written explanation of reasons for contesting the
24 toll evasion violation. If, based upon the

1 results of the investigation, the Authority is
2 satisfied that the violation did not occur or
3 that the registered owner was not responsible for
4 the violation, the Authority shall maintain an
5 adequate record of the findings of the
6 investigation. Within thirty (30) days of
7 receipt of a notice of contest the Authority
8 shall complete such investigation and mail the
9 results of the investigation to the person who
10 contested the notice of toll evasion violation,
11 and

12 (2) if the person contesting a notice of toll evasion
13 violation is not satisfied with the results of
14 the investigation provided for in division (1) of
15 this subparagraph, the person may, within fifteen
16 (15) days of the mailing of the results of the
17 investigation, deposit the amount of the toll
18 evasion penalty and request an administrative
19 review. An administrative review shall be held
20 within ninety (90) calendar days following the
21 receipt of a request for an administrative
22 review, excluding any continuance time. The
23 person requesting the review may request and
24

1 shall be allowed one continuance, not to exceed
2 twenty-one (21) calendar days.

3 b. The administrative review procedure shall consist of
4 the following:

5 (1) the person requesting an administrative review
6 shall indicate to the Authority his or her
7 election for a review by mail or personal
8 conference and may provide materials in support
9 of the contest of the results of the
10 investigation,

11 (2) upon ten (10) days' written notice mailed to the
12 contestant, the administrative review shall be
13 conducted before an examiner designated to
14 conduct review by the Authority's governing body
15 or Director of the Oklahoma Turnpike Authority.
16 In addition to any other requirements of
17 employment, an examiner shall demonstrate those
18 qualifications, training, and objectivity
19 prescribed by the Authority's governing body or
20 Director as are necessary and which are
21 consistent with the duties and responsibilities
22 set forth in this section and Section 11-1401.1
23 et seq. of this title,

- 1 (3) the officer or person authorized to issue a
2 notice of toll evasion violation shall be
3 required to participate in an administrative
4 review. The Authority shall not be required to
5 produce any evidence other than the notice of
6 toll evasion violation or copy thereof, a
7 photograph of the rear of the vehicle,
8 information received from ~~the Commission~~ Service
9 Oklahoma identifying the registered owner of the
10 vehicle, and a notarized statement from the
11 person reporting the violations. The
12 documentation in proper form shall be considered
13 prima facie evidence of the violation, and
- 14 (4) the review shall be conducted in accordance with
15 paragraph 6 of this subsection and in accordance
16 with the written procedure established by the
17 Authority which shall ensure fair and impartial
18 review of contested toll evasion violations. The
19 examiner's final decision shall be in writing and
20 shall be delivered personally or by registered
21 mail to the contestant within ten (10) days of
22 the review. A manual or automatic record of
23 mailing prepared in the ordinary course of
24

1 business shall be prima facie evidence of the
2 receipt of such decision.

- 3 9. a. Within twenty (20) days after receipt of the final
4 decision described in division (4) of subparagraph b
5 of paragraph 8 of this subsection, the contestant may
6 seek review by filing an appeal to the district court
7 having jurisdiction in the county in which the
8 contestant lives, where the same shall be heard on the
9 record. A copy of the notice of appeal shall be
10 served in person or by first-class mail upon the
11 Authority by the contestants. For purposes of
12 computing the twenty-day period, the Code of Civil
13 Procedure, Section 2006 of Title 12 of the Oklahoma
14 Statutes, shall be applicable.
- 15 b. The conduct of the hearing on appeal under this
16 section is a subordinate judicial duty which may be
17 performed by referees, masters or other subordinate
18 judicial officials at the direction of the district
19 court.
- 20 c. If no notice of appeal of the Authority's decision is
21 filed within the period set forth in subparagraph a of
22 this paragraph, the examiner's decision shall be
23 deemed final.
24

1 10. Except as otherwise provided in paragraphs 11 and 12 of
2 this subsection, the Authority shall proceed under one or more of
3 the following options to collect an unpaid toll evasion penalty:

4 a. the Authority may file an itemization of unpaid toll
5 evasion penalties and administrative and service fees
6 with the Commission for collection at the time of
7 registration of the vehicle pursuant to paragraph 19
8 of this subsection, or

9 b. the Authority may contract with a collection agency to
10 collect unpaid toll evasion penalties, fees, and
11 charges.

12 11. The Authority shall not file a civil judgment with the
13 district court relating to a toll evasion violation which has been
14 filed with ~~the Commission~~ Service Oklahoma unless the Authority has
15 determined that the registration of the vehicle has not been renewed
16 for sixty (60) days beyond the renewal date and the notice has not
17 been mailed by ~~the Commission~~ Service Oklahoma pursuant to paragraph
18 19 of this subsection.

19 12. If an owner receives a notice of toll evasion violation
20 pursuant to this paragraph for any time period during which the
21 vehicle was reported to the police department as having been stolen,
22 it shall be a valid defense to an allegation of liability for a
23 violation of toll collection regulations that the vehicle had been
24 reported to the police as stolen prior to the time the violation

1 occurred and had not been recovered by such time. If an owner
2 receives a notice of toll evasion violation pursuant to this
3 paragraph for any time period during which the vehicle was stolen,
4 but not yet reported to the police as having been stolen, it shall
5 be a valid defense to an allegation of liability for a violation of
6 toll collection regulations pursuant to this paragraph that the
7 vehicle was reported as stolen within two (2) hours after the
8 discovery of the theft by the owner. For purposes of asserting the
9 defense provided by this subsection it shall be sufficient that a
10 certified copy of the police report of the stolen vehicle be sent by
11 first-class mail to the Authority and the district court having
12 jurisdiction.

13 13. Subject to the review procedures contained in paragraph 8
14 of this subsection, an owner of a vehicle to which a notice of toll
15 evasion violation was issued pursuant to paragraph 7 of this
16 subsection shall not be liable for the violation of the toll
17 collection regulations provided that the owner sends to the
18 Authority the affidavit of nonliability described in paragraph 7 of
19 this subsection, within twenty-one (21) days after receiving the
20 original notice of toll evasion violation. Failure to send such
21 information within the time period shall render the owner liable for
22 the penalty prescribed by this section.

23 14. In connection with the preparation and mailing of a notice
24 of toll evasion violation, the Authority shall ensure adequate and

1 timely notice to all video toll collection system and electronic
2 toll collection system account holders to inform them when their
3 accounts are delinquent. An owner who is an account holder under
4 the video toll collection system or electronic toll collection
5 system shall not be found liable for a violation of this section
6 unless the Authority has first sent a notice of delinquency to the
7 account holder and the account holder was in fact delinquent at the
8 time of the violation.

9 15. Nothing in this section shall be construed to limit the
10 liability of an operator of a vehicle for any violation of toll
11 collection laws or regulations.

12 16. Notwithstanding any other provision of law, all
13 photographs, microphotographs, videotape or other recorded images
14 prepared pursuant to this section shall be for the exclusive use of
15 the Authority in the discharge of its duties under this section and
16 shall not be open to the public nor be used in any court in any
17 action or proceeding pending therein unless the action or proceeding
18 relates to:

19 a. the imposition of or indemnification for liability
20 pursuant to this section, or

21 b. an investigation or prosecution for a criminal
22 violation of the laws of the State of Oklahoma. Such
23 records shall be available to a law enforcement
24 officer or law enforcement agency for law enforcement

1 purposes related to an investigation or prosecution of
2 a criminal violation of the laws of the State of
3 Oklahoma pursuant to a duly issued search warrant,
4 subpoena, or order of the court requiring such
5 disclosure to a law enforcement officer or agency.

6 17. The Authority shall not sell, distribute or make available
7 in any way, the names and addresses of video toll collection system
8 and electronic toll collection system account holders or Authority
9 patrons, without the consent of the account holders or patrons, to
10 any entity that will use the information for any commercial purpose.

11 18. a. Except as provided in subparagraph c of this
12 paragraph, ~~the Commission~~ Service Oklahoma shall
13 refuse to renew the registration of any vehicle if the
14 registered owner or lessee has been mailed by
15 certified mail a notice of toll evasion violation as
16 provided in subparagraph c of paragraph 7 of this
17 subsection, the Authority has transmitted to ~~the~~
18 ~~Commission~~ Service Oklahoma an itemization of unpaid
19 toll evasion penalties, including administrative fees,
20 pursuant to paragraph 10 of this subsection, and the
21 toll evasion penalty and administrative fee have not
22 been paid pursuant to paragraph 9 of this subsection,
23 unless the full amount of all outstanding toll evasion
24 penalties and administrative fees, as shown by records

1 of ~~the Commission~~ Service Oklahoma are paid to ~~the~~
2 ~~Commission~~ Service Oklahoma at the time of application
3 for renewal.

4 b. The Authority shall issue a notice of disposition of
5 toll evasion violation to a lessor, if the lessor
6 provides the Authority with the name, address, and
7 driver license number of the lessee at the time of the
8 occurrence of the toll evasion violation.

9 c. ~~The Commission~~ Service Oklahoma shall renew the
10 registration of any vehicle if the applicant provides
11 ~~the Commission~~ Service Oklahoma with the notice of
12 disposition of toll evasion violation issued pursuant
13 to subparagraph b of this paragraph for clearing all
14 outstanding toll evasion penalties, fees and
15 assessments, as shown by the records of ~~the Commission~~
16 Service Oklahoma, and the applicant has met all other
17 requirements for registration.

18 19. ~~The Commission~~ Service Oklahoma shall include on each
19 vehicle registration renewal notice issued for use at the time of
20 renewal, or on an accompanying document, an itemization of unpaid
21 toll evasion penalties, fees and assessments, showing the amount
22 thereof and the date of toll evasion relating thereto, which the
23 registered owner or lessee is required to pay pursuant to paragraph
24 18 of this subsection.

1 20. a. Except as provided in subparagraph b of this
2 paragraph, ~~the Commission~~ Service Oklahoma shall remit
3 all toll evasion penalties, fees and assessments
4 collected, after deducting the administrative fee
5 authorized by paragraph 21 of this subsection, for
6 each notice of toll evasion violation for which toll
7 evasion penalties, fees and assessments have been
8 collected pursuant to paragraph 18 of this subsection,
9 to the Authority. Within forty-five (45) days from
10 the time penalties, fees and assessments are paid to
11 ~~the Commission~~ Service Oklahoma, ~~the Commission~~
12 Service Oklahoma shall inform the Authority which of
13 its notices of toll evasion violation have been
14 collected.

15 b. For each notice of toll evasion violation for which
16 toll evasion penalties, fees and assessments have been
17 collected by ~~the Commission~~ Service Oklahoma pursuant
18 to paragraph 17 of this subsection, the Authority is
19 due an amount equal to the sum of the unpaid toll,
20 administrative fees, other costs incurred by the
21 Authority that are related to toll evasion, process
22 service fees, and fees and collection costs related to
23 civil debt collection. After deducting the
24 ~~Commission's~~ Service Oklahoma's administrative fee

1 authorized by paragraph 21 of this subsection, ~~the~~
2 ~~Commission~~ Service Oklahoma shall promptly pay to the
3 Authority the amounts due the Authority for unpaid
4 tolls, administrative fees, other costs incurred by
5 the Authority that are related to toll evasion,
6 process service fees, and fees and collection costs
7 related to civil debt collection.

8 21. ~~The Commission~~ Service Oklahoma shall assess a fee for the
9 recording of the notice of toll evasion violation, which is given to
10 ~~the Commission~~ Service Oklahoma pursuant to paragraph 10 of this
11 subsection, in an amount, as determined by ~~the Commission~~ Service
12 Oklahoma, that is sufficient to provide a total amount equal to at
13 least its actual costs of administering paragraphs 18, 19 and 22 of
14 this subsection.

15 22. Whenever a vehicle is transferred or not renewed for two
16 renewal periods and the former registered owner or lessee of the
17 vehicle owes a toll evasion penalty and administrative fees for a
18 notice of toll evasion violation filed with ~~the Commission~~ Service
19 Oklahoma pursuant to paragraph 10 of this subsection, ~~the Commission~~
20 Service Oklahoma shall notify the Authority of that fact and is not
21 required thereafter to attempt collection of the toll evasion
22 penalty and administrative fees.

23 This legislation shall not be construed to affect in any way the
24 power which the Oklahoma Turnpike Authority possesses to establish

1 tolls and other charges in connection with their turnpike
2 facilities, including the authority to establish a one-way toll
3 collection system for any of its facilities or a toll discount
4 structure for certain classes of patrons using any of its
5 facilities.

6 SECTION 99. AMENDATORY 47 O.S. 2021, Section 12-417, is
7 amended to read as follows:

8 Section 12-417. A. 1. Every operator and front seat passenger
9 of a Class A commercial motor vehicle, Class B commercial motor
10 vehicle, Class C commercial motor vehicle or a passenger vehicle
11 operated in this state shall wear a properly adjusted and fastened
12 safety seat belt system, required to be installed in the motor
13 vehicle when manufactured pursuant to 49 C.F.R., Section 571.208.

14 2. For the purposes of this section, "passenger vehicle" shall
15 mean a Class D motor vehicle, but shall not include trucks, truck-
16 tractors, recreational vehicles, motorcycles, or motorized bicycles,
17 or a vehicle used primarily for farm use which is registered and
18 licensed pursuant to the provisions of Section 1134 of this title.

19 B. The Commissioner of Public Safety, upon application from a
20 person who, for medical reasons, is unable to wear a safety seat
21 belt system supported by written attestation of such fact from a
22 physician licensed pursuant to Section 495 of Title 59 of the
23 Oklahoma Statutes, may issue to the person an exemption from the
24 provisions of this section. The exemption shall be in the form of a

1 restriction appearing on the driver license of the person and shall
2 remain in effect until the expiration date of the driver license.
3 Nothing in this subsection shall be construed to prevent the person
4 from applying for another exemption as provided for in this section.
5 The issuance of an attestation by a physician and the subsequent
6 issuance of an exemption by the Commissioner, in good faith, shall
7 not give rise to, nor shall the physician and the state thereby
8 incur, any liability whatsoever in damages or otherwise, to any
9 person injured by reason of failure of the person to wear a safety
10 seat belt system.

11 C. This section shall not apply to an operator of a motor
12 vehicle while performing official duties as a route carrier of the
13 U.S. Postal Service.

14 D. The Department of Public Safety shall not record or assess
15 points for violations of this section on any license holder's
16 traffic record maintained by ~~the Department~~ Service Oklahoma.

17 E. Fine and court costs for violating the provisions of this
18 section shall not exceed Twenty Dollars (\$20.00).

19 F. Municipalities may enact and municipal police officers may
20 enforce ordinances prohibiting and penalizing conduct under
21 provisions of this section, but the provisions of those ordinances
22 shall be the same as provided for in this section, and the
23 enforcement provisions under those ordinances shall not be more
24 stringent than those of this section.

SECTION 100. AMENDATORY 47 O.S. 2021, Section 15-112, is amended to read as follows:

Section 15-112. A. As used in this section:

1. "Physician" means any person holding a valid license to practice medicine and surgery, osteopathic medicine, chiropractic, podiatric medicine, or optometry, pursuant to the state licensing provisions of Title 59 of the Oklahoma Statutes;

2. "Physician assistant" means any person holding a valid license as a physician assistant, pursuant to the state licensing provisions of the Physician Assistant Act;

3. "Advanced registered nurse practitioner" means any person who holds a current license as a registered nurse and a current certificate of recognition for practice as an Advanced Registered Nurse Practitioner as set forth in the Oklahoma Nursing Practice Act pursuant to the state licensing provisions contained in paragraph 5 of Section 567.3a of Title 59 of the Oklahoma Statutes; and

4. "Physical disability" means an illness, disease, injury or condition by reason of which a person:

a. cannot walk two hundred (200) feet without stopping to rest,

b. cannot walk without the use of or assistance from a brace, cane, crutch, another person, prosthetic device, wheelchair or other assistance device,

- 1 c. is restricted to such an extent that the person's
2 forced (respiratory) expiratory volume for one (1)
3 second, when measured by spirometry, is less than one
4 (1) liter, or the arterial oxygen tension is less than
5 sixty (60) mm/hg on room air at rest,
6 d. must use portable oxygen,
7 e. has functional limitations which are classified in
8 severity as Class III or Class IV according to
9 standards set by the American Heart Association,
10 f. is severely limited in the person's ability to walk
11 due to an arthritic, neurological or orthopedic
12 condition, or from complications due to pregnancy, or
13 g. is certified legally blind, or is missing one or more
14 limbs.

15 B. ~~The Department of Public Safety~~ Service Oklahoma shall issue
16 a detachable placard indicating physical disability to any person
17 who submits an application on a form furnished by ~~the Department~~
18 Service Oklahoma and certified by a physician, physician assistant,
19 or advanced registered nurse practitioner attesting that the
20 applicant has a physical disability. The attestation of the
21 physician, physician assistant, or advanced registered nurse
22 practitioner shall denote "temporary" as the type of placard
23 requested and shall indicate an expiration date which the physician,
24 physician assistant, or advanced registered nurse practitioner

1 estimates to be the date of termination of such physical disability;
2 however, if the physician, physician assistant, or advanced
3 registered nurse practitioner certifies that the physical disability
4 is permanent, the physician, physician assistant, or advanced
5 registered nurse practitioner shall denote "five-year" as the type
6 of placard requested.

7 C. Any placard issued by ~~the Department of Public Safety~~
8 Service Oklahoma shall remain valid until:

9 1. The placard expires;

10 2. The person to whom the placard was issued requests a
11 replacement placard; or

12 3. The placard is no longer needed by the person to whom the
13 placard was issued for the disability for which the placard was
14 originally issued, whereupon such placard shall be returned to ~~the~~
15 ~~Department~~ Service Oklahoma.

16 D. 1. A five-year placard shall expire five (5) years from the
17 last day of the month in which the placard was issued. Upon the
18 expiration of a five-year placard, the person to whom such placard
19 was issued may obtain a subsequent placard by reapplying to ~~the~~
20 ~~Department~~ Service Oklahoma, in the same manner as provided in
21 subsection B of this section.

22 2. A temporary placard shall indicate the expiration date which
23 the physician, physician assistant, or advanced registered nurse
24 practitioner certifying the physical disability estimates to be the

1 date of termination of such physical disability, which shall not be
2 later than six (6) months from the date of issuance and upon which
3 date such placard shall expire and shall be returned to ~~the~~
4 ~~Department~~ Service Oklahoma; provided, however, nothing in this
5 paragraph shall be construed to prevent the holder from applying for
6 another placard, as provided for in this section.

7 3. In the event that a placard is lost or destroyed, the person
8 to whom such placard was issued may apply in writing to ~~the~~
9 ~~Department~~ Service Oklahoma for a replacement placard, which ~~the~~
10 ~~Department~~ Service Oklahoma shall issue with the same expiration
11 date as the original placard.

12 4. On and after January 1, 1998, all placards issued prior to
13 October 31, 1990, shall expire on the last day of the month in which
14 the placard was issued, and the person to whom such placard was
15 issued may follow the procedure provided for in subsection B of this
16 section to obtain a second or subsequent placard.

17 5. On and after January 1, 2000, all placards issued between
18 November 1, 1990, and June 30, 1995, shall expire on the last day of
19 the birth month of the person to whom the placard was issued, and
20 the person to whom such placard was issued may follow the procedure
21 provided for in subsection B of this section to obtain a second or
22 subsequent placard.

23 E. A physician, physician assistant, or advanced registered
24 nurse practitioner may sign an application certifying that a person

1 has a physical disability, as provided in subsection B of this
2 section, only if care and treatment of the illness, disease, injury
3 or condition causing the physical disability of such person falls
4 within the authorized scope of practice of the physician or
5 physician assistant, or advanced registered nurse practitioner.

6 F. ~~The Department~~ Service Oklahoma shall have the power to
7 formulate, adopt and promulgate rules as may be necessary to
8 implement and administer the provisions of this section, including,
9 but not limited to, prescribing the manner in which the placard is
10 to be displayed on a motor vehicle.

11 G. Nothing in this section shall prohibit the issuance of a
12 temporary placard to a pregnant woman whose condition, as determined
13 by a physician, physician assistant, or advanced registered nurse
14 practitioner, meets one or more of the categories described in
15 paragraph 4 of subsection A of this section.

16 SECTION 101. AMENDATORY 47 O.S. 2021, Section 18-101, is
17 amended to read as follows:

18 Section 18-101. A. Every magistrate or judge of a court shall
19 keep or cause to be kept a record of every traffic complaint,
20 traffic citation, or other legal form of traffic charge deposited
21 with or presented to the court or its traffic-violations bureau, and
22 shall keep a record of every official action by the court or its
23 traffic-violations bureau, including, but not limited to, a record
24 of every conviction, forfeiture of bail, judgment of acquittal, and

1 the amount of fine or forfeiture resulting from every traffic
2 complaint, citation or other legal form of traffic charge deposited
3 with or presented to the court or traffic-violations bureau.

4 B. Within five (5) days after:

5 1. The conviction of any person holding a Class D driver
6 license; ~~or~~

7 2. The conviction, as defined in subsection A of Section 6-
8 205.2 of this title, of any person holding a Class A, B or C driver
9 license; or

10 3. The forfeiture of bail of a person;
11 upon a charge of violating any law regulating the operation of
12 vehicles on highways every magistrate of the court or clerk of the
13 court of record, in which the conviction was had or bail was
14 forfeited, shall prepare and immediately forward to ~~the Department~~
15 ~~of Public Safety~~ Service Oklahoma an abstract of the record covering
16 the case in which the person was convicted or forfeited bail, which
17 shall be certified by the person required to prepare the abstract to
18 be true and correct.

19 C. A report shall not be made of any conviction:

20 1. Involving the illegal parking or standing of a vehicle;

21 2. Rendered by a nonlawyer judge, unless, within a period not
22 to exceed the preceding reporting period for Mandatory Continuing
23 Legal Education, the judge has completed courses held for municipal
24 judges which have been approved by the Oklahoma Bar Association

1 Mandatory Legal Education Commission for at least six (6) hours of
2 continuing judicial education credit, and ~~the Department of Public~~
3 ~~Safety~~ Service Oklahoma receives verification of such attendance,
4 from the judge. In the case of attendance of a continuing judicial
5 education course, verification may be made by a statement of
6 attendance signed by the course registration personnel; or

7 3. Involving any offense for which the offender is eligible for
8 participation in an approved drug court program. However, if the
9 offender does not successfully complete the drug court program, the
10 abstract of the record shall be forwarded as provided in subsection
11 B of this section, or if the offender has a prior felony conviction,
12 the abstract of the record shall be forwarded as provided in Section
13 471.9 of Title 22 of the Oklahoma Statutes.

14 D. The abstract shall be made upon a form furnished by ~~the~~
15 ~~Department~~ Service Oklahoma and shall include:

16 1. The name, address, sex, and date of birth of the person
17 charged;

18 2. The traffic citation number;

19 3. The driver license number, if any, of the person charged,
20 and the state or jurisdiction from which the license is issued;

21 4. The license plate number, make, and model of the vehicle
22 involved;

1 5. The nature and date of the offense, the date of hearing, the
2 plea, the judgment, or, if bail was forfeited, the amount of the
3 fine or forfeiture; and

4 6. The name of the court and whether it is a municipal or
5 district court.

6 E. Every court of record shall also forward a like report to
7 ~~the Department~~ Service Oklahoma upon the conviction of any person of
8 manslaughter or other felony in the commission of which a vehicle
9 was used.

10 F. The failure, refusal or neglect of any judicial officer to
11 comply with any of the requirements of this section shall constitute
12 misconduct in office and shall be ground for removal.

13 SECTION 102. AMENDATORY 47 O.S. 2021, Section 230.6, is
14 amended to read as follows:

15 Section 230.6. A. No person prohibited from operating a
16 commercial vehicle shall operate such commercial motor vehicle, nor
17 shall any person authorize or require a person who has been
18 prohibited from such operation of a motor vehicle to operate a
19 commercial motor vehicle.

20 B. No person shall operate, authorize to operate, or require
21 the operation of any vehicle or the use of any container when the
22 person has been placed out-of-service or the vehicle or container
23 has been marked out-of-service until all requirements of the out-of-
24 service order of the person have been met or all required

1 corrections for the vehicle or container have been made; provided,
2 upon approval of ~~the Department~~ Service Oklahoma, the vehicle or
3 container may be moved to another location for the purpose of repair
4 or correction.

5 C. No person shall remove an out-of-service marking from a
6 transport vehicle or container unless all required corrections have
7 been made and the vehicle or container has been inspected and
8 approved by an authorized officer, employee, or agent of ~~the~~
9 ~~Department~~ Service Oklahoma. No person shall return to duty unless
10 all requirements of the out-of-service order have been met and the
11 person has been approved to return to duty by an authorized officer,
12 employee or agent of ~~the Department~~ Service Oklahoma.

13 D. No employer shall knowingly allow, require, permit or
14 authorize an employee to operate a commercial motor vehicle:

15 1. During any period in which the employee:

- 16 a. has had driving privileges to operate a commercial
17 motor vehicle suspended, revoked, canceled, denied or
18 disqualified,
- 19 b. has had driving privileges to operate a commercial
20 motor vehicle disqualified,
- 21 c. is not licensed to operate a commercial motor vehicle;
22 provided, this subparagraph shall not apply to any
23 person who is the holder of a valid commercial learner
24

1 permit issued by ~~the Department~~ Service Oklahoma in
2 conjunction with a Class D driver license,

3 d. has more than one commercial driver license; provided,
4 this subparagraph shall not apply to any person who is
5 the holder of a valid commercial learner permit issued
6 by ~~the Department~~ Service Oklahoma in conjunction with
7 a Class A, B or C driver license,

8 e. does not have the proper class or endorsements on the
9 driver license or commercial learner permit, or

10 f. is in violation of any restriction on the driver
11 license or commercial learner permit;

12 2. During any period in which the employee, the commercial
13 motor vehicle which the employee is operating, the motor carrier
14 business or operation, or the employer is subject to an out-of-
15 service order; or

16 3. In violation:

17 a. of a federal, state, or local law, regulation, or
18 ordinance pertaining to railroad-highway grade
19 crossings, or

20 b. of any restriction on the driver license or commercial
21 learner permit of the employee.

22 E. An employer who is determined by ~~the Commissioner~~ Service
23 Oklahoma to have committed a violation of subsection D of this
24 section shall be subject to an administrative penalty of not less

1 than Two Thousand Seven Hundred Fifty Dollars (\$2,750.00) nor more
2 than Twenty-five Thousand Dollars (\$25,000.00).

3 F. An employee who is determined by ~~the Commissioner~~ Service
4 Oklahoma to have committed a violation of any provision of this
5 section shall be subject to an administrative penalty of not less
6 than Two Thousand Five Hundred Dollars (\$2,500.00) nor more than
7 Five Thousand Dollars (\$5,000.00).

8 SECTION 103. AMENDATORY 47 O.S. 2021, Section 782, is
9 amended to read as follows:

10 Section 782. As used in the Compact, the term "licensing
11 authority" with reference to this state, shall mean the ~~Department~~
12 ~~of Public Safety~~ Service Oklahoma. ~~Said Department of Public Safety~~
13 Service Oklahoma shall furnish to the appropriate authorities of any
14 other party state any information or documents reasonably necessary
15 to facilitate the administration of Articles III, IV and V of the
16 Compact.

17 SECTION 104. AMENDATORY 47 O.S. 2021, Section 785, is
18 amended to read as follows:

19 Section 785. Any court or other agency of this state, or a
20 subdivision thereof, which has jurisdiction to take any action
21 suspending, revoking or otherwise limiting a license to drive, shall
22 report any such action and the adjudication upon which it is based
23 to ~~the Department of Public Safety~~ Service Oklahoma within ten (10)
24 days on forms furnished by ~~said Department~~ Service Oklahoma.

1 SECTION 105. AMENDATORY 47 O.S. 2021, Section 786, is
2 amended to read as follows:

3 Section 786. ~~The Department of Public Safety~~ Service Oklahoma
4 shall enforce the provisions of Article IV of this Compact under
5 authority granted by 47 O.S. 1961, Sections 6-202, 6-203, 6-205 and
6 6-206.

7 SECTION 106. AMENDATORY 47 O.S. 2021, Section 903, is
8 amended to read as follows:

9 Section 903. Any such officer who has directed the impoundment
10 of any vehicle, or an authorized person in the employing agency of
11 the officer, shall within seventy-two (72) hours of the impoundment
12 notify the Department of Public Safety of such impoundment. The
13 notice of impoundment shall contain the name and address of the
14 owner, if known, the make, model, vehicle identification number,
15 registration number, date stored, place stored and the estimated
16 value of the vehicle as determined by the officer. Upon receipt of
17 such notice of impoundment, the Department of Public Safety shall,
18 within seventy-two (72) hours, request ~~the Oklahoma Tax Commission~~
19 Service Oklahoma or other appropriate ~~motor license agent~~ licensed
20 operator to furnish the name and address of the owner of and any
21 lienholder on the vehicle and shall within three (3) days from
22 receipt of the requested information send a notice to the owner and
23 any lienholder by regular mail, postage prepaid, at the addresses
24 furnished by ~~the Tax Commission~~ Service Oklahoma or ~~motor license~~

1 ~~agent~~ the licensed operator, of the location of the vehicle. This
2 section shall not be construed to create any civil liability upon
3 the state, any agency of the state or employee thereof for failure
4 to provide such notice to the owner or lienholder.

5 SECTION 107. AMENDATORY 47 O.S. 2021, Section 911, is
6 amended to read as follows:

7 Section 911. The proceeds from the sale of an abandoned vehicle
8 made pursuant to Section 908 of this title shall be applied in the
9 following order:

10 1. ~~to~~ To the reasonable cost incurred in the sale of the
11 abandoned vehicle;

12 2. ~~to~~ To the satisfaction of the special lien provided for in
13 Section 907 of this title;

14 3. ~~to~~ To the satisfaction of any indebtedness secured by a
15 subordinate security interest or lien in the vehicle; and

16 4. ~~to~~ To the owner if such owner is known, and if such owner or
17 the address of such owner is not known, to ~~the Oklahoma Tax~~
18 ~~Commission~~ Service Oklahoma to be remitted to the State Treasurer
19 and by him deposited in the General Revenue Fund.

20 SECTION 108. AMENDATORY 47 O.S. 2021, Section 1102, is
21 amended to read as follows:

22 Section 1102. As used in the Oklahoma Vehicle License and
23 Registration Act:
24

1 1. "All-terrain vehicle" means a vehicle manufactured and used
2 exclusively for off-highway use traveling on four or more non-
3 highway tires, and being fifty (50) inches or less in width;

4 2. "Carrying capacity" means the carrying capacity of a vehicle
5 as determined or declared in tons of cargo or payload by the owner;
6 provided, that such declared capacity shall not be less than the
7 minimum tonnage capacity fixed, listed or advertised by the
8 manufacturer of any vehicle;

9 3. "Certificate of title" means a document which is proof of
10 legal ownership of a motor vehicle as described and provided for in
11 Section 1105 of this title;

12 4. "Chips and oil" or the term "road oil and crushed rock"
13 means, with respect to materials authorized for use in the surfacing
14 of roads or highways in this title or in any equivalent statute
15 pertaining to road or highway surfacing in the State of Oklahoma,
16 any asphaltic materials. Wherever chips and oil or road oil and
17 crushed rock are authorized for use in the surfacing of roads or
18 highways in this state, whether by the Department of Transportation,
19 or by the county commissioners, or other road building authority
20 subject to the Oklahoma Vehicle License and Registration Act,
21 asphaltic materials are also authorized for use in such surfacing
22 and construction;

23 5. "Combined laden weight" means the weight of a truck or
24 station wagon and its cargo or payload transported thereon, or the

1 weight of a truck or truck-tractor plus the weight of any trailers
2 or semitrailers together with the cargo or payload transported
3 thereon;

4 6. "Commercial trailer" means any trailer, as defined in
5 Section 1-180 of this title, or semitrailer, as defined in Section
6 1-162 of this title, when such trailer or semitrailer is used
7 primarily for business or commercial purposes;

8 7. "Commercial trailer dealer" means any person, firm or
9 corporation engaged in the business of selling any new and unused,
10 or used, or both new and used commercial trailers;

11 8. "Commercial vehicle" means any vehicle over eight thousand
12 (8,000) pounds combined laden weight used primarily for business or
13 commercial purposes. Each motor vehicle being registered pursuant
14 to the provisions of this section shall have the name of the
15 commercial establishment or the words "Commercial Vehicle"
16 permanently and prominently displayed upon the outside of the
17 vehicle in letters not less than two (2) inches high. Such letters
18 shall be in sharp contrast to the background and shall be of
19 sufficient shape and color as to be readily legible during daylight
20 hours, from a distance of fifty (50) feet while the vehicle is not
21 in motion;

22 9. "Commission" or "Tax Commission" means the Oklahoma Tax
23 Commission;

24

1 10. "Construction machinery" means machines or devices drawn as
2 trailers which are designed and used for construction, tree trimming
3 and waste maintenance projects, which derive no revenue from the
4 transportation of persons or property, whose use of the highway is
5 only incidental and which are not mounted or affixed to another
6 vehicle; provided, construction machinery shall not include
7 implements of husbandry as defined in Section 1-125 of this title;

8 11. "Dealer" means any person, firm, association, corporation
9 or trust who sells, solicits or advertises the sale of new and
10 unused motor vehicles and holds a bona fide contract or franchise in
11 effect with a manufacturer or distributor of a particular make of
12 new or unused motor vehicle or vehicles for the sale of same;

13 12. "Mini-truck" means a foreign-manufactured import or
14 domestic-manufactured vehicle powered by an internal combustion
15 engine with a piston or rotor displacement of one thousand cubic
16 centimeters (1,000 cc) or less, which is sixty-seven (67) inches or
17 less in width, with an unladen dry weight of three thousand four
18 hundred (3,400) pounds or less, traveling on four or more tires,
19 having a top speed of approximately fifty-five (55) miles per hour,
20 equipped with a bed or compartment for hauling, and having an
21 enclosed passenger cab;

22 13. "Interstate commerce" means any commerce moving between any
23 place in a state and any place in another state or between places in
24 the same state through another state;

1 14. "Laden weight" means the combined weight of a vehicle when
2 fully equipped for use and the cargo or payload transported thereon;
3 provided, that in no event shall the laden weight be less than the
4 unladen weight of the vehicle fully equipped for use, plus the
5 manufacturer's rated carrying capacity;

6 15. "Local authorities" means every county, municipality or
7 local board or body having authority to adopt police regulations
8 under the Constitution and laws of this state;

9 16. "Low-speed electrical vehicle" means any four-wheeled
10 electrical vehicle that is powered by an electric motor that draws
11 current from rechargeable storage batteries or other sources of
12 electrical current and whose top speed is greater than twenty (20)
13 miles per hour but not greater than twenty-five (25) miles per hour
14 and is manufactured in compliance with the National Highway Traffic
15 Safety Administration standards for low-speed vehicles in 49 C.F.R.
16 571.500;

17 17. "Manufactured home" means a residential dwelling built in
18 accordance with the National Manufactured Housing Construction and
19 Safety Standards Act of 1974, 42 U.S.C., Section 5401 et seq., and
20 rules promulgated pursuant thereto and the rules promulgated by the
21 Oklahoma Used Motor Vehicle and Parts Commission pursuant to Section
22 582 of this title. Manufactured home shall not mean a park model
23 recreational vehicle as defined in this section;

1 18. "Manufactured home dealer" means any person, firm or
2 corporation engaged in the business of selling any new and unused,
3 or used, or both new and used manufactured homes. Such information
4 and a valid franchise letter as proof of authorization to sell any
5 such new manufactured home product line or lines shall be attached
6 to the application for a dealer license to sell manufactured homes.
7 "Manufactured home dealer" shall not include any person, firm or
8 corporation who sells or contracts for the sale of the dealer's own
9 personally titled manufactured home or homes. No person, firm or
10 corporation shall be considered a manufactured home dealer as to any
11 manufactured home purchased or acquired by such person, firm or
12 corporation for purposes other than resale; provided, that the
13 restriction set forth in this sentence shall not prevent an
14 otherwise qualified person, firm or corporation from utilizing a
15 single manufactured home as a sales office;

16 19. "Medium-speed electrical vehicle" means any self-propelled,
17 electrically powered four-wheeled motor vehicle, equipped with a
18 roll cage or crush-proof body design, whose speed attainable in one
19 (1) mile is more than thirty (30) miles per hour but not greater
20 than thirty-five (35) miles per hour;

21 20. ~~"Motor license agent~~ Licensed operator" means any person
22 appointed, designated or authorized by ~~the Oklahoma Tax Commission~~
23 Service Oklahoma to collect the fees and to enforce the provisions
24 provided for in the Oklahoma Vehicle License and Registration Act;

1 21. "New vehicle" or "unused vehicle" means a vehicle which has
2 been in the possession of the manufacturer, distributor or
3 wholesaler or has been sold only by the manufacturer, distributor or
4 wholesaler to a dealer;

5 22. "Nonresident" means any person who is not a resident of
6 this state;

7 23. "Off-road motorcycle" means any motorcycle, as defined in
8 Section 1-135 of this title, when such motorcycle has been
9 manufactured for and used exclusively off roads, highways and any
10 other paved surfaces;

11 24. "Owner" means any person owning, operating or possessing
12 any vehicle herein defined;

13 25. "Park model recreational vehicle" means a vehicle that is:

- 14 a. designed and marketed as temporary living quarters for
15 camping, recreational, seasonal or travel use,
- 16 b. not permanently affixed to real property for use as a
17 permanent dwelling,
- 18 c. built on a single chassis mounted on wheels with a
19 gross trailer area not exceeding four hundred (400)
20 square feet in the setup mode, and
- 21 d. certified by the manufacturer as complying with
22 standard A119.5 of the American National Standards
23 Institute, Inc.;

1 26. "Person" means any individual, copartner, joint venture,
2 association, corporation, limited liability company, estate, trust,
3 business trust, syndicate, the State of Oklahoma, or any county,
4 city, municipality, school district or other political subdivision
5 thereof, or any group or combination acting as a unit, or any
6 receiver appointed by the state or federal court;

7 27. "Rebodied vehicle" means a vehicle:

- 8 a. which has been assembled using a new body or new major
9 component which is of the identical type as the
10 original vehicle and is licensed by the manufacturer
11 of the original vehicle and other original, new or
12 reconditioned parts. For purposes of this paragraph,
13 "new body or new major component" means a new body,
14 cab, frame, front end clip or rear end clip,
- 15 b. which is not a salvage, rebuilt, or junked vehicle as
16 defined by paragraph 1, 2, or 6 of subsection A of
17 Section 1105 of this title, and
- 18 c. for which ~~the Tax Commission~~ Service Oklahoma has
19 assigned or will assign a new identifying number;

20 28. "Recreational off-highway vehicle" means a vehicle
21 manufactured and used exclusively for off-highway use, traveling on
22 four or more non-highway tires, and being sixty-five (65) inches or
23 less in width;

1 29. "Recreational vehicle" means every vehicle which is built
2 on or permanently attached to a self-propelled motor chassis or
3 chassis cab which becomes an integral part of the completed vehicle
4 and is capable of being operated on the highways. In order to
5 qualify as a recreational vehicle pursuant to this paragraph such
6 vehicle shall be permanently constructed and equipped for human
7 habitation, having its own sleeping and kitchen facilities,
8 including permanently affixed cooking facilities, water tanks and
9 holding tank with permanent toilet facilities. Recreational vehicle
10 shall not include manufactured homes or any vehicle with portable
11 sleeping, toilet and kitchen facilities which are designed to be
12 removed from such vehicle. Recreational vehicle shall include park
13 model recreational vehicles as defined in this section;

14 30. "Remanufactured vehicle" means a vehicle which has been
15 assembled by a vehicle remanufacturer using a new body and which may
16 include original, reconditioned, or remanufactured parts, and which
17 is not a salvage, rebuilt, or junked vehicle as defined by
18 paragraphs 1, 2, and 6, respectively, of subsection A of Section
19 1105 of this title;

20 31. "Rental trailer" means all small or utility trailers or
21 semitrailers constructed and suitable for towing by a passenger
22 automobile and designed only for carrying property, when the
23 trailers or semitrailers are owned by, or are in the possession of,
24 any person engaged in renting or leasing such trailers or

1 semitrailers for intrastate or interstate use or combined intrastate
2 and interstate use;

3 32. "Special mobilized machinery" means special purpose
4 machines or devices, either self-propelled or drawn as trailers or
5 semitrailers, which derive no revenue from the transportation of
6 persons or property, whose use of the highway is only incidental,
7 and whose useful revenue producing service is performed at
8 destinations in an area away from the traveled surface of an
9 established open highway;

10 33. "State" means the State of Oklahoma;

11 34. "Station wagon" means any passenger vehicle which does not
12 have a separate luggage compartment or trunk and which does not have
13 open beds, and has one or more rear seats readily lifted out or
14 folded, whether same is called a station wagon or ranch wagon;

15 35. "Street-legal utility vehicle" means a vehicle meeting the
16 description and specifications of Section 1 of this act;

17 36. "Travel trailer" means any vehicular portable structure
18 built on a chassis, used as a temporary dwelling for travel,
19 recreational or vacational use, and, when factory-equipped for the
20 road, it shall have a body width not exceeding eight (8) feet and an
21 overall length not exceeding forty (40) feet, including the hitch or
22 coupling;

23 37. "Travel trailer dealer" means any person, firm or
24 corporation engaged in the business of selling any new and unused,

1 or used, or both new and used travel trailers. Such information and
2 a valid franchise letter as proof of authorization to sell any such
3 new travel trailer product line or lines shall be attached to the
4 application for a dealer license to sell travel trailers. "Travel
5 trailer dealer" shall not include any person, firm or corporation
6 who sells or contracts for the sale of his or her own personally
7 titled travel trailer or trailers. No person, firm or corporation
8 shall be considered as a travel trailer dealer as to any travel
9 trailer purchased or acquired by such person, firm or corporation
10 for purposes other than resale;

11 38. "Used motor vehicle dealer" means "used motor vehicle
12 dealer" as defined in Section 581 of this title;

13 39. "Used vehicle" means any vehicle which has been sold,
14 bargained, exchanged or given away, or used to the extent that it
15 has become what is commonly known, and generally recognized, as a
16 "secondhand" vehicle. This shall also include any vehicle other
17 than a remanufactured vehicle, regardless of age, owned by any
18 person who is not a dealer;

19 40. "Utility vehicle" means a vehicle powered by an internal
20 combustion engine, manufactured and used exclusively for off-highway
21 use, equipped with seating for two or more people and a steering
22 wheel, traveling on four or more wheels;

23 41. "Vehicle" means any type of conveyance or device in, upon
24 or by which a person or property is or may be transported from one

1 location to another upon the avenues of public access within the
2 state. "Vehicle" does not include bicycles, trailers except travel
3 trailers and rental trailers, or implements of husbandry as defined
4 in Section 1-125 of this title. All implements of husbandry used as
5 conveyances shall be required to display the owner's driver license
6 number or license plate number of any vehicle owned by the owner of
7 the implement of husbandry on the rear of the implement in numbers
8 not less than two (2) inches in height. The use of the owner's
9 Social Security number on the rear of the implement of husbandry
10 shall not be required; and

11 42. "Vehicle remanufacturer" means a commercial entity which
12 assembles remanufactured vehicles.

13 SECTION 109. AMENDATORY 47 O.S. 2021, Section 1104, is
14 amended to read as follows:

15 Section 1104. A. Unless otherwise provided by law, all fees,
16 taxes and penalties collected or received pursuant to the Oklahoma
17 Vehicle License and Registration Act or Section 1-101 et seq. of
18 this title shall be apportioned and distributed monthly by the
19 Oklahoma Tax Commission in accordance with this section.

20 B. 1. The following percentages of the monies referred to in
21 subsection A of this section shall be apportioned to the various
22 school districts in accordance with paragraph 2 of this subsection:

23 a. from October 1, 2000, until June 30, 2001, thirty-five
24 and forty-six one-hundredths percent (35.46%),

- b. for the year beginning July 1, 2001, and ending June 30, 2002, thirty-five and ninety-one one-hundredths percent (35.91%),
- c. for the year beginning July 1, 2002, through the year ending on June 30, 2015, thirty-six and twenty one-hundredths percent (36.20%),
- d. for the year beginning July 1, 2015, through the year ending on June 30, 2019, thirty-six and twenty one-hundredths percent (36.20%), but in no event shall the amount apportioned in any fiscal year pursuant to this subparagraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the General Revenue Fund, and
- e. for the year beginning July 1, 2019, and all subsequent years, thirty-six and twenty one-hundredths percent (36.20%), but in no event shall the amount apportioned in any fiscal year pursuant to this subparagraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the Rebuilding Oklahoma Access and Driver Safety Fund created in Section 1521 of Title 69 of the Oklahoma Statutes.

1 2. The monies apportioned pursuant to subparagraphs a through e
2 of paragraph 1 of this subsection shall be apportioned to the
3 various school districts so that each district shall receive an
4 amount based upon the proportion that each district's average daily
5 attendance bears to the total average daily attendance of those
6 districts entitled to receive funds pursuant to this section as
7 certified by the State Department of Education.

8 Each district's allocation of funds shall be remitted to the
9 county treasurer of the county wherein the administrative
10 headquarters of the district are located.

11 No district shall be eligible for the funds herein provided
12 unless the district makes an ad valorem tax levy of fifteen (15)
13 mills and maintains nine (9) years of instruction and pursuant to
14 the rules of the State Board of Education, is authorized to maintain
15 ten (10) years of instruction.

16 C. The following percentages of the monies referred to in
17 subsection A of this section shall be remitted to the State
18 Treasurer to be credited to the General Revenue Fund of the State
19 Treasury:

20 1. From October 1, 2000, until June 30, 2001, forty-five and
21 ninety-seven one-hundredths percent (45.97%);

22 2. For the year beginning July 1, 2001, and ending June 30,
23 2002, forty-five and twenty-nine one-hundredths percent (45.29%);
24

1 3. For the year beginning July 1, 2002, and for the subsequent
2 fiscal years ending June 30, 2007, forty-four and eighty-four one-
3 hundredths percent (44.84%);

4 4. For the year beginning July 1, 2007, and ending June 30,
5 2008, thirty-nine and eighty-four one-hundredths percent (39.84%);

6 5. For the year beginning July 1, 2008, and ending June 30,
7 2009, thirty-four and eighty-four one-hundredths percent (34.84%);

8 6. For the period beginning July 1, 2009, and ending December
9 31, 2012, twenty-nine and eighty-four one-hundredths percent
10 (29.84%);

11 7. For the period beginning January 1, 2013, and ending June
12 30, 2013, twenty-nine and thirty-four one-hundredths percent
13 (29.34%);

14 8. For the year beginning July 1, 2013, and ending June 30,
15 2014, twenty-six and eighty-four one-hundredths percent (26.84%);
16 and

17 9. For the year beginning July 1, 2014, through the year ending
18 June 30, 2019, twenty-four and eighty-four one-hundredths percent
19 (24.84%).

20 D. The following percentages of the monies referred to in
21 subsection A of this section shall be remitted to the State
22 Treasurer to be credited to the State Transportation Fund:

23 1. From October 1, 2000, until June 30, 2001, thirty one-
24 hundredths percent (0.30%);

1 2. For the year beginning July 1, 2001, through the year ending
2 on June 30, 2015, thirty-one one-hundredths percent (0.31%);

3 3. For the year beginning July 1, 2015, through the year ending
4 on June 30, 2019, thirty-one one-hundredths percent (0.31%), but in
5 no event shall the amount apportioned in any fiscal year pursuant to
6 this paragraph exceed the total amount apportioned for the fiscal
7 year ending on June 30, 2015. Any amounts in excess of such
8 limitation shall be placed to the credit of the General Revenue
9 Fund; and

10 4. For the year beginning July 1, 2019, and all subsequent
11 years, thirty-one one-hundredths percent (0.31%), but in no event
12 shall the amount apportioned in any fiscal year pursuant to this
13 paragraph exceed the total amount apportioned for the fiscal year
14 ending on June 30, 2015. Any amounts in excess of such limitation
15 shall be placed to the credit of the Rebuilding Oklahoma Access and
16 Driver Safety Fund created in Section 1521 of Title 69 of the
17 Oklahoma Statutes.

18 E. 1. The following percentages of the monies referred to in
19 subsection A of this section shall be apportioned to the various
20 counties as set forth in paragraph 2 of this section:

21 a. from October 1, 2000, until June 30, 2001, seven and
22 nine one-hundredths percent (7.09%),
23
24

- b. for the year beginning July 1, 2001, and ending June 30, 2002, seven and eighteen one-hundredths percent (7.18%),
- c. for the year beginning July 1, 2002, through the year ending on June 30, 2015, seven and twenty-four one-hundredths percent (7.24%),
- d. for the year beginning July 1, 2015, through the year ending on June 30, 2019, seven and twenty-four one-hundredths percent (7.24%), but in no event shall the amount apportioned in any fiscal year pursuant to this subparagraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the General Revenue Fund, and
- e. for the year beginning July 1, 2019, and all subsequent years, seven and twenty-four one-hundredths percent (7.24%), but in no event shall the amount apportioned in any fiscal year pursuant to this subparagraph exceed the total amount apportioned for the fiscal year ending on June 30, 2015. Any amounts in excess of such limitation shall be placed to the credit of the Rebuilding Oklahoma Access and Driver Safety Fund created in Section 1521 of Title 69 of the Oklahoma Statutes.

1 2. The monies apportioned pursuant to subparagraphs a through e
2 of paragraph 1 of this subsection shall be apportioned as follows:
3 forty percent (40%) of such sum shall be distributed to the various
4 counties in that proportion which the county road mileage of each
5 county bears to the entire state road mileage as certified by the
6 Transportation Commission and the remaining sixty percent (60%) of
7 such sum shall be distributed to the various counties on the basis
8 which the population and area of each county bears to the total
9 population and area of the state. The population shall be as shown
10 by the last Federal Census or the most recent annual estimate
11 provided by the United States Bureau of the Census. The funds shall
12 be used for the purpose of constructing and maintaining county
13 highways; provided, however, the county treasurer may deposit so
14 much of the funds in the sinking fund as may be necessary for the
15 retirement of interest and annual accrual of indebtedness created by
16 the issuance of county or township bonds for road purposes. Such
17 deposits to the sinking fund shall not exceed forty percent (40%) of
18 the funds allocated to a county pursuant to this paragraph.

19 F. 1. The following percentages of the monies referred to in
20 subsection A of this section shall be remitted to the county
21 treasurers of the respective counties and by them deposited in a
22 separate special revenue fund to be used by the county commissioners
23 in accordance with paragraph 2 of this subsection:
24

- 1 a. from October 1, 2000, until June 30, 2001, two and
2 fifty-three one-hundredths percent (2.53%),
3 b. for the year beginning July 1, 2001, and ending June
4 30, 2002, two and fifty-six one-hundredths percent
5 (2.56%),
6 c. for the year beginning July 1, 2002, through the year
7 ending on June 30, 2015, two and fifty-nine one-
8 hundredths percent (2.59%),
9 d. for the year beginning July 1, 2015, through the year
10 ending on June 30, 2019, two and fifty-nine one-
11 hundredths percent (2.59%), but in no event shall the
12 amount apportioned in any fiscal year pursuant to this
13 subparagraph exceed the total amount apportioned for
14 the fiscal year ending on June 30, 2015. Any amounts
15 in excess of such limitation shall be placed to the
16 credit of the General Revenue Fund, and
17 e. for the year beginning July 1, 2019, and all
18 subsequent years, two and fifty-nine one-hundredths
19 percent (2.59%), but in no event shall the amount
20 apportioned in any fiscal year pursuant to this
21 subparagraph exceed the total amount apportioned for
22 the fiscal year ending on June 30, 2015. Any amounts
23 in excess of such limitation shall be placed to the
24 credit of the Rebuilding Oklahoma Access and Driver

1 Safety Fund created in Section 1521 of Title 69 of the
2 Oklahoma Statutes.

3 2. The monies apportioned pursuant to subparagraphs a through e
4 of paragraph 1 of this subsection shall be used for the primary
5 purpose of matching federal funds for the construction of federal
6 aid projects on county roads, or constructing and maintaining county
7 or township highways and permanent bridges of such counties. The
8 distribution of monies apportioned by this paragraph shall be made
9 upon the basis of the current formula based upon road mileage, area
10 and population as related to county road improvement and maintenance
11 costs. Provided, however, the Department of Transportation may
12 update the formula factors from time to time as necessary to account
13 for changing conditions.

14 G. 1. The following percentages of the monies referred to in
15 subsection A of this section shall be transmitted by the Tax
16 Commission to the various counties as set forth in paragraph 2 of
17 this subsection:

18 a. from October 1, 2000, until June 30, 2001, three and
19 fifty-five one-hundredths percent (3.55%),

20 b. for the year beginning July 1, 2001, and ending June
21 30, 2002, three and fifty-nine one-hundredths percent
22 (3.59%),

- 1 c. for the year beginning July 1, 2002, through the year
2 ending on June 30, 2015, three and sixty-two one-
3 hundredths percent (3.62%),
- 4 d. for the year beginning July 1, 2015, through the year
5 ending on June 30, 2019, three and sixty-two one-
6 hundredths percent (3.62%), but in no event shall the
7 amount apportioned in any fiscal year pursuant to this
8 subparagraph exceed the total amount apportioned for
9 the fiscal year ending on June 30, 2015. Any amounts
10 in excess of such limitation shall be placed to the
11 credit of the General Revenue Fund, and
- 12 e. for the year beginning July 1, 2019, and all
13 subsequent years, three and sixty-two one-hundredths
14 percent (3.62%), but in no event shall the amount
15 apportioned in any fiscal year pursuant to this
16 subparagraph exceed the total amount apportioned for
17 the fiscal year ending on June 30, 2015. Any amounts
18 in excess of such limitation shall be placed to the
19 credit of the Rebuilding Oklahoma Access and Driver
20 Safety Fund created in Section 1521 of Title 69 of the
21 Oklahoma Statutes.

22 2. The monies apportioned pursuant to subparagraphs a through e
23 of paragraph 1 of this subsection shall be transmitted to the
24 various counties on the basis of a formula to be developed by the

1 Department of Transportation. Such formula shall be similar to that
2 currently used for the distribution of County Bridge Program Funds,
3 but also taking into consideration the effect of terrain and traffic
4 volume as related to county road improvement and maintenance costs.
5 Provided, however, the Department of Transportation may update the
6 formula factors from time to time as necessary to account for
7 changing conditions. The funds shall be transmitted to the various
8 county treasurers to be deposited in the county highway fund of
9 their respective counties.

10 H. 1. The following percentages of the monies referred to in
11 subsection A of this section shall be apportioned to the various
12 counties as set forth in paragraph 2 of this subsection:

- 13 a. from October 1, 2000, until June 30, 2001, eighty-one
14 one-hundredths percent (0.81%),
- 15 b. for the year beginning July 1, 2001, and ending June
16 30, 2002, eighty-two one-hundredths percent (0.82%),
- 17 c. for the year beginning July 1, 2002, through the year
18 ending on June 30, 2015, eighty-three one-hundredths
19 percent (0.83%),
- 20 d. for the year beginning July 1, 2015, through the year
21 ending on June 30, 2019, eighty-three one-hundredths
22 percent (0.83%), but in no event shall the amount
23 apportioned in any fiscal year pursuant to this
24 subparagraph exceed the total amount apportioned for

1 the fiscal year ending on June 30, 2015. Any amounts
2 in excess of such limitation shall be placed to the
3 credit of the General Revenue Fund, and
4 e. for the year beginning July 1, 2019, and all
5 subsequent years, eighty-three one-hundredths percent
6 (0.83%), but in no event shall the amount apportioned
7 in any fiscal year pursuant to this subparagraph
8 exceed the total amount apportioned for the fiscal
9 year ending on June 30, 2015. Any amounts in excess
10 of such limitation shall be placed to the credit of
11 the Rebuilding Oklahoma Access and Driver Safety Fund
12 created in Section 1521 of Title 69 of the Oklahoma
13 Statutes.

14 2. The monies apportioned pursuant to subparagraphs a through e
15 of paragraph 1 of this subsection shall be apportioned to the
16 various counties based upon the proportion that each county's
17 population bears to the total state population.

18 Each county's allocation of funds shall be remitted to the
19 various county treasurers to be deposited in the general fund of the
20 county and used for the support of county government.

21 I. 1. The following percentages of the monies referred to in
22 subsection A of this section shall be apportioned to the various
23 cities and incorporated towns as set forth in paragraph 2 of this
24 subsection:

- 1 a. from October 1, 2000, until June 30, 2001, three and
2 four one-hundredths percent (3.04%),
- 3 b. for the year beginning July 1, 2001, and ending June
4 30, 2002, three and eight one-hundredths percent
5 (3.08%),
- 6 c. for the year beginning July 1, 2002, through the year
7 ending on June 30, 2015, three and ten one-hundredths
8 percent (3.10%),
- 9 d. for the year beginning July 1, 2015, through the year
10 ending on June 30, 2019, three and ten one-hundredths
11 percent (3.10%), but in no event shall the amount
12 apportioned in any fiscal year pursuant to this
13 subparagraph exceed the total amount apportioned for
14 the fiscal year ending on June 30, 2015. Any amounts
15 in excess of such limitation shall be placed to the
16 credit of the General Revenue Fund, and
- 17 e. for the year beginning July 1, 2019, and all
18 subsequent years, three and ten one-hundredths percent
19 (3.10%), but in no event shall the amount apportioned
20 in any fiscal year pursuant to this subparagraph
21 exceed the total amount apportioned for the fiscal
22 year ending on June 30, 2015. Any amounts in excess
23 of such limitation shall be placed to the credit of
24 the Rebuilding Oklahoma Access and Driver Safety Fund

1 created in Section 1521 of Title 69 of the Oklahoma
2 Statutes.

3 2. The monies apportioned pursuant to subparagraphs a through e
4 of paragraph 1 of this subsection shall be apportioned to the
5 various cities and incorporated towns based upon the proportion that
6 each city or incorporated town's population bears to the total
7 population of all cities and incorporated towns in the state. Such
8 funds shall be remitted to the various county treasurers for
9 allocation to the various cities and incorporated towns. All such
10 funds shall be used for the construction, maintenance, repair,
11 improvement and lighting of streets and alleys. Provided, however,
12 the governing board of any city or town may, with the approval of
13 the county excise board, transfer any surplus funds to the general
14 revenue fund of such city or town whenever an emergency requires
15 such a transfer.

16 J. The following percentages of the monies referred to in
17 subsection A of this section shall be remitted to the State
18 Treasurer to be credited to the Oklahoma Law Enforcement Retirement
19 Fund:

20 1. From October 1, 2000, until June 30, 2001, one and twenty-
21 two one-hundredths percent (1.22%);

22 2. For the year beginning July 1, 2001, and ending June 30,
23 2002, one and twenty-three one-hundredths percent (1.23%); and
24

1 3. For the year beginning July 1, 2002, and all subsequent
2 years, one and twenty-four one-hundredths percent (1.24%).

3 K. Three one-hundredths of one percent (3/100 of 1%) of the
4 monies referred to in subsection A of this section shall be remitted
5 to the State Treasurer to be credited to the Wildlife Conservation
6 Fund. Seventy-five percent (75%) of the funds shall be used for
7 fish habitat restoration and twenty-five percent (25%) of the funds
8 shall be used in the fish hatchery system for fish production.

9 L. 1. For the year beginning July 1, 2007, and ending June 30,
10 2008, five percent (5%) of monies referred to in subsection A of
11 this section shall be remitted to the State Treasurer to be credited
12 to the County Improvements for Roads and Bridges Fund as created in
13 Section 507 of Title 69 of the Oklahoma Statutes.

14 2. For the year beginning July 1, 2008, and ending June 30,
15 2009, ten percent (10%) of monies referred to in subsection A of
16 this section shall be remitted to the State Treasurer to be credited
17 to the County Improvements for Roads and Bridges Fund as created in
18 Section 507 of Title 69 of the Oklahoma Statutes.

19 3. For the period beginning July 1, 2009, and ending December
20 31, 2012, fifteen percent (15%) of monies referred to in subsection
21 A of this section shall be remitted to the State Treasurer to be
22 credited to the County Improvements for Roads and Bridges Fund as
23 created in Section 507 of Title 69 of the Oklahoma Statutes.

1 4. For the period beginning January 1, 2013, and ending June
2 30, 2013, fifteen and fifty one-hundredths percent (15.50%) of
3 monies referred to in subsection A of this section shall be remitted
4 to the State Treasurer to be credited to the County Improvements for
5 Roads and Bridges Fund as created in Section 507 of Title 69 of the
6 Oklahoma Statutes.

7 5. For the year beginning July 1, 2013, and ending June 30,
8 2014, eighteen percent (18%) of monies referred to in subsection A
9 of this section shall be remitted to the State Treasurer to be
10 credited to the County Improvements for Roads and Bridges Fund as
11 created in Section 507 of Title 69 of the Oklahoma Statutes.

12 6. For the year beginning July 1, 2014, twenty percent (20%) of
13 monies referred to in subsection A of this section shall be remitted
14 to the State Treasurer to be credited to the County Improvements for
15 Roads and Bridges Fund as created in Section 507 of Title 69 of the
16 Oklahoma Statutes.

17 7. For the year beginning July 1, 2015, through the year ending
18 on June 30, 2019, twenty percent (20%) of monies referred to in
19 subsection A of this section shall be remitted to the State
20 Treasurer to be credited to the County Improvements for Roads and
21 Bridges Fund as created in Section 507 of Title 69 of the Oklahoma
22 Statutes, but in no event shall the total amount apportioned in any
23 fiscal year pursuant to this paragraph exceed One Hundred Twenty
24 Million Dollars (\$120,000,000.00). Any amounts in excess of One

1 Hundred Twenty Million Dollars (\$120,000,000.00) shall be placed to
2 the credit of the General Revenue Fund.

3 8. a. Except as provided in subparagraph b of this
4 paragraph, for the year beginning July 1, 2019, and
5 all subsequent years, twenty percent (20%) of monies
6 referred to in subsection A of this section shall be
7 remitted to the State Treasurer to be credited to the
8 County Improvements for Roads and Bridges Fund as
9 created in Section 507 of Title 69 of the Oklahoma
10 Statutes, but in no event shall the total amount
11 apportioned in any fiscal year pursuant to this
12 paragraph exceed One Hundred Twenty Million Dollars
13 (\$120,000,000.00). Any amounts in excess of One
14 Hundred Twenty Million Dollars (\$120,000,000.00) shall
15 be placed to the credit of the Rebuilding Oklahoma
16 Access and Driver Safety Fund created in Section 1521
17 of Title 69 of the Oklahoma Statutes, and

18 b. (1) for the fiscal year beginning July 1, 2021,
19 through the fiscal year ending June 30, 2026, the
20 Oklahoma Tax Commission shall remit twenty-five
21 percent (25%) of the monthly allocation,
22 otherwise scheduled to be credited to the County
23 Improvements for Roads and Bridges Fund, to the
24 various counties of the state. The Commission

1 shall distribute such funds monthly to each
2 county treasurer as follows:

3 (a) one-third (1/3) of such funds shall be
4 distributed to the various counties in the
5 proportion which the area of each county
6 bears to the total area of the state,

7 (b) one-third (1/3) of such funds shall be
8 distributed to the various counties in the
9 proportion which the certified county road
10 miles of each county bear to the total sum
11 of county road miles in the state, and

12 (c) one-third (1/3) of such funds shall be
13 distributed to the various counties in the
14 proportion which the total replacement cost
15 for obsolete or deficient bridges according
16 to the most recent ODOT yearly Bridge
17 Summary Report for County Bridges for each
18 county bears to the total amount of such
19 cost for all such county bridges in the
20 state, and

21 (2) for the fiscal year beginning July 1, 2026, and
22 all subsequent fiscal years thereafter, the
23 Oklahoma Tax Commission shall remit twenty-five
24 percent (25%) of the monthly allocation,

1 otherwise scheduled to be credited to the County
2 Improvements for Roads and Bridges Fund, to the
3 various counties of the state. The Commission
4 shall distribute such funds monthly to each
5 county treasurer as follows:

6 (a) one-third (1/3) of such funds shall be
7 distributed to the various counties in the
8 proportion which the area of each county
9 bears to the total area of the state,

10 (b) one-third (1/3) of such funds shall be
11 distributed to the various counties in the
12 proportion which the certified county road
13 miles of each county bear to the total sum
14 of county road miles in the state, and

15 (c) one-third (1/3) of such funds shall be
16 distributed to the various counties in the
17 proportion which the number of county
18 bridges in each county according to the ODOT
19 2020 Bridge Summary Report for County
20 Bridges bears to the total sum of county
21 bridges in the state according to such
22 report.

23 Each county treasurer shall deposit such funds to the
24 county's county highway fund and such funds shall be used

1 for maintenance and operations. In no event shall the
2 total amount apportioned in any fiscal year pursuant to the
3 provisions of subparagraphs a and b of this paragraph
4 exceed One Hundred Twenty Million Dollars
5 (\$120,000,000.00).

6 M. Twenty-four and eighty-four one-hundredths percent (24.84%)
7 of the monies referred to in subsection A of this section shall be
8 remitted to the State Treasurer to be credited to the Rebuilding
9 Oklahoma Access and Driver Safety Fund created in Section 1521 of
10 Title 69 of the Oklahoma Statutes.

11 N. Monies allocated to counties by this section may be
12 estimated by the county excise board in the budget for the county as
13 anticipated revenue to the extent of ninety percent (90%) of the
14 previous year's income from such source; provided, not more than
15 fifteen percent (15%) can be encumbered during any month.

16 O. Notwithstanding any other provisions of this section, for
17 the fiscal year beginning July 1, 2003, the first One Hundred
18 Thousand Dollars (\$100,000.00) of the monies collected or received
19 by the Tax Commission pursuant to the registration of motorcycles
20 and mopeds in this state shall be placed to the credit of the
21 Oklahoma Tax Commission Revolving Fund. Beginning January 1, 2023,
22 the first One Hundred Thousand Dollars (\$100,000.00) of the monies
23 collected or received by Service Oklahoma pursuant to the
24

1 registration of motorcycles and mopeds in this state shall be placed
2 to the credit of the Service Oklahoma Revolving Fund.

3 SECTION 110. AMENDATORY 47 O.S. 2021, Section 1104.1, is
4 amended to read as follows:

5 Section 1104.1. A. Twenty-three Dollars (\$23.00) of the fee
6 authorized by Section 1135.5 of this title for university or college
7 supporter license plates which are received each year by ~~the~~
8 ~~Oklahoma Tax Commission~~ Service Oklahoma or its ~~motor license agents~~
9 licensed operators and transferred to the Oklahoma Tax Commission
10 shall be apportioned as follows:

11 1. Twenty Dollars (\$20.00) of the fee for each license plate
12 designating a particular state university or college shall be
13 apportioned to the particular state university or college so
14 designated on the license plate. Twenty Dollars (\$20.00) of the fee
15 for each license plate designating a particular private university
16 or college shall be apportioned to the particular private university
17 or college so designated on the license plate and may be used by the
18 private university or college as compensation for use of the
19 symbols, words, or letters authorized by the private university or
20 college for use on the license plate; and

21 2. Three Dollars (\$3.00) shall be deposited to the Adaptive
22 Grant Program for Oklahomans with Intellectual Disabilities
23 Revolving Fund created by this section to be used for educational
24 purposes.

1 B. There is hereby created in the State Treasury a revolving
2 fund for the Department of Human Services to be designated the
3 "Adaptive Grant Program for Oklahomans with Intellectual
4 Disabilities Revolving Fund". The fund shall be a continuing fund,
5 not subject to fiscal year limitations, and shall consist of all
6 funds deposited therein pursuant to the provisions of paragraph 2 of
7 subsection A of this section. All monies accruing to the credit of
8 the fund are hereby appropriated and may be budgeted and expended by
9 the Department of Human Services for the administration of the
10 Adaptive Grant Program for Oklahomans with Intellectual
11 Disabilities.

12 C. The Director of the Department of Human Services is hereby
13 directed to promulgate rules to create the Adaptive Grant Program
14 for Oklahomans with Intellectual Disabilities Program to provide
15 financial assistance in adaptation of furnishings, fixtures,
16 vehicles, equipment or structures in order to meet any special needs
17 of Oklahomans with intellectual disabilities; provided, recipients
18 of grants awarded pursuant to the program shall be limited to those
19 programs, projects or persons not otherwise qualifying for state or
20 federal funding. The Department of Human Services is authorized to
21 contract with a statewide private, nonprofit foundation certified to
22 be a 501(c)(3) organization by the Internal Revenue Service for
23 administration of the program.

24

1 D. The Director of Human Services shall prepare an annual
2 report on the Program. Such report shall be submitted to the
3 Governor, the President Pro Tempore of the Senate and the Speaker of
4 the House of Representatives.

5 SECTION 111. AMENDATORY 47 O.S. 2021, Section 1104.2, is
6 amended to read as follows:

7 Section 1104.2. A. Twenty-four Dollars (\$24.00) of the fee
8 authorized by Section 14 of this act for environmental awareness
9 license plates which are received each year by ~~the Oklahoma Tax~~
10 ~~Commission~~ Service Oklahoma or its ~~motor license agents~~ licensed
11 operators transferred to the Oklahoma Tax Commission shall be
12 deposited to the Environmental Education Revolving Fund created by
13 this section.

14 B. There is hereby created in the State Treasury a revolving
15 fund for the Department of Environmental Quality to be designated
16 the "Environmental Education Revolving Fund". The fund shall be a
17 continuing fund, not subject to fiscal year limitations, and shall
18 consist of all funds deposited therein pursuant to the provisions of
19 subsection A of this section. All monies accruing to the credit of
20 said fund are hereby appropriated and may be budgeted and expended
21 by the Department of Environmental Quality for environmental
22 education programs.

23 SECTION 112. AMENDATORY 47 O.S. 2021, Section 1105, is
24 amended to read as follows:

1 Section 1105. A. As used in the Oklahoma Vehicle License and
2 Registration Act:

3 1. "Salvage vehicle" means any vehicle which is within the last
4 ten (10) model years and which has been damaged by collision or
5 other occurrence to the extent that the cost of repairing the
6 vehicle for safe operation on the highway exceeds sixty percent
7 (60%) of its fair market value, as defined by Section 1111 of this
8 title, immediately prior to the damage. For purposes of this
9 section, actual repair costs shall only include labor and parts for
10 actual damage to the suspension, motor, transmission, frame or
11 unibody and designated structural components;

12 2. "Rebuilt vehicle" means any salvage vehicle which has been
13 rebuilt and inspected for the purpose of registration and title;

14 3. "Flood-damaged vehicle" means a salvage or rebuilt vehicle
15 which was damaged by flooding or a vehicle which was submerged at a
16 level to or above the dashboard of the vehicle and on which an
17 amount of loss was paid by the insurer;

18 4. "Unrecovered-theft vehicle" means a vehicle which has been
19 stolen and not yet recovered;

20 5. "Recovered-theft vehicle" means a vehicle, including a
21 salvage or rebuilt vehicle, which was recovered from a theft; and

22 6. "Junked vehicle" means any vehicle which is incapable of
23 operation or use on the highway, has no resale value except as a
24

1 source of parts or scrap and has an eighty percent (80%) loss in
2 fair market value.

3 B. The owner of every vehicle in this state shall possess a
4 certificate of title as proof of ownership of such vehicle, except
5 those vehicles registered pursuant to Section 1120 of this title and
6 trailers registered pursuant to Section 1133 of this title,
7 previously titled by anyone in another state and engaged in
8 interstate commerce, and except as provided in subsection M of this
9 section. Except for owners that possess an agricultural exemption
10 permit pursuant to Section 1358.1 of Title 68 of the Oklahoma
11 Statutes, the owner of an all-terrain vehicle or a motorcycle used
12 exclusively off roads or highways in this state which is purchased
13 or the ownership of which is transferred on or after July 1, 2005,
14 and the owner of a utility vehicle used exclusively off roads and
15 highways in this state which is purchased or the ownership of which
16 is transferred on or after July 1, 2008, shall possess a certificate
17 of title as proof of ownership. Any person possessing an
18 agricultural exemption permit and owning an all-terrain vehicle or a
19 motorcycle used exclusively off roads or highways in this state
20 which is purchased or the ownership of which is transferred on or
21 after July 1, 2008, shall possess a certificate of title as proof of
22 ownership. Upon receipt of proper application information by such
23 owner, ~~the Oklahoma Tax Commission~~ Service Oklahoma shall issue an
24 original or transfer certificate of title. Until July 1, 2008, any

1 security interest in an all-terrain vehicle that attached and was
2 perfected before July 1, 2005, and that has not otherwise terminated
3 shall remain perfected, and shall take priority over any
4 subsequently perfected security interest in the same all-terrain
5 vehicle, notwithstanding that a certificate of title may have been
6 issued with respect to the same all-terrain vehicle on or after July
7 1, 2005, and that a lien may have been recorded on said certificate
8 of title. There shall be eight types of certificates of title:

9 1. Original title for any motor vehicle which is not a
10 remanufactured, salvage, unrecovered-theft, rebuilt, rebodied or
11 junked vehicle;

12 2. Salvage title for any motor vehicle which is a salvage
13 vehicle or is specified as a salvage vehicle or the equivalent
14 thereof on a certificate of title from another state;

15 3. Rebuilt title for any motor vehicle which is a rebuilt
16 vehicle;

17 4. Junked title for any motor vehicle which is a junked vehicle
18 or is specified as a junked vehicle or the equivalent thereof on a
19 certificate of title from another state;

20 5. Classic title for any motor vehicle, except a junked
21 vehicle, which is twenty-five (25) model years or older;

22 6. Remanufactured title for any vehicle which is a
23 remanufactured vehicle;

1 7. Unrecovered-theft title for any motor vehicle which has been
2 stolen and not recovered; and

3 8. Rebodied title for any motor vehicle which is a rebodied
4 vehicle.

5 Application for a certificate of title, whether the initial
6 certificate of title or a duplicate, may be made to ~~the Tax~~
7 ~~Commission~~ Service Oklahoma or any ~~motor license agent~~ licensed
8 operator. When application is made with a ~~motor license agent~~
9 licensed operator, the application information shall be transmitted
10 either electronically or by mail to ~~the Tax Commission~~ Service
11 Oklahoma by the ~~motor license agent~~ licensed operator. If the
12 application information is transmitted electronically, the ~~motor~~
13 ~~license agent~~ licensed operator shall forward the required
14 application along with evidence of ownership, where required, by
15 mail. Where the transmission of application information cannot be
16 performed electronically, ~~the Tax Commission~~ Service Oklahoma is
17 authorized to provide postage paid envelopes to ~~motor license agents~~
18 licensed operators for the purpose of mailing the application along
19 with evidence of ownership, where required. ~~The Tax Commission~~
20 Service Oklahoma shall upon receipt of proper application
21 information issue an Oklahoma certificate of title. The
22 certificates may be mailed to the applicant. Upon issuance of a
23 certificate of title, ~~the Tax Commission~~ Service Oklahoma shall

1 provide the appropriate ~~motor license agent~~ licensed operator with
2 confirmation of such issuance.

3 C. 1. The application for certificate of title shall be upon a
4 blank form furnished by ~~the Tax Commission~~ Service Oklahoma,
5 containing:

- 6 a. a full description of the vehicle,
- 7 b. the manufacturer's serial or other identification
8 number,
- 9 c. the motor number and the date on which first sold by
10 the manufacturer or dealer to the owner,
- 11 d. any distinguishing marks,
- 12 e. a statement of the applicant's source of title,
- 13 f. any security interest upon the vehicle, and
- 14 g. such other information as ~~the Tax Commission~~ Service
15 Oklahoma may require.

16 2. The application for a certificate of title for a vehicle
17 which is within the last seven (7) model years shall require a
18 declaration as to whether the vehicle has been damaged by collision
19 or other occurrence and whether the vehicle has been recovered from
20 theft and the extent of the damage to the vehicle. The declaration
21 shall be made by the owner of a vehicle if:

- 22 a. the vehicle has been damaged or stolen,
- 23 b. the owner did or did not receive any payment for the
24 loss from an insurer, or

1 c. the vehicle is titled or registered in a state that
2 does not classify the vehicle or brand the title
3 because of damage to or loss of the vehicle similar to
4 the classifications or brands utilized by this state.

5 The declaration shall be based upon the best information and
6 knowledge of the owner and shall be in addition to the requirements
7 specified in paragraph 1 of this subsection. ~~The Tax Commission~~
8 Service Oklahoma shall not issue a certificate of title for a
9 vehicle which is subject to the provisions of this paragraph without
10 the required declaration, completed and signed by the owner of the
11 vehicle. Upon receipt of an application without the properly
12 completed declaration, ~~the Tax Commission~~ Service Oklahoma shall
13 return the application to the applicant with notice that the title
14 may not be issued without the required declaration. Nothing in this
15 paragraph shall prohibit ~~the Tax Commission~~ Service Oklahoma from
16 recognizing the type of or brand on a title or other ownership
17 document issued by another state or the inspection conducted in
18 another state and issuing the appropriate certificate of title for
19 the vehicle.

20 3. The certificate of title shall have the following security
21 features:

- 22 a. intaglio printing or security thread, with or without
23 watermark,
24 b. latent images,

- c. fluorescent inks,
- d. micro print,
- e. void background, and
- f. color coding.

4. Each title issued pursuant to the provisions of the Oklahoma Vehicle License and Registration Act shall be color coded as determined by ~~the Tax Commission~~ Service Oklahoma.

5. The certificate of title shall be of such size and design and color as ~~the Tax Commission~~ Service Oklahoma may direct pursuant to the provisions of this section. The title shall be on colored paper or other material as designated by ~~the Tax Commission~~ Service Oklahoma and be of such intensity or hue as will allow easy identification as to whether the title is an original title, a salvage title, a rebuilt title, remanufactured title, rebodied title or a junked title. The type of title shall be identified on the front of the certificate of title. The original title, rebuilt title, remanufactured title, an unrecovered-theft title, rebodied title or classic title shall be identified by the word "Original", "Rebuilt", "Remanufactured", "Unrecovered Theft", "Rebodied" or "Classic" printed in the upper right quadrant of the certificate of title, in the space which is currently captioned "type of title". A rebodied title shall also identify on the front of the title the year, make and model of the originally manufactured vehicle which has been rebodied and display a notation that reads as follows:

1 "This vehicle has been assembled with new major components licensed
2 by the original manufacturer".

3 D. 1. To obtain an original certificate of title for a vehicle
4 that is being registered for the first time in this state which has
5 not been previously registered in any other state, the applicant
6 shall be required to deliver, as evidence of ownership, a
7 manufacturer's certificate of origin properly assigned by the
8 manufacturer, distributor, or dealer licensed in this or any other
9 state shown thereon to be the last transferee to the applicant upon
10 a form to be prescribed and approved by ~~the Tax Commission~~ Service
11 Oklahoma. A manufacturer's certificate of origin shall contain:

- 12 a. the manufacturer's serial or other identification
- 13 number,
- 14 b. date on which first sold by the manufacturer to the
- 15 dealer,
- 16 c. any distinguishing marks including model and the year
- 17 same was made,
- 18 d. a statement of any security interests upon the
- 19 vehicle, and
- 20 e. such other information as ~~the Tax Commission~~ Service
21 Oklahoma may require.

22 2. The manufacturer's certificate of origin shall have the
23 following security features:
24

- a. intaglio printing or security thread, with or without watermark,
- b. latent images,
- c. fluorescent inks,
- d. micro print, and
- e. void background.

E. In the absence of a dealer's or manufacturer's number, ~~the Tax Commission~~ Service Oklahoma may assign such identifying number to the vehicle, which shall be permanently stamped, burned or pressed or attached into the vehicle, and a certificate of title shall be delivered to the applicant upon payment of all fees and taxes, and the remaining copies shall be permanently filed and indexed by ~~the Tax Commission~~ Service Oklahoma. ~~The Tax Commission~~ Service Oklahoma shall assign an identifying number to any rebuilt vehicle if the vehicle identification number displayed on the rebuilt vehicle does not accurately describe the vehicle as rebuilt. The ~~motor license agent~~ licensed operator, at the time of inspection of the rebuilt vehicle pursuant to Section 1111 of this title, shall identify the make, model, and year for the body to accurately describe the rebuilt vehicle. At the time of the inspection, an appropriate identifying number shall be permanently stamped, burned, pressed, or attached on the rebuilt vehicle. The assigned identifying number shall be recorded on the certificate of title for the rebuilt vehicle. The dealer's or manufacturer's vehicle

1 identification number on the rebuilt vehicle shall be preserved in
2 the computer files of ~~the Tax Commission~~ Service Oklahoma for at
3 least five (5) years.

4 F. When registering for the first time in this state a vehicle
5 which was not originally manufactured for sale in the United States,
6 to obtain a certificate of title, ~~the Tax Commission~~ Service
7 Oklahoma shall require the applicant to deliver:

8 1. As evidence of ownership, if the vehicle has not previously
9 been titled in the United States, the documents constituting valid
10 proof of ownership in the country in which the vehicle was
11 originally purchased, together with a notarized translation of any
12 such documents; and

13 2. As evidence of compliance with federal law, copies of the
14 bond release letters for the vehicle issued by the United States
15 Environmental Protection Agency and the United States Department of
16 Transportation, together with a receipt issued by the Internal
17 Revenue Service indicating that the applicable federal gas guzzler
18 tax has been paid.

19 ~~The Tax Commission~~ Service Oklahoma shall not issue a
20 certificate of title for a vehicle which is subject to the
21 provisions of this paragraph without the required documentation from
22 agencies of the United States and evidence of ownership. Upon
23 receipt of an application without the required documentation, ~~the~~
24 ~~Tax Commission~~ Service Oklahoma shall return the application to the

1 applicant with notice that the certificate of title may not be
2 issued without the required documentation. Nothing in this
3 paragraph shall prohibit ~~the Tax Commission~~ Service Oklahoma from
4 issuing certificates of title for antique or classic vehicles not
5 driven upon the public streets, roads, or highways, for mini-trucks
6 registered pursuant to Section 1151.3 of this title, or for medium-
7 speed electric vehicles.

8 G. When registering in this state a vehicle which was titled in
9 another state and which title contains the name of a secured party
10 on the face of the other state certificate of title, or such state
11 certificate is being held by the secured party in that state or any
12 other state, ~~the Tax Commission~~ Service Oklahoma or the ~~motor~~
13 ~~license agent~~ licensed operator shall complete a lien entry form as
14 prescribed by ~~the Tax Commission~~ Service Oklahoma. The owner of
15 such vehicle shall file an affidavit with ~~the Tax Commission~~ Service
16 Oklahoma or the ~~motor license agent~~ licensed operator stating that
17 title to the vehicle is being held by a secured party, has not been
18 issued pursuant to the laws of the state where titled, and that
19 there is an existing lien or encumbrance on the vehicle. The
20 current name and address of the secured party or lienholder shall
21 also be stated in the affidavit. The form of the affidavit shall be
22 prescribed by ~~the Tax Commission~~ Service Oklahoma and contain any
23 other information deemed necessary by ~~the Tax Commission~~ Service
24 Oklahoma. A statement of the lien or encumbrance shall be included

1 on the Oklahoma certificate of title and the lien or encumbrance
2 shall be deemed continuously perfected as though it had been
3 perfected pursuant to Section 1110 of this title. For completing
4 the lien entry form and recording the security interest on the
5 certificate of title, ~~the Tax Commission~~ Service Oklahoma or the
6 ~~motor license agent~~ licensed operator shall collect a fee of Three
7 Dollars (\$3.00) which shall be in addition to other fees provided by
8 the Oklahoma Vehicle License and Registration Act. The fee, if
9 collected by the ~~motor license agent~~ licensed operator pursuant to
10 this subsection, shall be retained by the ~~motor license agent~~
11 licensed operator.

12 H. The charge for each certificate of title issued, except for
13 junked titles as defined in paragraph 4 of subsection B of this
14 section, shall be Eleven Dollars (\$11.00), which charge shall be in
15 addition to any other fees or taxes imposed by law for such vehicle.
16 One Dollar (\$1.00) of each such charge shall be deposited in the
17 Oklahoma Tax Commission Reimbursement Fund through December 31,
18 2022, and beginning January 1, 2023, it shall be deposited in the
19 Service Oklahoma Reimbursement Fund. However, the charge shall not
20 apply to any vehicle which is to be registered in this state
21 pursuant to the provisions of Section 1120 or 1133 of this title and
22 which was registered in another state at least sixty (60) days prior
23 to the time it is required to be registered in this state. When an
24 insurer requests a salvage or junk title in the name of the insurer

1 resulting from the settlement of a total loss claim and upon
2 presentation of appropriate proof of loss documentation as required
3 by ~~the Commission~~ Service Oklahoma, such transfer may be processed
4 as one title transaction, without first requiring issuance of a
5 replacement certificate of title in the name of the vehicle owner.
6 The fee shall be Twenty-two Dollars (\$22.00). Two Dollars (\$2.00)
7 of this fee shall be deposited in the Oklahoma Tax Commission
8 Reimbursement Fund.

9 I. The vehicle identification number of a junked vehicle shall
10 be preserved in the computer files of ~~the Tax Commission~~ Service
11 Oklahoma for a period of not less than five (5) years. The charge
12 of junked titles as defined in paragraph 4 of subsection B of this
13 section shall be Four Dollars (\$4.00). The fee remitted to the Tax
14 Commission shall be deposited in the Oklahoma Tax Commission
15 Reimbursement Fund through December 31, 2022, and beginning January
16 1, 2023, this fee shall be deposited in the Service Oklahoma
17 Reimbursement Fund.

18 J. If a vehicle is sold to a resident of another state
19 destroyed, dismantled, or ceases to be used as a vehicle, the owner
20 shall immediately notify ~~the Tax Commission~~ Service Oklahoma.
21 Absent evidence to the contrary, failure to notify ~~the Tax~~
22 ~~Commission~~ Service Oklahoma shall be prima facie evidence that the
23 vehicle has been in continuous operation in this state.

1 K. If a vehicle is stolen, the owner shall immediately notify
2 the appropriate law enforcement agency. Immediately after receiving
3 such notification, the law enforcement agency shall notify ~~the Tax~~
4 ~~Commission~~ Service Oklahoma.

5 L. Except for all-terrain vehicles, utility vehicles and
6 motorcycles used exclusively for off-road use, no title for an out-
7 of-state vehicle, except any commercial truck or truck-tractor
8 registered pursuant to Section 1120 of this title which is engaged
9 in interstate commerce or any trailer or semitrailer registered
10 pursuant to Section 1133 of this title which is engaged in
11 interstate commerce, shall be issued without an inspection of such
12 vehicle and payment of a fee of Four Dollars (\$4.00) for such
13 inspection; provided, ~~the Tax Commission~~ Service Oklahoma may enter
14 into reciprocal agreements with other states for such inspections to
15 be performed at locations outside the boundaries of this state for
16 vehicles which:

17 1. Are offered for sale at auction;

18 2. Have been solely used as vehicles for rent under the
19 ownership of a licensed motor vehicle dealer or a person engaged in
20 the business of renting motor vehicles; or

21 3. Have not been registered in this or any other state for more
22 than one (1) year.

23 The inspection shall include a comparison of the vehicle
24 identification number on the vehicle with the number recorded on the

1 ownership records and the recording of the actual odometer reading
2 on the vehicle. The four-dollar fee shall be collected by the ~~motor~~
3 ~~license agent~~ licensed operator or ~~Tax Commission~~ Service Oklahoma
4 when the title is issued. The ~~motor license agent~~ licensed operator
5 shall retain Two Dollars (\$2.00). The remaining Two Dollars (\$2.00)
6 shall be deposited in the Oklahoma Tax Commission Reimbursement Fund
7 through December 31, 2022, and beginning January 1, 2023, this fee
8 shall be deposited in the Service Oklahoma Reimbursement Fund.

9 ~~The Tax Commission~~ Service Oklahoma may allow the inspection to
10 be performed at a location out-of-state by another state's
11 department of motor vehicles or state police.

12 M. No title for any out-of-state vehicle offered for sale at
13 salvage pools, salvage disposal sales, or an auction, or by a dealer
14 or a licensed automotive dismantler and parts recycler, shall be
15 issued without an inspection to compare the vehicle identification
16 number on the vehicle with the number recorded on the ownership
17 record and to record the actual odometer reading on the vehicle.
18 Upon request of the seller, person or entity conducting an auction,
19 dealer or licensed dismantler, the inspection shall be conducted at
20 the location or place of business of the sale, auction, dealer, or
21 the dismantler. The inspection shall be conducted by any ~~motor~~
22 ~~license agent~~ licensed operator or a duly authorized employee
23 thereof; provided, if the vehicle identification number on the
24 vehicle offered for sale at salvage pools, salvage disposal sales or

1 a classic or antique auction does not match the number recorded on
2 the ownership record, the inspection may be conducted at the
3 location of or place of business of such sale or auction by any
4 state, county or city law enforcement officer. ~~The Tax Commission~~
5 Service Oklahoma may enter into reciprocal agreements with other
6 states for such inspections to be performed at locations outside the
7 boundaries of this state for vehicles which:

- 8 1. Are offered for sale at auction;
- 9 2. Have been solely used as vehicles for rent under the
10 ownership of a licensed motor vehicle dealer or a person engaged in
11 the business of renting motor vehicles; or
- 12 3. Have not been registered in this or any other state for more
13 than one (1) year.

14 The inspection shall be certified upon forms prescribed by ~~the Tax~~
15 ~~Commission~~ Service Oklahoma. The name and other identification of
16 the authorized person conducting the inspection shall be legibly
17 printed or typed on the form. Prior to any inspection by any
18 employee of a ~~motor license agent~~ licensed operator, the ~~motor~~
19 ~~license agent~~ licensed operator shall notify ~~the Tax Commission~~
20 Service Oklahoma of the name and any other identification
21 information requested by ~~the Tax Commission~~ Service Oklahoma of the
22 authorized person. A signature specimen of the authorized person
23 shall be submitted to ~~the Tax Commission~~ Service Oklahoma by the
24 employing ~~motor license agent~~ licensed operator. If the

1 authorization to inspect vehicles is withdrawn or the employer-
2 employee relationship is terminated, the ~~motor license agent~~
3 licensed operator, immediately, shall notify ~~the Tax Commission~~
4 Service Oklahoma and return any remaining inspection forms to the
5 ~~Tax Commission~~ Service Oklahoma. The fee for the inspection shall
6 be Four Dollars (\$4.00). The ~~motor license agent~~ licensed operator
7 shall retain Three Dollars (\$3.00) of the fee. Fees received by a
8 ~~motor license agent~~ licensed operator or an authorized employee
9 thereof shall be handled and accounted for in the manner as
10 prescribed by law for any other fees paid to or received by a ~~motor~~
11 ~~license agent~~ licensed operator. Out-of-state vehicles brought into
12 this state by a person licensed in another state to sell new or used
13 vehicles to be sold within this state at a motor vehicle auction
14 which is limited to dealer-to-dealer transactions shall not be
15 required to be inspected, unless the vehicle is purchased by an
16 Oklahoma dealer. Any person licensed in another state to sell new
17 or used motor vehicles, who offers a motor vehicle for sale within
18 this state at a motor vehicle auction which is limited to dealer-to-
19 dealer transactions, shall not be within the definition of "owner"
20 in Section 1102 of this title, for purposes of Section 1101 et seq.
21 of this title.

22 N. A licensed motor vehicle dealer, upon payment of a fee of
23 Fifteen Dollars (\$15.00), may reassign an out-of-state certificate
24 of title to a used motor vehicle provided such dealer obtains the

1 appropriate inspection form required by either subsection L or M of
2 this section and attaches the form to the out-of-state certificate
3 of title. ~~Motor license agents~~ Licensed operators shall be allowed
4 to retain Two Dollars and twenty-five cents (\$2.25) of the fee plus
5 an additional Two Dollars (\$2.00) or Three Dollars (\$3.00) as
6 provided in subsections L and M of this section for performance of
7 the inspection. Two Dollars (\$2.00) of the fee shall be deposited
8 in the ~~Tax Commission~~ Service Oklahoma Reimbursement Fund. An out-
9 of-state vehicle which has been rebuilt shall be inspected pursuant
10 to the provisions of Section 1111 of this title. ~~The Tax Commission~~
11 Service Oklahoma shall train ~~motor license agents~~ licensed operators
12 in interpreting vehicle identification numbers to assure that it
13 accurately describes the vehicle and to detect rollback or
14 alteration of the odometer. Failure of a ~~motor license agent~~
15 licensed operator to inspect the vehicle and make the required
16 notations shall be a misdemeanor punishable by a fine of not more
17 than One Thousand Dollars (\$1,000.00) for the first offense and Five
18 Thousand Dollars (\$5,000.00) for the second offense or subsequent
19 offense, or by imprisonment in the county jail for not more than six
20 (6) months, or by both such fine and imprisonment.

21 O. The ownership of any unrecovered vehicle which has been
22 declared a total loss by an insurer because of theft shall be
23 transferred to the insurer by an unrecovered-theft vehicle title;
24 provided, the ownership of any such vehicle which has been declared

1 a total loss by an insurer licensed by the Insurance Department of
2 the State of Oklahoma and maintaining a multi-state motor vehicle
3 salvage processing center in this state shall be transferred to the
4 insurer by a salvage or an unrecovered-theft title without the
5 requirement of a visual inspection of the vehicle identification
6 number by the insurer. Upon recovery of the vehicle, the ownership
7 shall be transferred by an original title, salvage title, or junked
8 title, as may be appropriate based upon an estimate of the amount of
9 loss submitted by the insurer.

10 P. When an insurance company makes a total loss settlement on a
11 total loss vehicle and the insurance company or a salvage pool
12 authorized by the insurance company is unable to obtain the properly
13 endorsed certificate of ownership or other evidence of ownership
14 acceptable to ~~the Oklahoma Tax Commission~~ Service Oklahoma within
15 thirty (30) days following acceptance by the owner of an offer of an
16 amount in settlement of a total loss, that insurance company or
17 salvage pool, on a form provided by ~~the Oklahoma Tax Commission~~
18 Service Oklahoma and signed under penalty of perjury, may request
19 ~~the Oklahoma Tax Commission~~ Service Oklahoma to issue the applicable
20 salvage title for the vehicle. The request shall include
21 information declaring that the requester has made at least two
22 written attempts to obtain the certificate of ownership or other
23 acceptable evidence of title.

1 Q. The owner of any vehicle which is incapable of operation or
2 use on the public roads and has no resale value, except as parts,
3 scrap or junk, may deliver the certificate of title to the vehicle
4 to ~~the Tax Commission~~ Service Oklahoma for cancellation. Upon
5 verification that any perfected lien against the vehicle has been
6 released, the certificate of title shall be canceled without any
7 fee, charge, or cost required from the owner. The vehicle
8 identification numbers on the certificates of title shall be
9 preserved in the computer files of ~~the Tax Commission~~ Service
10 Oklahoma for at least five (5) years from the date of cancellation
11 of the certificate of title. ~~The Tax Commission~~ Service Oklahoma
12 shall prescribe and provide an affidavit form to be completed by the
13 owner of any vehicle for which the certificate of title is canceled.
14 No title or registration shall subsequently be issued for a vehicle
15 for which the certificate of title has been surrendered pursuant to
16 this subsection. ~~The Tax Commission~~ Service Oklahoma shall
17 prescribe a form for the transfer of ownership of a vehicle for
18 which the certificate of title has been canceled.

19 R. The owner of a vehicle which is not within the last ten (10)
20 model years, not roadworthy and not capable of repair for operation
21 or use on the roads and highways, or a vehicle which is being sold
22 to a scrap metal dealer pursuant to Section 11-92 of Title 2 of the
23 Oklahoma Statutes, shall transfer the vehicle only upon a
24 certificate of ownership prescribed by ~~the Tax Commission~~ Service

1 Oklahoma, if the certificate of title to the vehicle is lost, has
2 been canceled, or otherwise not available. The prescribed ownership
3 form shall include the names and addresses of the buyer and seller,
4 the driver license number or social security number of the seller,
5 the make and model of the vehicle, and the public vehicle
6 identification number. If there is no public vehicle identification
7 number, the vehicle shall be inspected by a law enforcement officer
8 to verify the absence of the number on the vehicle and the
9 prescribed ownership form shall include a signed statement, by such
10 officer, verifying the absence of the number.

11 The certificate of ownership shall be completed in triplicate.
12 The buyer and seller shall each retain a copy. Within thirty (30)
13 days of the transaction, the seller shall submit one copy to ~~the Tax~~
14 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
15 operator accompanied with a fee of Four Dollars (\$4.00). One Dollar
16 (\$1.00) shall be retained by the ~~motor license agent~~ licensed
17 operator and Three Dollars (\$3.00) shall be deposited in the
18 Oklahoma Tax Commission Reimbursement Fund in the State Treasury
19 through December 31, 2022, and beginning January 1, 2023, this fee
20 shall be deposited in the Service Oklahoma Reimbursement Fund.

21 Upon receipt of the certificate, ~~the Tax Commission~~ Service
22 Oklahoma shall verify that any perfected lien upon the vehicle has
23 been released. If the lien is not released, ~~the Tax Commission~~
24 Service Oklahoma shall mail notice of the transfer to the lienholder

1 at the lienholder's last-known address. If a certificate of title
2 has been issued, it shall be canceled and the vehicle identification
3 number shall be preserved in the computer of ~~the Tax Commission~~
4 Service Oklahoma for at least five (5) years. The buyer of the
5 vehicle may not be sued and shall not be liable for monetary damages
6 to the lienholder~~;~~ however, the vehicle shall be subject to a valid
7 repossession by a lienholder.

8 S. ~~The Tax Commission~~ Service Oklahoma shall notify the chief
9 administrative officer of the agency or department responsible for
10 issuing motor vehicle certificates of title in each state in the
11 United States of the types of motor vehicle certificate of title
12 effective in Oklahoma on and after January 1, 1989.

13 T. When registering for the first time in this state a
14 remanufactured vehicle which has not been registered in any other
15 state since its remanufacture, before issuing a certificate of
16 title, ~~the Tax Commission~~ Service Oklahoma shall require the
17 applicant to deliver a statement of origin from the remanufacturer.

18 U. If a vehicle is sold to a foreign buyer pursuant to the
19 provisions of the Automotive Dismantlers and Parts Recycler Act, the
20 licensed seller shall stamp the title with: "EXPORT ONLY.
21 NONTRANSFERABLE IN THE UNITED STATES." The licensed seller shall
22 supply ~~the Tax Commission~~ Service Oklahoma the title number, the
23 vehicle identification number and the foreign buyer's bid
24 identification number on a form prescribed by ~~the Tax Commission~~

1 Service Oklahoma. ~~The Tax Commission~~ Service Oklahoma shall cancel
2 the title, and the vehicle identification number shall be preserved
3 in the computer files of ~~the Tax Commission~~ Service Oklahoma for a
4 period of not less than five (5) years.

5 V. ~~The Tax Commission~~ Service Oklahoma shall not be considered
6 a necessary party to any lawsuit which is instigated for the purpose
7 of determining ownership of a vehicle, wherein ~~the Tax Commission's~~
8 Service Oklahoma's only involvement would be to issue title, and the
9 court shall issue an order dismissing ~~the Tax Commission~~ Service
10 Oklahoma from the pending action. In the event no other party or
11 lienholder can be identified as to ownership or claim, ~~the Tax~~
12 ~~Commission~~ Service Oklahoma shall accept an affidavit of ownership
13 from the party claiming ownership and issue proper title thereon.

14 SECTION 113. AMENDATORY 47 O.S. 2021, Section 1105.2, is
15 amended to read as follows:

16 Section 1105.2. A. The first-stage manufacturer of a vehicle
17 shall assign a vehicle identification number (VIN) to each completed
18 or incomplete vehicle it manufactures.

19 B. The VIN identifying the completed vehicle after multi-stage
20 manufacture shall be the first-stage manufacturer's VIN, and shall
21 be the only VIN which is recorded or data-entered in the files of
22 ~~the Oklahoma Tax Commission~~ Service Oklahoma.

23 C. Transfer of ownership of a completed vehicle shall be made
24 on the final-stage manufacturer's certificate of origin prescribed

1 by ~~the Commission~~ Service Oklahoma pursuant to ~~this act~~ Section 1101
2 et seq. of this title. All manufacturer's certificates of origin
3 for a multi-stage vehicle shall accompany the application for title
4 and the title document shall reflect the first-stage manufacturer's
5 VIN and the final-stage manufacturer's make, name and model year.

6 D. Transfer of ownership of a multi-stage vehicle by first-
7 stage manufacturer, multi-stage manufacturers, and final-stage
8 manufacturers shall be made as provided in this subsection.

9 1. At the time that any first-stage manufacturer transfers to a
10 multi-stage manufacturer an incomplete vehicle that is to be sold,
11 or registered for the first time in this state, the first-stage
12 manufacturer shall give the multi-stage manufacturer a
13 manufacturer's certificate of origin for the incomplete vehicle
14 assigned to the multi-stage manufacturer by the first-stage
15 manufacturer. Ownership of the incomplete vehicle shall be
16 transferred to the multi-stage manufacturer on the manufacturer's
17 certificate of origin issued by the first-stage manufacturer; and

18 2. At the time that any final-stage manufacturer transfers to a
19 dealer, distributor, or other purchaser a completed vehicle that is
20 to be sold, or registered for the first time in this state, the
21 final-stage manufacturer shall give the dealer, distributor, or
22 other purchaser all manufacturer's certificates of origin.
23 Ownership of the completed vehicle shall be transferred from the
24 final-stage manufacturer to its dealers or distributors or any other

1 purchaser on the manufacturer's certificate of origin issued by the
2 final-stage manufacturer. Subsequent transfers between a dealer and
3 a retail purchaser shall occur on the manufacturer's certificate of
4 origin issued by the final-stage manufacturer.

5 E. To obtain an original certificate of title for a multi-stage
6 vehicle that is being registered for the first time in this state a
7 vehicle that has not been previously registered in any other state,
8 the applicant shall be required to deliver, as evidence of
9 ownership, all manufacturer's certificates of origin and shall
10 otherwise comply with the provisions of Section 1105 of Title 47 of
11 the Oklahoma Statutes.

12 SECTION 114. AMENDATORY 47 O.S. 2021, Section 1105.5, is
13 amended to read as follows:

14 Section 1105.5. The Oklahoma Tax Commission and Service
15 Oklahoma shall be authorized to require employees of the Commission
16 and Service Oklahoma in positions that have access to sensitive law
17 enforcement data to supply all information and documentation
18 required in order to be subjected to a criminal history search by
19 the Oklahoma State Bureau of Investigation, as well as be
20 fingerprinted for submission of the fingerprints through the
21 Oklahoma State Bureau of Investigation to the Federal Bureau of
22 Investigation for a national criminal history check. The Commission
23 and Service Oklahoma shall be the recipient of the results of the
24 record check.

1 No employee of the Commission and Service Oklahoma shall be
2 eligible to enroll in the Oklahoma Law Enforcement
3 Telecommunications System training course until the Oklahoma State
4 Bureau of Investigation and the Federal Bureau of Investigation have
5 reported to the Commission and Service Oklahoma that the person has
6 no felony record and the Commission and Service Oklahoma has
7 reported to the Department of Public Safety that the applicant does
8 not have a felony record and is not participating in a deferred
9 sentence or deferred prosecution agreement for a felony. In
10 accordance with Section 150.9 of Title 74 of the Oklahoma Statutes,
11 this includes a national criminal history record with a fingerprint
12 analysis.

13 The Commission and Service Oklahoma shall request searches of
14 the online and off-line files of the National Crime Information
15 Center (NCIC), or any successor federal agency which supplies such
16 information, to identify vehicles which have been reported stolen.
17 Such searches will be requested only by Commission and Service
18 Oklahoma employees who have satisfied the background check
19 provisions of this section.

20 The Commission and Service Oklahoma is authorized to promulgate
21 rules necessary to implement the provisions of this section.

22 SECTION 115. AMENDATORY 47 O.S. 2021, Section 1106, is
23 amended to read as follows:

24

1 Section 1106. A. 1. If ~~the Oklahoma Tax Commission~~ Service
2 Oklahoma shall determine at any time that an applicant for a
3 certificate of title of a vehicle is not entitled thereto, it may
4 refuse to issue such certificate or to register such vehicle.

5 2. ~~The Oklahoma Tax Commission~~ Service Oklahoma may for a
6 similar reason, after ten (10) days' notice and a hearing, revoke
7 the registration and the certificate of title already acquired on
8 any outstanding certificate of title. Said notice may be served in
9 person or by registered mail.

10 B. 1. ~~The Oklahoma Tax Commission~~ Service Oklahoma may refuse
11 registration and issuance of a certificate of title of a commercial
12 motor vehicle, or any transfer of title and registration of a
13 commercial motor vehicle, to a commercial motor carrier whose
14 ability to operate has been terminated or denied by a federal
15 agency.

16 2. ~~The Oklahoma Tax Commission~~ Service Oklahoma may revoke the
17 registration, certificate of title, and license plate of a
18 commercial motor vehicle if the vehicle has been assigned to be
19 operated by a commercial motor carrier whose ability to operate has
20 been terminated or denied by a federal agency.

21 C. The Corporation Commission may revoke, suspend or deny
22 registration of and/or issuance of license plates for a commercial
23 motor vehicle licensed pursuant to the jurisdiction of the
24

1 Corporation Commission and whose ability to operate has been
2 terminated or denied by a state or federal agency.

3 SECTION 116. AMENDATORY 47 O.S. 2021, Section 1107, is
4 amended to read as follows:

5 Section 1107. A. In the event of the sale or transfer of the
6 ownership of a vehicle for which a certificate of title has been
7 issued as provided by Section 1105 of this title, the holder of such
8 certificate shall endorse on the back of same a complete assignment
9 thereof with warranty of title in form printed thereon with a
10 statement of all liens or encumbrances on the vehicle, sworn to
11 before a notary public or some other person authorized by law to
12 take acknowledgments, and deliver same to the purchaser or
13 transferee at the time of delivery to the purchaser or transferee of
14 the vehicle; provided, a transfer of the ownership of a vehicle to
15 an insurer resulting from the settlement of a total loss claim shall
16 not require a notarized signature on the certificate of title. The
17 purchaser or transferee, unless such person is a bona fide used
18 motor vehicle dealer licensed by this state, a retail implement
19 dealer in connection with the purchase or transfer of off-road
20 vehicles or a charitable organization shall, within thirty (30) days
21 from the time of delivery to the purchaser or transferee of the
22 vehicle, present the assigned certificate of title and the insurance
23 security verification to the vehicle to ~~the Oklahoma Tax Commission~~
24 Service Oklahoma, or one of its ~~motor license agents~~ licensed

1 operators, accompanied by a fee of Eleven Dollars (\$11.00), together
2 with any motor vehicle excise tax or license fee that may be due,
3 whereupon a new certificate of title, shall be issued to the
4 assignee. One Dollar (\$1.00) of each fee shall be deposited in the
5 Oklahoma Tax Commission Reimbursement Fund through December 31,
6 2022, and beginning January 1, 2023, this fee shall be deposited in
7 the Service Oklahoma Reimbursement Fund. Any charitable
8 organization utilizing the exemption authorized by this subsection
9 shall receive training as prescribed by the Oklahoma Used Motor
10 Vehicle and Parts Commission.

11 B. A licensed dealer, a retail implement dealer in connection
12 with the sale or disposal of off-road vehicles or a charitable
13 organization shall, on selling or otherwise disposing of a vehicle,
14 execute and deliver to the purchaser thereof the certificate of
15 title properly and completely reassigned. Thereupon, the purchaser
16 of the vehicle shall present the reassigned certificate to ~~the~~
17 ~~Commission~~ Service Oklahoma, or a ~~motor license agent~~ licensed
18 operator, accompanied by a fee of Eleven Dollars (\$11.00), and any
19 motor vehicle excise tax or license fee that may be due, whereupon a
20 new certificate of title will be issued to the purchaser. One
21 Dollar (\$1.00) of each fee shall be deposited in the Oklahoma Tax
22 Commission Reimbursement Fund through December 31, 2022 and
23 beginning January 1, 2023, this fee shall be deposited in the
24 Service Oklahoma Reimbursement Fund.. The certificate, when so

1 assigned and returned to the Commission, together with any
2 subsequent assignment or reissue thereof, shall be appropriately
3 filed and indexed so that at all times it will be possible to trace
4 title to the vehicle designated therein. Provided, when the
5 ownership of any motor vehicle shall pass by operation of law, the
6 person owning the vehicle may, upon furnishing satisfactory proof to
7 the Commission of ownership, procure a title to the motor vehicle,
8 regardless of whether a certificate of title has ever been issued.
9 The dealer shall execute and deliver to the purchaser bills of sale
10 on forms prescribed by the Commission for all new vehicles sold by
11 the dealer. On presentation of a bill of sale executed on forms
12 prescribed by the Commission, by a manufacturer or dealer for a new
13 vehicle sold in this state, accompanied by remittance in the sum of
14 Eleven Dollars (\$11.00), together with any motor vehicle excise tax
15 or license fee that may be due, a certificate of title shall be
16 issued in accordance with the provisions of the Oklahoma Vehicle
17 License and Registration Act. One Dollar (\$1.00) of each fee shall
18 be deposited in the Oklahoma Tax Commission Reimbursement Fund
19 through December 31, 2022, and beginning January 1, 2023, this fee
20 shall be deposited in the Service Oklahoma Reimbursement Fund. For
21 purposes of this subsection, "charitable organization" shall mean
22 any organization which is exempt from taxation pursuant to the
23 provisions of the Internal Revenue Code, 26 U.S.C., Section
24 501(c)(3) and which is registered as a charitable organization with

1 the Oklahoma Secretary of State and the Oklahoma Attorney General's
2 office; "off-road vehicles" means all-terrain vehicles, utility
3 vehicles, and motorcycles used exclusively for off-road use; "retail
4 implement dealer" means a business engaged primarily in the sale of
5 farm tractors as defined in Section 1-118 of this title or
6 implements of husbandry as defined in Section 1-125 of this title or
7 a combination thereof.

8 C. Any person violating the provisions of this section shall be
9 guilty of a misdemeanor and upon the first conviction thereof shall
10 be punished by a fine not to exceed Five Hundred Dollars (\$500.00),
11 with impoundment of the vehicle until all taxes and fees are paid.
12 A second or subsequent conviction shall be punished by a fine not to
13 exceed One Thousand Dollars (\$1,000.00), with impoundment of the
14 vehicle until all taxes and fees are paid. If a vehicle is
15 impounded pursuant to the provisions of this section, the vehicle
16 shall not be released to the owner until the owner provides proof of
17 security or an affidavit that the vehicle will not be used on public
18 highways or public streets, as required pursuant to Section 7-600 et
19 seq. of this title. Each vehicle involved in a violation of this
20 section shall be considered a separate offense.

21 SECTION 117. AMENDATORY 47 O.S. 2021, Section 1107.1, is
22 amended to read as follows:

23 Section 1107.1. A. In addition to requirements of Section 1107
24 of this title, the transferor of any vehicle shall verify the

1 mileage at the time of transfer of such vehicle and the mileage so
2 stated shall be shown on the face of the certificate of title to be
3 issued to the transferee. The transferor shall disclose the mileage
4 to the transferee in writing on the title or separate document
5 attached to the title in a form to be determined by ~~the Commission~~
6 Service Oklahoma.

7 B. In the disclosure required under this section, the
8 transferor shall also certify that to the best of his knowledge:

- 9 1. ~~the~~ The odometer reading reflects the actual mileage; ~~or~~
- 10 2. ~~the~~ The odometer reading does not reflect actual mileage; or
- 11 3. ~~the~~ The mileage is in excess of the mechanical limits of the
12 odometer.

13 C. The transferor and transferee shall sign the disclosure
14 statement and print their name.

15 SECTION 118. AMENDATORY 47 O.S. 2021, Section 1107.3, is
16 amended to read as follows:

17 Section 1107.3. ~~The Commission~~ Service Oklahoma or ~~motor~~
18 ~~license agent~~ licensed operator shall use the following terms to
19 stamp the certificate of title in accordance with the odometer
20 disclosure statement:

- 21 1. ACTUAL;
- 22 2. NOT ACTUAL;
- 23 3. EXCEEDS MECHANICAL LIMITS; OR
- 24 4. ODOMETER DISCREPANCY.

1 The stamp "ODOMETER DISCREPANCY" shall be used if the mileage
2 verified in any disclosure statement is an amount less than the
3 mileage depicted on the title to be transferred.

4 SECTION 119. AMENDATORY 47 O.S. 2021, Section 1107.4, is
5 amended to read as follows:

6 Section 1107.4. A. Upon the transfer of a vehicle, the
7 transferor may file a written notice of transfer with the ~~Tax~~
8 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
9 operator. On receipt of a written notice of transfer, ~~the~~
10 ~~Commission~~ Service Oklahoma shall indicate the transfer on the
11 vehicle records maintained by ~~the Commission~~ Service Oklahoma. The
12 written notice of transfer shall contain the following information:

- 13 1. The vehicle identification number of the vehicle;
- 14 2. The number of the license plate issued to the vehicle, if
15 any;
- 16 3. The full name and address of the transferor;
- 17 4. The full name and address of the transferee;
- 18 5. The date the transferor delivered possession of the vehicle
19 to the transferee; and
- 20 6. The signature of the transferor.

21 B. There shall be assessed a fee of Ten Dollars (\$10.00) when
22 filing the notice of transfer. Seven Dollars (\$7.00) of the fee
23 shall be retained by the ~~motor license agent~~ licensed operator.

1 Three Dollars (\$3.00) of the fee shall be apportioned to the
2 ~~Oklahoma Tax Commission~~ Service Oklahoma Reimbursement Fund.

3 C. After the date of the transfer of the vehicle as shown on
4 the records of ~~the Commission~~ Service Oklahoma, the transferee of
5 the vehicle shown on the records is rebuttably presumed to be:

6 1. The owner of the vehicle; and

7 2. Subject to civil and criminal liability arising out of the
8 use, operation, or abandonment of a vehicle, to the extent that
9 ownership of the vehicle subjects the owner of the vehicle to civil
10 or criminal liability pursuant to law.

11 D. This section does not impose or establish any civil or
12 criminal liability on the owner of a vehicle who transfers ownership
13 of the vehicle but does not file a written notice of transfer with
14 ~~the Commission~~ Service Oklahoma.

15 SECTION 120. AMENDATORY 47 O.S. 2021, Section 1107.5, is
16 amended to read as follows:

17 Section 1107.5. A. The title of a motor vehicle that is not
18 subject to any lien or other encumbrance may be transferred in
19 transfer-on-death form by filing with ~~the Tax Commission~~ Service
20 Oklahoma a written notice of transfer signed by the transferor and
21 designating the transferee. Such notice shall transfer ownership of
22 the vehicle to the transferee upon the death of the transferor. The
23 notice shall include:

24 1. The vehicle identification number of the vehicle;

1 2. The number of the license plate issued to the vehicle, if
2 any;

3 3. The full name and address of the transferor;

4 4. The full name and address of the transferee; and

5 5. The signature of the transferor. The signature or consent
6 of or notice to the transferee shall not be required for any purpose
7 during the lifetime of the transferor.

8 B. A designation of the transferee may be revoked or changed at
9 any time prior to the death of the transferor by filing an amended
10 notice with ~~the Tax Commission~~ Service Oklahoma.

11 C. To accept a certificate of title of a motor vehicle pursuant
12 to notice filed under subsection A of this act, the designated
13 transferee shall execute an affidavit verifying the death of the
14 transferor owner and submit to ~~the Tax Commission~~ Service Oklahoma.
15 After the date of the transfer of the vehicle as evidenced by the
16 submitted affidavit and the records of ~~the Commission~~ Service
17 Oklahoma, ~~the Commission~~ Service Oklahoma shall issue a title
18 reflecting the transfer of ownership.

19 SECTION 121. AMENDATORY 47 O.S. 2021, Section 1108, is
20 amended to read as follows:

21 Section 1108. With the exception of an insurer applying for a
22 salvage or junk certificate of title resulting from the settlement
23 of a total loss claim, as provided in subsection H of Section 1105
24 of this title, in case of a lost certificate of title, the loss of

1 which is accounted for to the satisfaction of ~~the Commission~~ Service
2 Oklahoma or one of its ~~motor license agents~~ licensed operator, ~~the~~
3 ~~Commission~~ Service Oklahoma or one of its ~~motor license agents~~
4 licensed operators may issue duplicates. There shall be a
5 replacement fee of Eleven Dollars (\$11.00) for such duplicate title.
6 One Dollar (\$1.00) of each such fee shall be deposited in ~~the~~
7 ~~Oklahoma Tax Commission~~ Service Oklahoma Reimbursement Fund.

8 SECTION 122. AMENDATORY 47 O.S. 2021, Section 1109, is
9 amended to read as follows:

10 Section 1109. A. All information contained in certificates of
11 title, applications therefor, vehicle registration records and
12 computer data files is hereby declared to be confidential
13 information and shall not be copied by anyone or disclosed to anyone
14 other than employees of ~~the Oklahoma Tax Commission~~ Service Oklahoma
15 or the Corporation Commission in the regular course of their
16 employment, except as provided in subsection B of this section. As
17 used in this section, "personal information" means information that
18 identifies an individual including name, address (excluding the
19 five-digit zip code) and telephone number, but does not include
20 information on vehicular accidents, driving violations and driver's
21 status.

22 B. Personal information referred to in subsection A of this
23 section shall be disclosed for use in connection with matters of
24 motor vehicle or driver safety and theft, motor vehicle emissions,

1 motor vehicle product alterations, recalls or advisories, and
2 removal of non-owner records from the original owner records of
3 motor vehicle manufacturers to carry out the purpose of Titles I and
4 IV of the Anti Car Theft Act of 1992, the Automobile Information
5 Disclosure Act (15 U.S.C., Section 1231 et seq.), the Clean Air Act
6 (42 U.S.C., Section 7401 et seq.) and Chapters 301, 305 and 321-331
7 of Title 49 of the United States Code and may be disclosed as
8 follows:

9 1. For use by any governmental agency, including but not
10 limited to any court or law enforcement agency, in carrying out its
11 functions, or any private person or entity acting on behalf of a
12 federal, state or local governmental agency in carrying out its
13 functions. Information relating to motor vehicle insurance,
14 including the insurer and insurance policy numbers, may be released
15 to law enforcement officers investigating an accident pursuant to
16 the provisions of Section 10-104 of this title;

17 2. For use by any motor vehicle manufacturer or an authorized
18 representative thereof in connection with matters of motor vehicle
19 or driver safety and theft, motor vehicle emissions, motor vehicle
20 product alterations, recalls or advisories, performance monitoring
21 of motor vehicles, motor vehicle parts and dealers, motor vehicle
22 market research activities, including survey research, and removal
23 of non-owner records from the original owner records of motor
24 vehicle manufacturers. The confidentiality of the information shall

1 be protected, as set out above, and used only for the purpose
2 stated; provided, further, that ~~the Tax Commission~~ Service Oklahoma
3 or Corporation Commission shall be authorized to review the use of
4 and the measures employed to safeguard the information; and
5 provided, further, that the manufacturer or representative shall
6 bear the cost incurred by ~~the Tax Commission~~ Service Oklahoma or
7 Corporation Commission in the production of the information
8 requested. If the confidentiality provisions, as set out above, are
9 violated, the provisions of subsection D of Section 205 of Title 68
10 of the Oklahoma Statutes shall apply and the privilege of obtaining
11 information shall be terminated. Any manufacturer or representative
12 violating the provisions of this paragraph, upon conviction, shall
13 be punishable by a fine not to exceed Fifty Thousand Dollars
14 (\$50,000.00);

15 3. For use by any person compiling and publishing motor vehicle
16 statistics, provided that such statistics do not disclose the names
17 and addresses of individuals. Such information shall be provided
18 upon payment of a reasonable fee as determined by ~~the Tax Commission~~
19 Service Oklahoma or the Corporation Commission;

20 4. For use by a wrecker or towing service licensed pursuant to
21 the provisions of Section 951 et seq. of this title for use in
22 providing notice to the owners and secured parties of towed or
23 impounded vehicles, upon payment of a fee of One Dollar (\$1.00) per
24

1 vehicle record page to ~~the Tax Commission~~ Service Oklahoma, the
2 Corporation Commission or any ~~motor license agent~~ licensed operator;

3 5. For use by a legitimate business or its agents, employees,
4 or contractors for use in the normal course of business, upon
5 payment of a fee of One Dollar (\$1.00) per vehicle record page to
6 ~~the Tax Commission~~ Service Oklahoma, the Corporation Commission or
7 any ~~motor license agent~~ licensed operator, but only:

- 8 a. to verify the accuracy of personal information
9 submitted by the individual to whom the information
10 pertains to the business or its agents, employees, or
11 contractors, or
12 b. to obtain the correct information, if such information
13 submitted by the individual to whom the information
14 pertains to the business is not correct, or is no
15 longer correct, but only for the purposes of
16 preventing fraud by, pursuing legal remedies against,
17 or recovering on a debt or security interest against
18 the individual;

19 6. For use in connection with any civil, criminal,
20 administrative or arbitral proceeding in any federal, state or local
21 court or agency or before any self-regulatory body, including the
22 service of process, investigation in anticipation of litigation, and
23 the execution or enforcement of judgments and orders, or pursuant to
24 an order of a federal, state or local court, upon payment of a fee

1 of One Dollar (\$1.00) per vehicle record page to ~~the Tax Commission~~
2 Service Oklahoma, the Corporation Commission or any ~~motor license~~
3 ~~agent~~ licensed operator;

4 7. For use by any insurer or insurance support organization, or
5 by a self-insured entity, or its agents, employees, or contractors,
6 in connection with claims investigation activities, anti-fraud
7 activities, rating or underwriting, upon payment of a fee of One
8 Dollar (\$1.00) per vehicle record page to ~~the Tax Commission~~ Service
9 Oklahoma, the Corporation Commission or any ~~motor license agent~~
10 licensed operator;

11 8. For use by any licensed private investigative agency or
12 licensed security service for any purpose permitted under this
13 subsection, upon payment of a fee of One Dollar (\$1.00) per vehicle
14 record page to ~~the Tax Commission~~ Service Oklahoma, the Corporation
15 Commission or any ~~motor license agent~~ licensed operator;

16 9. For use by a requester, upon payment of a fee of One Dollar
17 (\$1.00) per vehicle record page to ~~the Tax Commission~~ Service
18 Oklahoma, the Corporation Commission or any ~~motor license agent~~
19 licensed operator, if the requester demonstrates that it has
20 obtained the written consent of the individual to whom the
21 information pertains;

22 10. For use in connection with the operation of private toll
23 transportation facilities; or
24

1 11. For furnishing the name and address of all commercial
2 entities who have current registrations of any particular model of
3 vehicle; provided, this exception shall not allow the release of
4 personal information pursuant to the provisions of the Driver's
5 Privacy Protection Act, 18 U.S.C., Sections 2721 through 2725.

6 ~~The Tax Commission~~ Service Oklahoma shall collect a reasonable
7 fee to recover the costs of providing the data. As used in this
8 section, the term "vehicle record page" means a computer-generated
9 printout of the motor vehicle inquiry screen. Information provided
10 on the motor vehicle inquiry screen printout shall include the
11 current vehicle owner name and address, vehicle make, model and
12 year, identifying numbers for the vehicle license plate, certificate
13 of title and vehicle identification number, relevant dates relating
14 to the vehicle registration and certificate of title, lienholder
15 information and lien status.

16 C. In addition to the information provided on the vehicle
17 record page, ~~the Tax Commission~~ Service Oklahoma or Corporation
18 Commission may, upon written request, release to any requester
19 authorized by the provisions of this section to obtain individual
20 motor vehicle information, corresponding copies of vehicle
21 certificates of title, applications therefor, vehicle registration
22 records and computer data files.

23 There shall be an informational search and retrieval fee of Five
24 Dollars (\$5.00) per vehicle computer record search. If ~~the Tax~~

1 ~~Commission~~ Service Oklahoma or Corporation Commission performs a
2 manual search, the fee shall be Seven Dollars and fifty cents
3 (\$7.50) per vehicle. ~~The Tax Commission~~ Service Oklahoma is
4 authorized to promulgate rules whereby ~~motor license agents~~ licensed
5 operators, when requesting such documentation in the performance of
6 their duties, are exempt from this retrieval fee. Certified copies
7 of vehicle certificates of title and applications therefor shall be
8 included within the informational search and retrieval by ~~the Tax~~
9 ~~Commission~~ Service Oklahoma or Corporation Commission for a fee of
10 Ten Dollars (\$10.00). Such duly certified copies may be received in
11 evidence with the same effect as the original when the original is
12 not in the possession or under the control of the party desiring to
13 use the same.

14 D. Requesters authorized by this section to receive information
15 shall submit to ~~the Tax Commission~~ Service Oklahoma, the Corporation
16 Commission or any ~~motor license agent~~ licensed operator an affidavit
17 supported by such documentation as ~~the Tax Commission~~ Service
18 Oklahoma or Corporation Commission may require, on a form prescribed
19 by ~~the Tax Commission~~ Service Oklahoma or Corporation Commission
20 certifying that the information is requested for a lawful and
21 legitimate purpose and will not be further disseminated.

22 E. Notwithstanding the foregoing, ~~the Tax Commission~~ Service
23 Oklahoma or the Corporation Commission may allow the release of
24

1 information from its motor vehicle records upon magnetic tape
2 consisting only of the following information:

- 3 1. The date of the certificate of title;
- 4 2. The certificate of title number;
- 5 3. The type of title issued for the vehicle;
- 6 4. The odometer reading from the certificate of title;
- 7 5. The year in which the vehicle was manufactured;
- 8 6. The vehicle identification number for the vehicle;
- 9 7. The make of the vehicle; and
- 10 8. The location in which the vehicle is registered.

11 ~~The Tax Commission~~ Service Oklahoma or the Corporation
12 Commission shall allow the release of such information upon payment
13 of a reasonable fee to be determined by ~~the Tax Commission~~ Service
14 Oklahoma or the Corporation Commission. The information released as
15 authorized by this subsection may only be used for purposes of
16 detecting odometer rollback or odometer tampering, for determining
17 the issuance in this state or any other state of salvage or rebuilt
18 titles for vehicles or for determining whether a vehicle has been
19 reported stolen in this state or any other state.

20 F. Notwithstanding the provisions of this section or of Section
21 205 of Title 68 of the Oklahoma Statutes, ~~the Tax Commission~~ Service
22 Oklahoma or the Corporation Commission may inform a secured party
23 that taxes and fees are delinquent with respect to a vehicle upon
24 which the secured party has a perfected lien.

1 G. Fees received by a ~~motor license agent~~ licensed operator
2 pursuant to the provisions of this section shall not be included in
3 the maximum sum that may be retained by ~~motor license agents~~
4 licensed operator as compensation pursuant to the provisions of
5 Section 1143 of this title.

6 H. All funds collected by the Tax Commission pursuant to the
7 provisions of this section shall be deposited in the Oklahoma Tax
8 Commission Revolving Fund. Beginning January 1, 2023, all funds
9 collected by Service Oklahoma pursuant to the provisions of this
10 section shall be deposited in the Service Oklahoma Revolving Fund.

11 All funds collected by the Corporation Commission pursuant to the
12 provisions of this section shall be apportioned as provided in
13 subsection C of Section 3 of this act.

14 I. It is further provided that the provisions of this section
15 shall be strictly interpreted and shall not be construed as
16 permitting the disclosure of any other information contained in the
17 files and records of ~~the Tax Commission~~ Service Oklahoma or the
18 Corporation Commission.

19 J. It shall be unlawful for any person to commit any of the
20 following acts:

21 1. To knowingly obtain or disclose personal information from a
22 motor vehicle record for any use not expressly permitted by this
23 section; or
24

1 2. To make false representation to obtain any personal
2 information from an individual's motor vehicle record.

3 Any violation of the provisions of this section shall constitute
4 a misdemeanor and shall be punishable by the imposition of a fine
5 not exceeding One Thousand Dollars (\$1,000.00), or by imprisonment
6 in the county jail for a term not exceeding one (1) year, or by both
7 such fine and imprisonment. Where applicable, a person convicted of
8 a violation of the provisions of this section shall be removed or
9 dismissed from office or state employment. No liability whatsoever,
10 civil or criminal, shall attach to any member or employee of ~~the Tax~~
11 ~~Commission~~ Service Oklahoma or Corporation Commission for any error
12 or omission in the disclosure of such information.

13 SECTION 123. AMENDATORY 47 O.S. 2021, Section 1110, is
14 amended to read as follows:

15 Section 1110. A. 1. Except for a security interest in
16 vehicles held by a dealer for sale or lease, a vehicle registered by
17 a federally recognized Indian tribe as provided in subsection G of
18 this section, and a vehicle being registered in this state which was
19 previously registered in another state and which title contains the
20 name of a secured party on the face of the other state certificate
21 or title, and except as otherwise provided in subsection B of
22 Section 1105 of this title, a security interest in a vehicle as to
23 which a certificate of title may be properly issued by ~~the Oklahoma~~
24 ~~Tax Commission~~ Service Oklahoma shall be perfected only when a lien

1 entry form, and the existing certificate of title, if any, or
2 application for a certificate of title and manufacturer's
3 certificate of origin containing the name and address of the secured
4 party and the date of the security agreement and the required fee
5 are delivered to ~~the Tax Commission~~ Service Oklahoma or to a ~~motor~~
6 ~~license agent~~ licensed operator. As used in this section, the term
7 "dealer" shall be defined as provided in Section 1-112 of this title
8 and the term "security interest" shall be defined as provided in
9 paragraph (35) of Section 1-201 of Title 12A of the Oklahoma
10 Statutes. When a vehicle title is presented to a ~~motor license~~
11 ~~agent~~ licensed operator for transferring or registering and the
12 documents reflect a lienholder, the ~~motor license agent~~ licensed
13 operator shall perfect the lien pursuant to subsection G of Section
14 1105 of this title. For the purposes of this section, the term
15 "vehicle" shall not include special mobilized machinery, machinery
16 used in highway construction or road material construction and
17 rubber-tired road construction vehicles including rubber-tired
18 cranes. The filing and duration of perfection of a security
19 interest, pursuant to the provisions of Title 12A of the Oklahoma
20 Statutes, including, but not limited to, Section 1-9-311 of Title
21 12A of the Oklahoma Statutes, shall not be applicable to perfection
22 of security interests in vehicles as to which a certificate of title
23 may be properly issued by ~~the Tax Commission~~ Service Oklahoma,
24 except as to vehicles held by a dealer for sale or lease and except

1 as provided in subsection D of this section. In all other respects
2 Title 12A of the Oklahoma Statutes shall be applicable to such
3 security interests in vehicles as to which a certificate of title
4 may be properly issued by ~~the Tax Commission~~ Service Oklahoma.

5 2. Whenever a person creates a security interest in a vehicle,
6 the person shall surrender to the secured party the certificate of
7 title or the signed application for a new certificate of title, on
8 the form prescribed by ~~the Tax Commission~~ Service Oklahoma, and the
9 manufacturer's certificate of origin. The secured party shall
10 deliver the lien entry form and the required lien filing fee within
11 twenty-five (25) days as provided hereafter with certificate of
12 title or the application for certificate of title and the
13 manufacturer's certificate of origin to ~~the Tax Commission~~ Service
14 Oklahoma or to a ~~motor license agent~~ licensed operator. If the lien
15 entry form, the lien filing fee and the certificate of title or
16 application for certificate of title and the manufacturer's
17 certificate of origin are delivered to ~~the Tax Commission~~ Service
18 Oklahoma or to a ~~motor license agent~~ licensed operator within
19 twenty-five (25) days after the date of the lien entry form,
20 perfection of the security interest shall begin from the date of the
21 execution of the lien entry form, but otherwise, perfection of the
22 security interest shall begin from the date of the delivery to ~~the~~
23 ~~Tax Commission~~ Service Oklahoma or to a ~~motor license agent~~ licensed
24 operator.

- 1 3. a. For each security interest recorded on a certificate
2 of title, or manufacturer's certificate of origin,
3 such person shall pay a fee of Ten Dollars (\$10.00),
4 which shall be in addition to other fees provided for
5 in the Oklahoma Vehicle License and Registration Act.
6 Upon the receipt of the lien entry form and the
7 required fees with either the certificate of title or
8 an application for certificate of title and
9 manufacturer's certificate of origin, a ~~motor license~~
10 ~~agent~~ licensed operator shall, by placement of a
11 clearly distinguishing mark, record the date and
12 number shown in a conspicuous place, on each of these
13 instruments. Of the ten-dollar fee, the ~~motor license~~
14 ~~agent~~ licensed operator shall retain Two Dollars
15 (\$2.00) for recording the security interest lien.
- 16 b. It shall be unlawful for any person to solicit, accept
17 or receive any gratuity or compensation for acting as
18 a messenger and for acting as the agent or
19 representative of another person in applying for the
20 recording of a security interest or for the
21 registration of a motor vehicle and obtaining the
22 license plates or for the issuance of a certificate of
23 title therefor unless ~~the Tax Commission~~ Service
24 Oklahoma has appointed and approved the person to

1 perform such acts; and before acting as a messenger,
2 any such person shall furnish to ~~the Tax Commission~~
3 Service Oklahoma a surety bond in such amount as ~~the~~
4 ~~Tax Commission~~ Service Oklahoma shall determine
5 appropriate.

6 4. The certificate of title or the application for certificate
7 of title and manufacturer's certificate of origin with the record of
8 the date of receipt clearly marked thereon shall be returned to the
9 debtor together with a notice that the debtor is required to
10 register and pay all additional fees and taxes due within thirty
11 (30) days from the date of purchase of the vehicle.

12 5. Any person creating a security interest in a vehicle that
13 has been previously registered in the debtor's name and on which all
14 taxes due the state have been paid shall surrender the certificate
15 of ownership to the secured party. The secured party shall have the
16 duty to record the security interest as provided in this section and
17 shall, at the same time, obtain a new certificate of title which
18 shall show the secured interest on the face of the certificate of
19 title.

20 6. The lien entry form with the date and assigned number
21 thereof clearly marked thereon shall be returned to the secured
22 party. If the lien entry form is received and authenticated, as
23 herein provided, by a ~~motor license agent~~ licensed operator, the
24 ~~agent~~ licensed operator shall make a report thereof to ~~the Tax~~

1 ~~Commission~~ Service Oklahoma upon the forms and in the manner as may
2 be prescribed by ~~the Tax Commission~~ Service Oklahoma.

3 7. ~~The Tax Commission~~ Service Oklahoma shall have the duty to
4 record the lien upon the face of the certificate of title issued at
5 the time of registering and paying all fees and taxes due on the
6 vehicle.

7 8. When there is an active lien from a commercial lender in
8 place on a vehicle, ~~motor license agents~~ licensed operators shall be
9 prohibited from transferring the certificate of title on that
10 vehicle until the lien is satisfied.

11 B. 1. A secured party shall, within seven (7) business days
12 after the satisfaction of the security interest, furnish directly or
13 by mail a release of a security interest to ~~the Tax Commission~~
14 Service Oklahoma and mail a copy thereof to the last-known address
15 of the debtor. If the security interest has been satisfied by
16 payment from a licensed used motor vehicle dealer to whom the motor
17 vehicle has been transferred, the secured party shall also, within
18 seven (7) business days after such satisfaction, mail an additional
19 copy of the release to the dealer. If the secured party fails to
20 furnish the release as required, the secured party shall be liable
21 to the debtor for a penalty of One Hundred Dollars (\$100.00).
22 Following the seven (7) business days after satisfaction of the lien
23 and upon receipt by the lienholder of written communication
24 demanding the release of the lien, thereafter the penalty shall

1 increase to One Hundred Dollars (\$100.00) per day for each
2 additional day beyond seven (7) business days until accumulating to
3 One Thousand Five Hundred Dollars (\$1,500.00) or the value of the
4 vehicle, whichever is less, and, in addition, any loss caused to the
5 debtor by such failure.

6 2. Upon release of a security interest the owner may obtain a
7 new certificate of title omitting reference to the security
8 interest, by submitting to ~~the Tax Commission~~ Service Oklahoma or to
9 a ~~motor license agent~~ licensed operator:

10 a. a release signed by the secured party, an application

11 for new certificate of title and the proper fees, or

12 b. by submitting to ~~the Tax Commission~~ Service Oklahoma

13 or the ~~motor license agent~~ licensed operator an

14 affidavit, supported by such documentation as ~~the Tax~~

15 ~~Commission~~ Service Oklahoma may require, by the owner

16 on a form prescribed by ~~the Tax Commission~~ Service

17 Oklahoma stating that the security interest has been

18 satisfied and stating the reasons why a release cannot

19 be obtained, an application for a new certificate of

20 title and the proper fees.

21 Upon receiving such affidavit that the security interest has been

22 satisfied, ~~the Tax Commission~~ Service Oklahoma shall issue a new

23 certificate of title eliminating the satisfied security interest and

24 the name and address of the secured parties who have been paid and

1 satisfied. ~~The Tax Commission~~ Service Oklahoma shall accept a
2 release of a security interest in any form that identifies the
3 debtor, the secured party, and the vehicle, and contains the
4 signature of the secured party. ~~The Tax Commission~~ Service Oklahoma
5 shall not require any particular form for the release of a security
6 interest.

7 The words "security interest" when used in the Oklahoma Vehicle
8 License and Registration Act do not include liens dependent upon
9 possession.

10 C. ~~The Tax Commission~~ Service Oklahoma shall file and index
11 certificates of title so that at all times it will be possible to
12 trace a certificate of title to the vehicle designated therein,
13 identify the lien entry form, and the names and addresses of secured
14 parties, or their assignees, so that all or any part of such
15 information may be made readily available to those who make
16 legitimate inquiry of ~~the Tax Commission~~ Service Oklahoma as to the
17 existence or nonexistence of security interest in the vehicle.

18 D. 1. Any security interest in a vehicle properly perfected
19 prior to July 1, 1979, may be continued as to its effectiveness or
20 duration as provided by Sections 1-9-510 and 1-9-515 of Title 12A of
21 the Oklahoma Statutes, or may be terminated, assigned or released as
22 provided by Sections 1-9-512, 1-9-513 and 1-9-514 of Title 12A of
23 the Oklahoma Statutes, as fully as if this section had not been
24 enacted, or, at the option of the secured party, may also be

1 perfected under this section, and, if so perfected, the time of
2 perfection under this section shall be the date the security
3 interest was originally perfected under the prior law.

4 2. Upon request of the secured party, the debtor or any other
5 holder of the certificate of title shall surrender the certificate
6 of title to the secured party and shall do such other acts as may be
7 required to perfect the security interest under this section.

8 E. If a manufactured home is permanently affixed to real
9 estate, an Oklahoma certificate of title may be surrendered to ~~the~~
10 ~~Tax Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
11 operator for cancellation. When the document of title is
12 surrendered, the owner shall provide the legal description or the
13 appropriate tract or parcel number of the real estate and other
14 information as may be required on a form provided by ~~the Tax~~
15 ~~Commission~~ Service Oklahoma. ~~The Tax Commission~~ Service Oklahoma
16 may not cancel a document of title if a lien has been registered or
17 recorded. ~~The Tax Commission~~ Service Oklahoma or ~~motor license~~
18 ~~agent~~ licensed operator shall notify the owner and any lienholder
19 that the title has been surrendered to ~~the Tax Commission~~ Service
20 Oklahoma and that ~~the Tax Commission~~ Service Oklahoma may not cancel
21 the title until the lien is released. Such notification shall
22 include a description of the lien and such notification to the owner
23 shall be accompanied by the return of title surrendered. Permanent
24 attachment to real estate does not affect the validity of a lien

1 recorded or registered with ~~the Tax Commission~~ Service Oklahoma
2 before the document of title is canceled pursuant to this section.
3 The rights of a prior lienholder pursuant to a security agreement or
4 the provisions of a credit transaction and the rights of the state
5 pursuant to a tax lien are preserved. ~~The Tax Commission~~ Service
6 Oklahoma or ~~motor license agent~~ licensed operator shall forward the
7 information to the county assessor of the county where the real
8 estate is located and indicate whether the original document of
9 title has been canceled. A fee of Five Dollars (\$5.00) shall
10 accompany the application for cancellation of title. When the fee
11 is paid by a person making an application directly with ~~the Tax~~
12 ~~Commission~~ Service Oklahoma, the fee shall be deposited in the
13 Oklahoma Tax Commission Revolving Fund. Beginning January 1, 2023,
14 the fee shall be deposited in the Service Oklahoma Revolving Fund.
15 A fee paid to a ~~motor license agent~~ licensed operator shall be
16 retained by the ~~agent~~ licensed operator. The owner of a
17 manufactured home upon which the document of title has been properly
18 surrendered, may apply to ~~the Tax Commission~~ Service Oklahoma for
19 issuance of a new original certificate of title upon submission of:
20 1. An attestation from the homeowner indicating ownership of
21 the manufactured home and the nonexistence of any security interest
22 or lien of record in the manufactured home; and
23 2. A title opinion by a licensed attorney, determining that the
24 owner of the manufactured home has marketable title to the real

1 property upon which the manufactured home is located and that no
2 documents filed of record in the county clerk's office concerning
3 the real property contain a mortgage, recorded financial statement,
4 judgment, or lien of record. Persons or entities to whom the title
5 opinion is addressed may rely on the title opinion. A security
6 interest in a manufactured home perfected pursuant to this section
7 shall have priority over a conflicting interest of a mortgagee or
8 other lien encumbrancer, or the owner of the real property upon
9 which the manufactured home became affixed or otherwise permanently
10 attached. The holder of the security interest in the manufactured
11 home, upon default, may remove the manufactured home from such real
12 property. The holder of the security interest in the manufactured
13 home shall reimburse the owner of the real property who is not the
14 debtor and who has not otherwise agreed to access the real property
15 for the cost of repair of any physical injury to the real property,
16 but shall not be liable for any diminution in value to the real
17 property caused by the removal of the manufactured home, trespass,
18 or any other damages caused by the removal. The debtor shall notify
19 the holder of the security interest in the manufactured home of the
20 street address, if any, and the legal description of the real
21 property upon which the manufactured home is affixed or otherwise
22 permanently attached and shall sign such other documents, including
23 any appropriate mortgage, as may reasonably be requested by the
24 holder of such security interest.

1 F. In the case of motor vehicles or trailers, notwithstanding
2 any other provision of law, a transaction does not create a sale or
3 security interest merely because it provides that the rental price
4 is permitted or required to be adjusted under the agreement either
5 upward or downward by reference to the amount realized upon sale or
6 other disposition of the motor vehicle or trailer.

7 G. A security interest in vehicles registered by a federally
8 recognized Indian tribe shall be deemed valid under Oklahoma law if
9 validly perfected under the applicable tribal law and the lien is
10 noted on the face of the tribal certificate of title.

11 SECTION 124. AMENDATORY 47 O.S. 2021, Section 1111, is
12 amended to read as follows:

13 Section 1111. A. As used in this section:

14 1. "Loss" means the cost, in dollars, to repair or replace a
15 vehicle which has been damaged by collision or other occurrence.
16 The amount paid by an insurer to a holder of the certificate of
17 title for repair of a damaged vehicle shall be prima facie evidence
18 of the amount of the loss. The amount paid by an insurer to a
19 holder of the certificate of title for replacement of a damaged
20 vehicle less the resale value of the damaged vehicle shall be prima
21 facie evidence of the amount of the loss;

22 2. "Fair market value" means the value of a vehicle as listed
23 in the current National Auto Dealers Association guidebook or other
24 similar guidebook or the actual cash value, whichever is greater;

1 3. "Resale value" means the amount, in dollars, paid to the
2 holder of a certificate of title by a willing buyer for a vehicle
3 damaged by collision or other occurrence or recovered from theft;

4 4. "Total loss" means a loss which is equal to the fair market
5 value of the vehicle immediately prior to the damage to or theft of
6 the vehicle; and

7 5. "Vehicle" means a vehicle, as defined in paragraph 40 of
8 Section 1102 of this title, manufactured within the last ten (10)
9 model years.

10 B. Any insurance company that pays a total loss on a claim for
11 any vehicle including, but not limited to, a flood-damaged vehicle
12 or recovered-theft vehicle, any junk dealer who receives a motor
13 vehicle which is to be used for junk or for parts, or any other
14 person permanently dismantling or junking a vehicle shall receive
15 the certificate of title from the current holder of the certificate
16 of title, shall detach the license plate from the vehicle, and shall
17 return the license plate and the certificate of title to ~~the~~
18 ~~Oklahoma Tax Commission~~ Service Oklahoma or a ~~motor license agent~~
19 licensed operator within thirty (30) days from receipt of the
20 certificate, or insurance companies may provide alternate
21 documentation within thirty (30) days pursuant to subsection P of
22 Section 1105 of this title. ~~The Tax Commission~~ Service Oklahoma
23 shall cancel the certificate of title to the vehicle used for junk
24 or parts and shall preserve the vehicle identification numbers on

1 the certificate of title in the computer files for at least five (5)
2 years. No certificate of title may be reissued on a junked vehicle
3 as defined in Section 1105 of this title, unless reissued pursuant
4 to paragraph 3 of subsection C of this section. ~~The Tax Commission~~
5 Service Oklahoma shall transfer ownership of a stolen vehicle, not
6 recovered from theft at the time of transfer, by salvage or
7 unrecovered-theft title to the insurer. ~~The Tax Commission~~ Service
8 Oklahoma shall transfer ownership of a vehicle damaged by flooding
9 or other occurrence to the insurer by an original title, salvage
10 title, or junked title, as may be appropriate, based upon an
11 estimate of the amount of loss submitted by the insurer. All
12 license plates surrendered to ~~the Tax Commission~~ Service Oklahoma
13 shall be destroyed.

14 C. 1. If an insurance company pays a claim for a loss which is
15 less than a total loss but the cost of repairing the vehicle for
16 safe operation on the highway exceeds sixty percent (60%) of the
17 fair market value of the vehicle, or if any vehicle not insured is
18 damaged to the extent that the cost of repair for safe operation on
19 the highway exceeds sixty percent (60%) of the fair market value of
20 the vehicle, any holder of the certificate of title for the vehicle
21 shall return the certificate of title to ~~the Tax Commission~~ Service
22 Oklahoma or a ~~motor license agent~~ licensed operator within thirty
23 (30) days from receipt of payment for the loss.

1 2. Upon receipt of the certificate, the ~~Tax Commission~~ Service
2 Oklahoma or ~~motor license agent~~ licensed operator shall issue a
3 salvage title for the vehicle. The title for any vehicle damaged by
4 flooding shall be stamped with the words "Flood Damaged", and for
5 any such vehicle which was recovered from a theft, the salvage title
6 or rebuilt title shall be stamped with the words "Recovered Theft".
7 A licensed dealer subject to the provisions of the Automotive
8 Dismantlers and Parts Recycler Act, Section 591.1 et seq. of this
9 title, shall not be required to pay registration fees, excise taxes,
10 back taxes, or penalties on a vehicle as a prerequisite to obtaining
11 a salvage title.

12 3. If the actual documented cost of repairing the vehicle for
13 safe operation on the highway does not exceed sixty percent (60%) of
14 the fair market value of the vehicle as defined in this section, the
15 certificate of title shall be reissued to the holder and the vehicle
16 shall not be subject to inspection as required under this section.
17 The actual documented cost of repairing the vehicle pursuant to this
18 paragraph shall be certified by the insurance company paying the
19 loss.

20 D. If a motor vehicle with a salvage title is placed in
21 operative condition, application shall be made to ~~the Tax Commission~~
22 Service Oklahoma or a ~~motor license agent~~ licensed operator for a
23 rebuilt title. A visual inspection of the vehicle and examination
24 of the vehicle identification numbers shall be conducted prior to

1 the issuance of a rebuilt title. At the time of issuance, the
2 salvage title shall be returned to ~~the Tax Commission~~ Service
3 Oklahoma by the owner, or by the ~~motor license agent~~ if the ~~motor~~
4 ~~license agent~~ licensed operator issues the rebuilt title. A visual
5 inspection shall also be made of any out-of-state vehicle to be
6 registered and titled in this state if the vehicle is within the
7 class of vehicles for which a rebuilt title is required and a
8 similar inspection has not been conducted by another state. The
9 certificate of title for the rebuilt vehicle shall be stamped with
10 the words, "This Rebuilt Vehicle Has Been Inspected by the
11 Appropriate State Official".

12 E. 1. The visual inspections and examination of vehicle
13 identification numbers shall include, but not be limited to:

- 14 a. comparison of the vehicle identification numbers with
15 the number recorded on the ownership records,
- 16 b. inspection of the vehicle identification numbers and
17 the VIN plate to detect possible alteration or other
18 fraud,
- 19 c. interpretation of the vehicle identification number
20 recorded on the ownership documents to assure that it
21 accurately describes the motor vehicle in question,
22 and
- 23 d. inspection of the odometer of the vehicle to detect
24 rollback or alteration.

1 2. All vehicle damage shall be repaired before the examination
2 is conducted. The following paperwork shall be presented to the
3 ~~motor license agent~~ licensed operator: the salvage title and
4 original receipts for all parts placed on the vehicle. Components
5 such as doors, motor, and transmission shall indicate the serial
6 number or the vehicle identification number (VIN) of the auto the
7 part was purchased from or removed from.

8 F. The visual inspection and vehicle identification numbers
9 examination shall be performed by a ~~motor license agent~~ licensed
10 operator at the location designated by the ~~motor license agent~~
11 licensed operator. If the location of the inspection is not the
12 place of business of the rebuilder, the ~~motor license agent~~ licensed
13 operator shall issue a permit authorizing the applicant to operate
14 the vehicle upon the public streets, roads, and highways in route to
15 and from the designated location for the inspection. The inspection
16 and examination shall be performed within ten (10) working days
17 after the owner of the vehicle requests the inspection and
18 examination. Requests shall be made by completing the request form
19 prescribed and provided by ~~the Tax Commission~~ Service Oklahoma.

20 G. Inspection and examination of a rebuilt vehicle shall be
21 performed by a person employed by a ~~motor license agent~~ licensed
22 operator.

23 H. The fee for the examination by the ~~motor license agent~~
24 licensed operator shall be Twenty-five Dollars (\$25.00), which shall

1 be paid at the time of issuance of the certificate of title for the
2 rebuilt vehicle. The ~~motor license agent~~ licensed operator shall
3 retain Five Dollars (\$5.00) and shall remit Twenty Dollars (\$20.00)
4 to the Tax Commission which shall retain Ten Dollars (\$10.00) and
5 transmit Ten Dollars (\$10.00) to the State Treasurer for deposit in
6 the Department of Public Safety Revolving Fund through December 31,
7 2022. Beginning January 1, 2023, the licensed operator shall retain
8 Five Dollars (\$5.00) and shall remit Twenty Dollars (\$20.00) to the
9 Tax Commission which shall retain Ten Dollars (\$10.00) and transmit
10 Ten Dollars (\$10.00) to the State Treasurer for deposit in the
11 Service Oklahoma Revolving Fund. The ~~motor license agent~~ licensed
12 operator and its employees and agents may not be sued for and shall
13 not be liable for any damages allegedly arising out of the
14 inspection of a vehicle or any acts or omissions in the performance
15 of the inspection. The ~~motor license agent~~ licensed operator may be
16 held liable for any damages to the vehicle caused by the negligent
17 acts or omissions in the performance of the inspection. Any person
18 may be liable for any damages to a vehicle caused by the intentional
19 acts or omissions in the performance of the inspection.

20 I. The rebuilt title and any subsequent transfers of such title
21 shall also reflect that the vehicle was a salvage vehicle, flood-
22 damaged vehicle or recovered-theft vehicle, if applicable, and also
23 shall include the salvage date.

1 J. Any title for a motor vehicle issued pursuant to the laws of
2 any other state which reflects that such vehicle is a salvage
3 vehicle, a rebuilt vehicle or a junked vehicle or has any other
4 brand or classification notation by that state shall be retained on
5 the new title issued by ~~the Tax Commission~~ Service Oklahoma unless
6 the actual documented cost of repairing the vehicle for safe
7 operation on the highway does not exceed sixty percent (60%) of the
8 fair market value of the vehicle as provided by this section.

9 K. When the insurance company pays a loss on a vehicle which is
10 registered at the time of mishap, accident, burning, or flooding,
11 the appropriate certificate of title shall be issued without the
12 payment of additional registration fees or excise taxes, upon the
13 submission of a police report or insurance adjuster's report and a
14 declaration by the insurer that the vehicle is held for sale to a
15 dealer. If the owner of the vehicle or other insured retains
16 ownership of the damaged vehicle, ~~the Tax Commission~~ Service
17 Oklahoma shall notify the owner or insured of the requirements of
18 this section.

19 L. Any insurance company that pays a claim for a loss where the
20 cost of repairing the vehicle for safe operation on the highway
21 exceeds sixty percent (60%) of the market value of the vehicle or
22 pays a claim for a flood-damaged vehicle as defined in Section 1105
23 of this title shall notify, in writing, the holder of the
24 certificate of title of the requirements of this section and shall

1 notify ~~the Tax Commission~~ Service Oklahoma of the payment of such
2 claim. The notice shall include the estimated total damage
3 percentage determination of the actual cash value made by the
4 insurance company to repair the vehicle for safe operation on the
5 highway. The insurance company shall also send a copy of the
6 notification to the holder of the title. ~~The Tax Commission~~ Service
7 Oklahoma shall provide notice to the owner of the vehicle in writing
8 requiring the owner to surrender the title along with the fee to ~~the~~
9 ~~Tax Commission~~ Service Oklahoma or one of its ~~motor license agents~~
10 licensed operators within thirty (30) days from the receipt of
11 notice for the issuance of the appropriate title based on the amount
12 of loss. ~~The Tax Commission~~ Service Oklahoma shall reissue the
13 appropriate title with the words "Flood Damaged" on the face of the
14 title in the case of a flood-damaged vehicle; provided, no insurance
15 company shall pay a claim for less than the amount to which the
16 holder of the certificate of title is rightfully entitled in order
17 to avoid compliance with this section.

18 M. Except as provided for in subsection N of this section, any
19 person, firm, corporation, or other legal entity convicted of
20 violating any provision of this section shall be guilty of a
21 misdemeanor and shall be punished by a fine of not less than Three
22 Hundred Dollars (\$300.00) or by incarceration in the county jail for
23 not more than six (6) months, or by both the fine and incarceration.

1 N. Any owner of a titled vehicle who has knowledge that the
2 title is not the proper type for the vehicle and, with intent to
3 misrepresent the vehicle, fails to make the appropriate title
4 changes, shall be guilty of a misdemeanor. Any person who has
5 knowledge that the title is not the proper type for the vehicle, and
6 with intent to misrepresent the vehicle, buys or receives any
7 vehicle for which the appropriate title changes have not been made
8 as required by this act shall be guilty of a misdemeanor. Any
9 person found guilty in accordance with the provisions of this
10 subsection shall be punished by a fine of not more than One Thousand
11 Dollars (\$1,000.00) for the first offense or Five Thousand Dollars
12 (\$5,000.00) for the second or subsequent offense, or by imprisonment
13 in the county jail for a term not exceeding six (6) months, or by
14 both such fine and imprisonment.

15 O. Any owner of a salvage or junked vehicle shall submit the
16 certificate of title to ~~the Tax Commission~~ Service Oklahoma or ~~motor~~
17 ~~license agent~~ licensed operator for issuance of an appropriate
18 title. Any holder of a certificate of title issued by this state,
19 to a vehicle which no longer exists, shall surrender the certificate
20 of title to ~~the Tax Commission~~ Service Oklahoma for cancellation.
21 The vehicle identification number on the canceled certificate of
22 title shall be preserved in the computer of ~~the Tax Commission~~
23 Service Oklahoma for at least five (5) years.

1 Nothing in this section shall be construed to prevent the
2 transfer of ownership of a vehicle by assignment of the title to a
3 used car dealer, wholesale used car dealer, or a licensed automotive
4 dismantler or parts recycler.

5 SECTION 125. AMENDATORY 47 O.S. 2021, Section 1112, is
6 amended to read as follows:

7 Section 1112. A. Every owner of a vehicle possessing a
8 certificate of title shall, before using the same in this state,
9 make an application for the registration of such vehicle with a
10 ~~motor license agent~~ licensed operator. The application shall
11 contain such information as shall be required by ~~the Oklahoma Tax~~
12 ~~Commission~~ Service Oklahoma. Every owner, when making application
13 for registration, shall furnish the following information:

14 1. A full description of the vehicle including the make, model,
15 color, manufacturer's serial or other identification number, any
16 security interest upon the vehicle, an odometer reading of the
17 vehicle when applicable, and the insurance security verification to
18 the vehicle;

19 2. The correct name and address, the name of the city, county
20 and state in which the person in whose name the vehicle is to be
21 registered resides, the driver license number of the owner if the
22 owner has a driver license or the Federal Employers Identification
23 Number of the owner if such owner is not an individual, and such
24

1 other information as may be prescribed by ~~the Commission~~ Service
2 Oklahoma; and

3 3. a. The name of the carrier of the owner's insurance
4 policy for such vehicle,

5 b. The policy number of the owner's policy for such
6 vehicle, if available, or the name of the agent or
7 office where the existence of security may be
8 verified, if other than the carrier,

9 c. The effective dates of the owner's policy for such
10 vehicle, and

11 d. A statement of the existence of a nonuse affidavit if
12 filed by the vehicle owner pursuant to the provisions
13 of Section 7-607 of this title.

14 B. Any owner or lessee of a noncommercial vehicle possessing a
15 certificate of title may, at the time of initial application for
16 registration or application for renewal, inform ~~the Tax Commission~~
17 Service Oklahoma that the owner, lessee or someone who may be
18 operating the vehicle is deaf, hard-of-hearing, autistic or suffers
19 from Apraxia or a communication disorder. That information, if
20 provided, shall be available to law enforcement through ~~the Tax~~
21 ~~Commission's~~ Service Oklahoma's vehicle registration system to
22 assist law enforcement in identifying the operator of the vehicle as
23 possibly being deaf, hard-of-hearing, autistic or suffering from
24 Apraxia or a communication disorder. As used in this section,

1 "communication disorder" is defined as impairment in the ability to
2 receive, send, process and comprehend concepts or verbal, nonverbal
3 and graphic symbol systems.

4 C. In every case where a vehicle has been registered upon an
5 application containing any false statement of a fact required in
6 this section to be shown in an application for the registration
7 thereof, ~~the Commission~~ Service Oklahoma shall give written notice
8 of at least five (5) days to the owner of the vehicle, and shall
9 require the owner to appear before it for the purpose of showing
10 cause why the registration should not be canceled. Unless
11 satisfactory explanation is given by the owner concerning such false
12 statement, ~~the Commission~~ Service Oklahoma shall cancel the
13 registration. The owner of the vehicle shall then be required to
14 immediately reregister the vehicle and pay the required fees. The
15 owner shall not be entitled to refund or credit for the fees paid
16 for registration of the motor vehicle made under the application
17 which contained any false statement of fact.

18 D. ~~The Commission~~ Service Oklahoma shall insert in the
19 application forms appropriate notice to the applicant that any false
20 statement of a fact required to be shown in such application for
21 registration subjects the applicant to prosecution.

22 SECTION 126. AMENDATORY 47 O.S. 2021, Section 1112.1A,
23 is amended to read as follows:
24

1 Section 1112.1A. A. As used in this section "vintage vehicle"
2 means a passenger automobile or truck having no more than two axles
3 and for which no Oklahoma certificate of title exists in the records
4 of ~~the Oklahoma Tax Commission~~ Service Oklahoma prior to January 1,
5 1980, and which has not been registered in the records of ~~the~~
6 ~~Oklahoma Tax Commission~~ Service Oklahoma or any other state for a
7 period of fifteen (15) or more years prior to the date as of which
8 the application for the certificate of title is made.

9 B. A person or other legal entity may register a vintage
10 vehicle and obtain an Oklahoma certificate of title for the vehicle
11 upon payment of a fee of Two Hundred Fifty Dollars (\$250.00) and
12 providing a verified statement, under oath, submitted to ~~the~~
13 ~~Oklahoma Tax Commission~~ Service Oklahoma with the following
14 information:

15 1. The name of the person or other legal entity to which the
16 certificate of title will be issued;

17 2. The personal or business address at which the vehicle will
18 be located when not in use on the roads and highways of the state;

19 3. The manufacturer of the vehicle whether or not the
20 manufacturer is still conducting business;

21 4. The model of the vehicle using either the designation
22 provided by the original manufacturer or an equivalent designation;

23 5. The Vehicle Identification Number (VIN) if the vehicle had a
24 VIN at the time of its original manufacture;

1 6. The price at which the vintage vehicle was acquired by the
2 person or other legal entity making application for a vintage
3 vehicle title; and

4 7. A statement that the vehicle is not currently subject to the
5 lien of any person or other legal entity for the purchase price of
6 the vehicle, for expenses associated with repair or refurbishment of
7 the vehicle, storage charges or any other purpose.

8 C. The fee prescribed by subsection B of this section shall be
9 nonrefundable even if ~~the Oklahoma Tax Commission~~ Service Oklahoma
10 denies the issuance of a certificate of title for the vintage
11 vehicle for any reason.

12 D. Upon review of the information contained in the application
13 for a certificate of title, ~~the Oklahoma Tax Commission~~ Service
14 Oklahoma shall determine whether or not the title may be issued.

15 E. If a vintage vehicle certificate of title is issued, the
16 person or other legal entity making application shall make payment
17 of the motor vehicle excise tax required by Section 2103 of Title 68
18 of the Oklahoma Statutes and the applicable rate of sales tax
19 imposed pursuant to Section 1354 of Title 68 of the Oklahoma
20 Statutes.

21 F. Once a certificate of title has been issued for a vintage
22 vehicle as provided by this section, the vehicle shall be subject to
23 the annual registration requirements in the same manner and subject
24 to the same fees as provided by law for other motor vehicles.

1 SECTION 127. AMENDATORY 47 O.S. 2021, Section 1112.2, is
2 amended to read as follows:

3 Section 1112.2. A. Effective July 1, 2019, the license plate
4 and certificate of registration shall be issued to, and remain in
5 the name of, the owner of the vehicle registered and the license
6 plates shall not be transferable between motor vehicle owners. When
7 a vehicle is sold or transferred in the state, the following
8 registration procedures shall apply:

9 1. When a current and valid Oklahoma motor vehicle license
10 plate has been obtained for use on a motor vehicle and the vehicle
11 has been sold or otherwise transferred to a new owner, the license
12 plate shall be removed from the vehicle and retained by the original
13 plate owner;

14 2. In the event an owner purchases, trades, exchanges or
15 otherwise acquires another vehicle of the same license registration
16 classification, ~~the Oklahoma Tax Commission~~ Service Oklahoma shall
17 authorize the transfer of the current and valid license plate
18 previously obtained by the owner to the replacement vehicle for the
19 remainder of the current registration period. In the event the
20 owner acquires a vehicle requiring payment of additional
21 registration fees, the owner shall request a transfer of the license
22 plate to the newly acquired vehicle and pay the difference in
23 registration fees. The fee shall be calculated on a monthly
24 prorated basis. The owner shall not be entitled to a refund:

1 a. when the registration fee for the vehicle to which the
2 plate(s) is to be assigned is less than the
3 registration fee for that vehicle to which the license
4 plate(s) was last assigned, or

5 b. if the owner does not have or does not acquire another
6 vehicle to which the license plate may be transferred;

7 3. Except as provided in paragraph 4 of this subsection, in the
8 event the owner of a license plate purchases, trades, exchanges or
9 otherwise acquires a vehicle for which a license plate has been
10 issued during the current registration period, and the license plate
11 has not been removed by the previous owner in accordance with this
12 section, the new owner of the vehicle shall remove and return the
13 license plate to ~~the Tax Commission~~ Service Oklahoma or a ~~motor~~
14 ~~license agent~~ licensed operator. However, if the license plate has
15 expired, the new owner shall not be required to surrender the
16 license plate;

17 4. When a lender or lender's agent repossesses a vehicle and
18 the license plate has not been removed in accordance with this
19 section, the lender or lender's agent shall not be subject to the
20 provisions of this section and the license plate shall be considered
21 removable personal property and may be reclaimed from the
22 repossessed vehicle; and

23 5. If a person purchases a motor vehicle from which the number
24 plates have been removed pursuant to this section, the person may

1 operate the motor vehicle for fifteen (15) calendar days from the
2 date of purchase without number plates if a dated, notarized bill of
3 sale is carried in the motor vehicle. If the vehicle is subject to
4 a lien, the person may obtain a thirty-day temporary plate issued by
5 a ~~motor license agent~~ licensed operator pursuant to the promulgation
6 of rules by ~~the Oklahoma Tax Commission~~ Service Oklahoma to
7 implement a ~~motor license agent-issued~~ licensed operator-issued
8 temporary plate pursuant to this paragraph.

9 B. 1. The new owner of a motor vehicle shall, within thirty
10 (30) calendar days from the date of vehicle purchase or acquisition,
11 make application to record the registration of the vehicle by the
12 transfer to, or purchase of, a license plate for the newly acquired
13 vehicle with ~~the Tax Commission~~ Service Oklahoma or ~~motor license~~
14 ~~agent~~ licensed operator and shall pay all taxes and fees provided by
15 law.

16 2. Any person failing to register a motor vehicle by timely
17 transferring the license plate as provided by this section shall pay
18 the penalty levied in Section 1132 of this title.

19 C. A surviving spouse, desiring to operate a vehicle devolving
20 from a deceased spouse, shall present an application for certificate
21 of title to ~~the Tax Commission~~ Service Oklahoma or ~~motor license~~
22 ~~agent~~ licensed operator in his or her name within thirty (30) days
23 of obtaining ownership. ~~The Tax Commission~~ Service Oklahoma or
24

1 ~~motor license agent~~ licensed operator shall then transfer the
2 license plate to the surviving spouse.

3 D. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall be
4 authorized to promulgate such rules as may be required to implement
5 the license plate transfers authorized by this section including,
6 but not limited to, such rules as may be required for a system under
7 which the license plate is registered to an individual and not a
8 vehicle for all license plates issued on or after July 1, 2019.

9 SECTION 128. AMENDATORY 47 O.S. 2021, Section 1113, is
10 amended to read as follows:

11 Section 1113. A. 1. Except for all-terrain vehicles, utility
12 vehicles and motorcycles used exclusively off roads and highways,
13 upon the filing of a registration application and the payment of the
14 fees provided for in the Oklahoma Vehicle License and Registration
15 Act, ~~the Oklahoma Tax Commission~~ Service Oklahoma or Corporation
16 Commission, as applicable, shall assign to the vehicle described in
17 the application a distinctive number, and issue to the owner of the
18 vehicle a certificate of registration, one license plate and a
19 yearly decal. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall
20 assign an all-terrain vehicle, utility vehicle or motorcycle used
21 exclusively off roads and highways a distinctive number and issue to
22 the owner a certificate of registration and a decal but not a
23 license plate. For each subsequent registration year, ~~the Tax~~
24 ~~Commission shall~~ Service Oklahoma issue a yearly decal to be affixed

1 to the license plate, except for an all-terrain vehicle, utility
2 vehicle or motorcycle used exclusively off roads and highways. The
3 initial decal for an all-terrain vehicle, utility vehicle or
4 motorcycle shall be attached to the front of the vehicle and shall
5 be in clear view. The decal shall be on the front or on the front
6 fork of the motorcycle used exclusively off roads and highways and
7 the decal shall be in clear view. The yearly decal shall have an
8 identification number and the last two numbers of the registration
9 year for which it shall expire. Except as provided by Section 1113A
10 of this title, the license plate shall be affixed to the exterior of
11 the vehicle until a replacement license plate is applied for. If
12 the owner applies for a replacement license plate, ~~the Tax~~
13 ~~Commission~~ Service Oklahoma shall charge the fee provided for in
14 Section 1114 of this title. The yearly decal will validate the
15 license plate for each registration period other than the year the
16 license plate is issued. The license plate and decal shall be of
17 such size, color, design and numbering as ~~the Tax Commission~~ Service
18 Oklahoma may direct. However, yearly decals issued to the owner of
19 a vehicle who has filed an affidavit with the appropriate ~~motor~~
20 ~~license agent~~ licensed operator in accordance with Section 7-607 of
21 this title shall be a separate and distinct color from all other
22 decals issued under this section. Before the effective date of this
23 act, ~~the Tax Commission~~ Service Oklahoma shall also issue a monthly
24 decal which shall include a two-letter abbreviation corresponding to

1 the county in which the vehicle is registered. ~~The Tax Commission~~
2 Service Oklahoma shall issue all decals in the possession of ~~the Tax~~
3 ~~Commission~~ Service Oklahoma on the effective date of this act before
4 issuing any decals which do not contain the county abbreviation.

5 2. a. The operation of a street-legal utility vehicle on the
6 streets and highways of this state requires the
7 vehicle be issued a certificate of registration and
8 license plate to be renewed annually. Upon the filing
9 of a registration application and the payment of the
10 fees provided for in the Oklahoma Vehicle License and
11 Registration Act, ~~the Oklahoma Tax Commission~~ Service
12 Oklahoma or Corporation Commission, as applicable,
13 shall assign to the vehicle described in the
14 application a distinctive number, and issue to the
15 owner of the vehicle a certificate of registration,
16 one license plate and a yearly decal. For each
17 subsequent registration year, ~~the Tax Commission~~
18 Service Oklahoma shall issue a yearly decal to be
19 affixed to the license plate. The initial decal for a
20 street-legal utility vehicle shall be attached to the
21 front of the vehicle and shall be in clear view. The
22 yearly decal shall have an identification number and
23 the last two numbers of the registration year for
24 which it shall expire. Except as provided by Section

1 1113A of this title, the license plate shall be
2 affixed to the exterior of the vehicle until a
3 replacement license plate is issued. If the owner
4 applies for a replacement license plate, ~~the Tax~~
5 ~~Commission~~ Service Oklahoma shall charge the fee
6 provided for in Section 1114 of this title. The
7 yearly decal will validate the license plate for each
8 registration period other than the year the license
9 plate is issued. The license plate and decal shall be
10 of such size, color, design and numbering as ~~the Tax~~
11 ~~Commission~~ Service Oklahoma may direct. However,
12 yearly decals issued to the owner of a vehicle who has
13 filed an affidavit with the appropriate ~~motor license~~
14 ~~agent~~ licensed operator in accordance with Section 7-
15 607 of this title shall be a separate and distinct
16 color from all other decals issued under this section.

- 17 b. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall
18 design and issue a temporary tag to out-of-state
19 owners of street-legal utility vehicles. The
20 temporary tag shall be recognized in lieu of
21 registration in this state. The temporary tag shall
22 clearly indicate the date of issuance and the date of
23 expiration, which shall be five (5) days, including
24 the day of issuance. Upon application for a temporary

1 tag, the out-of-state owner shall show proof of
2 insurance coverage that satisfies the requirements of
3 the Compulsory Insurance Law pursuant Section 7-600 et
4 seq. of this title. ~~The Oklahoma Tax Commission~~
5 Service Oklahoma is authorized to promulgate rules and
6 procedures to implement the provisions of this
7 paragraph.

8 3. The license plate shall be securely attached to the rear of
9 the vehicle, except truck-tractor plates which shall be attached to
10 the front of the vehicle. ~~The Tax Commission~~ Service Oklahoma may,
11 with the concurrence of the Department of Public Safety, by Joint
12 Rule, change and direct the manner, place and location of display of
13 any vehicle license plate when such action is deemed in the public
14 interest. The license plate, decal and all letters and numbers
15 shall be clearly visible at all times. The operation of a vehicle
16 in this state, regardless of where such vehicle is registered, upon
17 which the license plate is covered, overlaid or otherwise screened
18 with any material, whether such material be clear, translucent,
19 tinted or opaque, shall be a violation of this paragraph.

20 4. Upon payment of the annual registration fee provided in
21 Section 1133 of this title, ~~the Tax Commission~~ Service Oklahoma or
22 Corporation Commission, as applicable, or a ~~motor license agent~~
23 licensed operator may issue a permanent nonexpiring license plate to
24 an owner of one hundred or more commercial motor vehicles and for

1 vehicles registered under the provisions of Section 1120 of this
2 title. Upon payment of the annual registration fee, ~~the Tax~~
3 ~~Commission~~ Service Oklahoma or Corporation Commission shall issue a
4 certificate of registration that shall be carried at all times in
5 the vehicle for which it is issued. Provided, if the registrant
6 submits its application through electronic means, such qualified
7 owners of one hundred or more commercial motor vehicles, properly
8 registered pursuant to the provisions of Section 1133 of this title,
9 may elect to receive a permanent certificate of registration that
10 shall be carried at all times in the vehicle for which it is issued.

11 5. Every vehicle owned by an agency of this state shall be
12 exempt from the payment of registration fees required by this title.
13 Provided, such vehicle shall be registered and shall otherwise
14 comply with the provisions of the Oklahoma Vehicle License and
15 Registration Act.

16 B. The license plates required under the provisions of this
17 title shall conform to the requirements and specifications listed
18 hereinafter:

19 1. Each license plate shall have a space for the placement of
20 the yearly decals for each succeeding year of registration after the
21 initial issue;

22 2. The provisions of the Oklahoma Vehicle License and
23 Registration Act regarding the issuance of yearly decals shall not
24 apply to the issuance of apportioned license plates, including

1 license plates for state vehicles, and exempt plates for
2 governmental entities and fire departments organized pursuant to
3 Section 592 of Title 18 of the Oklahoma Statutes;

4 3. All license plates and decals shall be made with
5 reflectorized material as a background to the letters, numbers and
6 characters displayed thereon. The reflectorized material shall be
7 of such a nature as to provide effective and dependable brightness
8 during the service period for which the license plate or decal is
9 issued;

10 4. Except as otherwise provided in this subsection, ~~the Tax~~
11 ~~Commission~~ Service Oklahoma shall design appropriate official
12 license plates for all state vehicles. Such license plates shall be
13 permanent in nature and designed in such manner as to remain with
14 the vehicle for the duration of the vehicle's life span or until the
15 title is transferred to a nongovernmental owner;

16 5. Within the limits prescribed in this section, ~~the Tax~~
17 ~~Commission~~ Service Oklahoma shall design appropriate official
18 license plates for vehicles of the Oklahoma Highway Patrol. The
19 license plates shall have the legend "Oklahoma OK" and shall contain
20 the letters "OHP" followed by the state seal and the badge number of
21 the Highway Patrol officer to whom the vehicle is assigned. The
22 words "Oklahoma Highway Patrol" shall also be included on such
23 license plates;

24

1 6. Within the limits prescribed in this section, ~~the Tax~~
2 ~~Commission~~ Service Oklahoma shall design appropriate official
3 license plates for vehicles of the Oklahoma Military Department.
4 Such license plates shall have the legend "Oklahoma OK" and shall
5 contain the letters "OMD" followed by the state seal and three
6 numbers or letters as designated by the Adjutant General. The words
7 "Oklahoma Military Department" shall also be included on such
8 license plates;

9 7. Within the limits prescribed in this section, ~~the Tax~~
10 ~~Commission~~ Service Oklahoma shall design appropriate official
11 license plates for vehicles of the Oklahoma Department of
12 Corrections. Such license plates shall contain the letters "DOC"
13 followed by the Department of Corrections badge and three numbers or
14 letters or combination of both as designated by the Director of the
15 agency. The words "Department of Corrections" shall also be
16 included on such license plates; and

17 8. Within the limits prescribed in this section, the Oklahoma
18 Tourism and Recreation Department shall design any license plates
19 required by the initiation of a license plate reissuance by ~~the~~
20 ~~Oklahoma Tax Commission~~ Service Oklahoma at the request of the
21 Department of Public Safety pursuant to the provisions of Section
22 1113.2 of this title. Any such new designs shall be submitted by
23 the Oklahoma Tourism and Recreation Department to the Department of
24

1 Public Safety for its approval prior to being issued by ~~the Oklahoma~~
2 ~~Tax Commission~~ Service Oklahoma.

3 C. Where the applicant has satisfactorily shown that the
4 applicant owns the vehicle sought to be registered but is unable to
5 produce documentary evidence of the ownership, a license plate may
6 be issued upon approval by ~~the Tax Commission~~ Service Oklahoma or
7 Corporation Commission, as applicable. In such instances the reason
8 for not issuing a certificate of title shall be indicated on the
9 receipt given to the applicant. It shall still be the duty of the
10 applicant to immediately take all necessary steps to obtain the
11 Oklahoma certificate of title and it shall be unlawful for the
12 applicant to sell the vehicle until the certificate has been
13 obtained in the applicant's name.

14 D. The certificate of registration provided for in this section
15 shall be in convenient form, and the certificate of registration, or
16 a certified copy or photostatic copy thereof, duly authenticated by
17 ~~the Tax Commission~~ Service Oklahoma or Corporation Commission, as
18 applicable, shall be carried at all times in or upon all vehicles so
19 registered, in such manner as to permit a ready examination thereof
20 upon demand by any peace officer of the state or duly authorized
21 employee of the Department of Public Safety. Any such officer or
22 agent may seize and hold such vehicle when the operator of the same
23 does not have the registration certificate in the operator's
24 possession or when any such officer or agent determines that the

1 registration certificate has been obtained by misrepresentation of
2 any essential or material fact or when any number or identifying
3 information appearing on such certificate has been changed, altered,
4 obliterated or concealed in any way, until the proper registration
5 or identification of such vehicle has been made or produced by the
6 owner thereof.

7 E. The purchaser of a new or used manufactured home shall,
8 within thirty (30) days of the date of purchase, register the home
9 with ~~the Tax Commission~~ Service Oklahoma or a ~~motor license agent~~
10 licensed operator pursuant to the provisions of Section 1117 of this
11 title. For a new manufactured home, it shall be the responsibility
12 of the dealer selling the home to place a temporary license plate on
13 the home in the same manner as provided in Section 1128 of this
14 title for other new motor vehicles. For the first year that any
15 manufactured home is registered in this state, ~~the Tax Commission~~
16 Service Oklahoma shall issue a metal license plate which shall be
17 affixed to the manufactured home. The temporary dealer license
18 plate or the metal license plate shall be displayed on the
19 manufactured home at all times when upon a public roadway; provided,
20 a repossession affidavit issued pursuant to Sections 1110 and 1126
21 of this title shall be permissible in lieu of a current license
22 plate and decal for the purposes of removing a repossessed
23 manufactured home to a secure location. Manufactured homes
24 previously registered and subject to ad valorem taxation as provided

1 by law shall have a decal affixed at the time ad valorem taxes are
2 paid for such manufactured home; provided, for a manufactured home
3 permanently affixed to real estate, no decal or license plate shall
4 be required to be affixed and the owner thereof shall be given a
5 receipt upon payment of ad valorem taxes due on the home. ~~The Tax~~
6 ~~Commission~~ Service Oklahoma shall make sufficient plates and decals
7 available to the various ~~motor license agents~~ licensed operators of
8 the state in order for an owner of a manufactured home to acquire
9 the plate or decal. A one-dollar fee shall be charged for issuance
10 of any plate or decal. The fee shall be apportioned each month to
11 the General Revenue Fund of the State Treasury.

12 F. The decal shall be easily visible for purposes of
13 verification by a county assessor that the manufactured home is
14 properly assessed for ad valorem taxation. In the first year of
15 registration, a decal shall be issued for placement on the license
16 plate indicating payment of applicable registration fees and excise
17 taxes. A duplicate manufactured home registration decal shall be
18 affixed inside the window nearest the front door of the manufactured
19 home. In the second and all subsequent years for which the
20 manufactured home is subject to ad valorem taxation, an annual decal
21 shall be affixed inside the window nearest the front door as
22 evidence of payment of ad valorem taxes. ~~The Tax Commission~~ Service
23 Oklahoma shall issue decals to the various county treasurers of the
24 state in order for a manufactured home owner to obtain such decal

1 each year. Upon presentation of a valid ad valorem tax receipt, the
2 manufactured home owner shall be issued the annual decal.

3 G. Upon the registration of a manufactured home in this state
4 for the first time or upon discovery of a manufactured home
5 previously registered within this state for which the information
6 required by this subsection is not known, ~~the Tax Commission~~ Service
7 Oklahoma shall obtain:

8 1. The name of the owner of the manufactured home;

9 2. The serial number or identification number of the
10 manufactured home;

11 3. A legal description or address of the location for the home;

12 4. The actual retail selling price of the manufactured home
13 excluding Oklahoma taxes;

14 5. The certificate of title number for the home; and

15 6. Any other information which ~~the Tax Commission~~ Service
16 Oklahoma deems to be necessary.

17 The application for registration shall also include the school
18 district in which the manufactured home is located or is to be
19 located. The information shall be entered into a computer data
20 system which shall be used by ~~the Tax Commission~~ Service Oklahoma to
21 provide information to county assessors upon request by the
22 assessor. The assessor may request any information from the system
23 in order to properly assess a manufactured home for ad valorem
24 taxation.

1 SECTION 129. AMENDATORY 47 O.S. 2021, Section 1113A, is
2 amended to read as follows:

3 Section 1113A. A. As used in this section:

4 1. "First vehicle" means the vehicle from which a license plate
5 is removed and transferred to a second vehicle;

6 2. "Second vehicle" means the vehicle to which a license plate
7 is transferred after removal from a first vehicle; and

8 3. "Vehicle" means a passenger vehicle and does not include
9 farm or commercial vehicles.

10 B. A person may retain the license plate of any vehicle
11 registered to such person for purposes of transferring such license
12 plate to a second vehicle registered to such person. The license
13 plate removed from the first vehicle may be transferred to a new or
14 used second vehicle. The procedure for transfer shall be as
15 follows:

16 1. If the license plate removed from the first vehicle is
17 transferred to a new motor vehicle, the owner shall obtain a
18 replacement license plate from ~~the Commission~~ Service Oklahoma or
19 one of its ~~motor license agents~~ licensed operators upon payment of
20 the fee required for a replacement plate and an additional Ten
21 Dollars (\$10.00). The replacement plate shall bear an expiration
22 date that corresponds to the expiration date on the license plate
23 removed from the first vehicle. The replacement plate shall be
24 affixed to the first vehicle immediately upon removal of the

1 existing license plate. The license plate removed from the first
2 vehicle shall be affixed to the second vehicle upon payment by the
3 owner of all applicable registration and license fees. Transfer of
4 a license plate to a new motor vehicle as authorized by this
5 paragraph shall not relieve the owner of payment for registration or
6 license fees applicable to such new motor vehicle as required by
7 this title.

8 2. If the license plate removed from the first vehicle is
9 transferred to a second vehicle already displaying a license plate,
10 the owner shall obtain the replacement license plate required by
11 paragraph 1 of this subsection. The replacement plate shall be
12 affixed to the first vehicle and shall bear the expiration date of
13 the license plate removed from the first vehicle. The license plate
14 from the second vehicle shall be removed and returned to ~~the~~
15 ~~Commission~~ Service Oklahoma or one of its ~~motor license agents~~
16 licensed operators. The license plate removed from the first
17 vehicle shall then be affixed to the second vehicle. The removed
18 plate from the first vehicle shall bear an expiration date identical
19 to the plate removed from the second vehicle.

20 C. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall be
21 authorized to promulgate such rules or regulations as may be
22 required to implement the license plate transfers authorized by this
23 section.

1 D. In the event a person fails to obtain a replacement license
2 plate as provided for in this section within the time prescribed for
3 the registration of the new or used second vehicle, a penalty of
4 twenty-five cents (\$0.25) per day shall be assessed from the day
5 following the period prescribed for registration to the date of
6 acquisition of the replacement license plate, such penalty to accrue
7 for no more than thirty (30) days, at the end of which time the
8 penalty shall be twice the registration cost of such vehicle.

9 SECTION 130. AMENDATORY 47 O.S. 2021, Section 1113.2, is
10 amended to read as follows:

11 Section 1113.2. A. The ~~Executive Director of the Oklahoma Tax~~
12 ~~Commission~~ Service Oklahoma shall initiate the reissue of the
13 official vehicle license plates and substitute therefor a new
14 license plate designed by the Oklahoma Tourism and Recreation
15 Department with the approval of the Department of Public Safety.

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

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

21 a. eighty percent (80%) of all monies collected under the
22 provisions of this subsection shall be deposited by
23 ~~the Oklahoma Tax Commission~~ Service Oklahoma in the
24 State Treasury to the credit of the State Public

1 Safety Fund created in Section 2-147 of this title,
2 and

3 b. twenty percent (20%) of all monies collected under the
4 provisions of this subsection shall be deposited by
5 ~~the Oklahoma Tax Commission~~ Service Oklahoma to the
6 credit of the ~~Oklahoma Tax Commission~~ Service Oklahoma
7 Fund created in Section 221 of Title 62 of the
8 Oklahoma Statutes.

9 3. Beginning July 1, 2017, all monies collected under the
10 provisions of this subsection shall be deposited by ~~the Oklahoma Tax~~
11 ~~Commission~~ Service Oklahoma to the credit of the State Public Safety
12 Fund created in Section 2-147 of this title.

13 C. In addition to the monies apportioned by Section 1104 of
14 this title, the following amounts of monies shall be placed to the
15 credit of ~~the Oklahoma Tax Commission~~ Service Oklahoma Fund for the
16 purpose of conducting a new general issue of license plates
17 commencing January 1, 2017:

18 1. For the fiscal year beginning July 1, 2016, and ending June
19 30, 2017, the first One Million Eight Hundred Thousand Dollars
20 (\$1,800,000.00) collected or received by ~~the Tax Commission~~ Service
21 Oklahoma pursuant to the registration of vehicles as provided by the
22 Oklahoma Vehicle License and Registration Act; and

23 2. For the fiscal year beginning July 1, 2017, and ending June
24 30, 2018, the first Two Million Dollars (\$2,000,000.00) collected or

1 received by ~~the Tax Commission~~ Service Oklahoma pursuant to the
2 registration of vehicles as provided by the Oklahoma Vehicle License
3 and Registration Act.

4 D. Subject to ~~the Oklahoma Tax Commission~~ Service Oklahoma Fund
5 receiving credit for the funds referenced in subsection C of this
6 section, the Executive Director shall devise a numbering system
7 suitable for a new general issue of license plates commencing
8 January 1, 2017. Unless otherwise provided by the Oklahoma Vehicle
9 License and Registration Act, new license plates will be issued to
10 all registrants applying for an original or renewal registration on
11 or after January 1, 2017, and will continue until all previously
12 issued license plates have been replaced. Upon receipt of the new
13 general issue license plate, registrants shall replace any
14 previously issued Oklahoma general issue license plate currently
15 displayed on their vehicle.

16 E. ~~The Tax Commission~~ Service Oklahoma shall have the authority
17 to promulgate any rules necessary to implement such a new general
18 issue.

19 F. Except for vehicles registered pursuant to the provisions of
20 Section 1120 of this title and certain official special license
21 plates, the new license plate design provided for in subsection A of
22 this section shall be a part of all license plates issued on or
23 after January 1, 2017. ~~The Oklahoma Tax Commission~~ Service Oklahoma
24 may establish procedures for the purpose of allowing current

1 registrants to reserve their present general issue or personalized
2 license plate numbers for a fee of Fifteen Dollars (\$15.00),
3 provided payment of the fees is received by ~~the Tax Commission~~
4 Service Oklahoma on or before November 1, 2016. The fees shall be
5 deposited into ~~the Oklahoma Tax Commission~~ Service Oklahoma
6 Reimbursement Fund for the purpose of conducting the new general
7 issue of license plates.

8 G. The license plates shall be issued with identification
9 numbers and letters in a color that provides a distinct contrast
10 with a light-colored background in the plate identification area.
11 All license plates and decals shall be made with reflectorized
12 material as a background to the letters, numbers and characters
13 displayed thereon. The reflectorized material shall be of such a
14 nature as to provide effective and dependable brightness during the
15 service period for which the license plate or decal is issued.

16 H. In furtherance of the public safety of Oklahoma drivers, the
17 Department of Public Safety may request that ~~the Oklahoma Tax~~
18 ~~Commission~~ Service Oklahoma initiate subsequent reissues of the
19 official vehicle license plate. Provided however, such request
20 shall not occur more frequently than five (5) years following the
21 most recent reissue. Upon such request and subject to ~~the Tax~~
22 ~~Commission~~ Service Oklahoma receiving the necessary funds ~~the Tax~~
23 ~~Commission~~ Service Oklahoma shall initiate the reissue.

1 SECTION 131. AMENDATORY 47 O.S. 2021, Section 1114, is
2 amended to read as follows:

3 Section 1114. In the event of loss, mutilation, or destruction
4 of a license plate or decal, the owner of such registered vehicle
5 shall file an affidavit showing such fact and obtain another plate
6 or decal. Provided, that ~~the Oklahoma Tax Commission Service~~
7 Oklahoma shall have the authority to prohibit the issuance of any
8 replacement plate or decal if the license plate was seized pursuant
9 to subparagraph b of paragraph 1 of subsection A of Section 7-606 of
10 this title for failure to comply with the Compulsory Insurance Law
11 until the owner or operator of the vehicle from which the license
12 plate was seized complies with division 2 of subparagraph b of
13 paragraph 1 of subsection A of Section 7-606 of this title. The
14 charge shall be Four Dollars (\$4.00) for each replacement plate or
15 decal.

16 SECTION 132. AMENDATORY 47 O.S. 2021, Section 1114.2, is
17 amended to read as follows:

18 Section 1114.2. Any ~~motor license agent appointed according to~~
19 ~~the provisions of Section 1140 of this title~~ licensed operator shall
20 have been a resident of the ~~county in which the agency is located~~
21 State of Oklahoma for a period of six (6) months prior to
22 ~~appointment~~ submitting an application for a license to operate a
23 designated Service Oklahoma location. If a ~~motor license agent~~
24 licensed operator moves his or her residence to a place outside the

~~county in which the agency is located, the State of Oklahoma, the
agent licensed operator shall ~~forfeit the appointment~~ provide notice
to the Service Oklahoma Operator Board and sell his or her license
within ninety (90) days of such notice. ~~Provided, if the~~
~~incorporated limits of a municipality encompass an area in more than~~
~~one county, the provisions of this section shall not prohibit a~~
~~motor license agent from moving the agency to a county in which the~~
~~agent does not reside, with the consent of the Oklahoma Tax~~
~~Commission, as long as the agency continues to be located in the~~
~~same municipality and as long as other requirements of this title~~
~~applicable to motor license agents are met.~~~~

SECTION 133. AMENDATORY 47 O.S. 2021, Section 1115, is
amended to read as follows:

Section 1115. A. Unless provided otherwise by statute, the
following vehicles shall be registered annually: manufactured
homes, vehicles registered with a permanent nonexpiring license
plate pursuant to Section 1113 of this title, and commercial
vehicles registered pursuant to the installment plan provided in
subsection H of Section 1133 of this title. The following schedule
shall apply for such vehicle purchased in this state or brought into
this state by residents of this state:

1. Between January 1 and March 31, the payment of the full
annual fee shall be required;

1 2. Between April 1 and June 30, the payment of three-fourths
2 (3/4) the annual fee shall be required;

3 3. Between July 1 and September 30, the payment of one-half
4 (1/2) the annual fee shall be required; and

5 4. Between October 1 and November 30, one-fourth (1/4) the
6 annual fee shall be required.

7 License plates or decals for each year shall be made available
8 on December 1 of each preceding year for such vehicles. Any person
9 who purchases such vehicle or manufactured home between December 1
10 and December 31 of any year shall register it within thirty (30)
11 days from date of purchase and obtain a license plate or
12 Manufactured Home License Registration Decal, as appropriate, for
13 the following calendar year upon payment of the full annual fee.
14 Unless provided otherwise by statute, all annual license,
15 registration and other fees for such vehicles shall be due and
16 payable on January 1 of each year and if not paid by February 1
17 shall be deemed delinquent.

18 B. 1. All vehicles, other than those required to be registered
19 pursuant to the provisions of subsection A of this section, shall be
20 registered on a staggered system of registration and licensing on a
21 monthly series basis to distribute the work of registering such
22 vehicles as uniformly and expeditiously as practicable throughout
23 the calendar year unless otherwise provided in this section. After
24 the end of the month following the expiration date, the license and

1 registration fees for the new registration period shall become
2 delinquent.

3 2. All fleet vehicles registered pursuant to new applications
4 approved pursuant to the provisions of Section 1120 of this title
5 shall be registered on a staggered system monthly basis.

6 3. Applicants seeking to establish Oklahoma as the base
7 jurisdiction for registering apportioned fleet vehicles shall have a
8 one-time option of registering for a period of not less than six (6)
9 months nor greater than eighteen (18) months. Subsequent renewals
10 for these registrants will be for twelve (12) months, expiring on
11 the last day of the month chosen by the registrant under the one-
12 time option as provided herein. In addition, registrants with
13 multiple fleets may designate a different registration month of
14 expiration for each fleet.

15 As used in this section, "fleet" shall have the same meaning as
16 set forth in the International Registration Plan.

17 4. Effective January 1, 2004, all motorcycles and mopeds shall
18 be registered on a staggered system of registration. ~~The Oklahoma~~
19 ~~Tax Commission~~ Service Oklahoma shall notify in writing, prior to
20 December 1, 2003, all owners of motorcycles or mopeds registered as
21 of such date, who shall have a one-time option of registering for a
22 period of not less than three (3) months nor greater than fifteen
23 (15) months. Subsequent renewals for these registrants will be for
24 twelve (12) months, expiring on the last day of the month chosen by

1 the registrant under the one-time option as provided herein. All
2 motorcycles and mopeds registered pursuant to new applications
3 received on or after December 1, 2003, shall also be registered
4 pursuant to the provisions of this paragraph.

5 5. Any three or more commercial vehicles owned by the same
6 person and previously registered in this state may be registered at
7 the same time regardless of the month or months in which they were
8 previously registered. The month in which the commercial vehicles
9 are newly registered shall be the month in which their registration
10 is renewed annually. If a commercial vehicle is registered pursuant
11 to this paragraph in the same calendar year in which it was
12 previously registered, license and registration fees shall be
13 prorated to account for the difference between the previous renewal
14 month and the new renewal month and those fees shall be due at the
15 time of registration pursuant to this paragraph.

16 C. The following penalties shall apply for delinquent
17 registration fees:

18 1. For fleet vehicles required to be registered pursuant to the
19 provisions of Section 1120 of this title for which a properly
20 completed application for registration has not been received by the
21 Corporation Commission by the last day of the month following the
22 registration expiration date, a penalty of thirty percent (30%) of
23 the Oklahoma portion of the annual registration fee, or Two Hundred
24 Dollars (\$200.00), whichever is greater, shall be assessed. The

1 license and registration cards issued by the Corporation Commission
2 for each fleet vehicle shall be valid until two (2) months after the
3 registration expiration date;

4 2. For commercial vehicles registered under the provisions of
5 subsection B of this section, except those vehicles registered
6 pursuant to Section 1133.1 of this title, a penalty shall be
7 assessed after the last day of the month following the registration
8 expiration date. A penalty of twenty-five cents (\$0.25) per day
9 shall be added to the license fee of such vehicle and shall accrue
10 for one (1) month. Thereafter, the penalty shall be thirty percent
11 (30%) of the annual registration fee, or Two Hundred Dollars
12 (\$200.00), whichever is greater;

13 3. For new or used manufactured homes, not registered within
14 thirty (30) days from date of purchase or date such manufactured
15 home was brought into this state, a penalty equal to the
16 registration fee shall be assessed; or

17 4. For all vehicles a penalty shall be assessed after the last
18 day of the month following the expiration date and no penalty shall
19 be waived by ~~the Oklahoma Tax Commission~~ Service Oklahoma or any
20 ~~motor license agent~~ licensed operator except as provided for in
21 subsection H of Section 1133 , subsection C of Section 1127 of this
22 title, or when the vehicle was stolen as certified by a police
23 report or other documentation as required by ~~the Oklahoma Tax~~
24 ~~Commission~~ Service Oklahoma. A penalty of One Dollar (\$1.00) per

1 day shall be added to the license fee of such vehicle, provided that
2 the penalty shall not exceed One Hundred Dollars (\$100.00). Of each
3 dollar penalty collected pursuant to this subsection:

4 a. twenty-one cents (\$0.21) shall be apportioned as
5 provided in Section 1104 of this title,

6 b. twenty-one cents (\$0.21) shall be retained by the
7 ~~motor license agent~~ licensed operator, and

8 c. fifty-eight cents (\$0.58) shall be deposited in the
9 General Revenue Fund.

10 D. In addition to all other penalties provided in the Oklahoma
11 Vehicle License and Registration Act, the following penalties shall
12 be imposed and collected by any Enforcement Officer of the
13 Corporation Commission upon finding any commercial vehicle being
14 operated in violation of the provisions of the Oklahoma Vehicle
15 License and Registration Act.

16 The penalties shall apply to any commercial vehicle found to be
17 operating in violation of the following provisions:

18 1. A penalty of not less than Fifty Dollars (\$50.00) shall be
19 imposed upon any person found to be operating a commercial vehicle
20 sixty (60) days after the end of the month in which the license
21 plate or registration credentials expire without the current year
22 license plate or registration credential displayed. Such penalty
23 shall not exceed the amount established by the Corporation
24 Commission pursuant to the provisions of subsection A of Section

1 1167 of this title. Revenue from such penalties shall be
2 apportioned as provided in Section 1167 of this title;

3 2. A penalty of not less than Fifty Dollars (\$50.00) shall be
4 imposed for any person operating a commercial vehicle subject to the
5 provisions of Section 1120 or Section 1133 of this title without the
6 proper display of, or, carrying in such commercial vehicle, the
7 identification credentials issued by the Corporation Commission as
8 evidence of payment of the fee or tax as provided in Section 1120 or
9 Section 1133 of this title. Such penalty shall not exceed the
10 amount established by the Corporation Commission pursuant to the
11 provisions of subsection A of Section 1167 of this title. Revenue
12 from such penalties shall be apportioned as provided in Section 1167
13 of this title; and

14 3. A penalty of not less than One Hundred Dollars (\$100.00)
15 shall be imposed for any person that fails to register any
16 commercial vehicle subject to the Oklahoma Vehicle License and
17 Registration Act. Such penalty shall not exceed the amount
18 established by the Corporation Commission pursuant to the provisions
19 of subsection A of Section 1167 of this title. Revenue from such
20 penalties shall be apportioned as provided in Section 1167 of this
21 title.

22 E. ~~The Tax Commission~~ Service Oklahoma, or Corporation
23 Commission with respect to vehicles registered under Section 1120 or
24 Section 1133 of this title, shall assess the registration fees and

1 penalties for the year or years a vehicle was not registered. For
2 vehicles not registered for two (2) or more years, the registration
3 fees and penalties shall be due only for the current year and one
4 (1) previous year.

5 F. In addition to any other penalty prescribed by law, there
6 shall be a penalty of not less than Twenty Dollars (\$20.00) upon a
7 finding by an enforcement officer that:

8 1. The registration of a vehicle registered pursuant to Section
9 1132 of this title is expired and it is sixty (60) or more days
10 after the end of the month of expiration; or

11 2. The registration fees for a vehicle that is subject to the
12 registration fees pursuant to Section 1132 of this title have not
13 been paid.

14 Such penalty shall not exceed the amount established by the
15 Corporation Commission pursuant to the provisions of subsection A of
16 Section 1167 of this title. Revenue from such penalties shall be
17 apportioned as provided in Section 1167 of this title.

18 G. If a vehicle is donated to a nonprofit charitable
19 organization, the nonprofit charitable organization shall be exempt
20 from paying any current or past due registration fees, excise tax,
21 transfer fees, and penalties and interest. However, after the
22 donation, if the person donating the vehicle, or someone on behalf
23 of such person, purchases the same vehicle back from the nonprofit
24 charitable organization to which the vehicle was donated, such

1 person shall be liable for all current and past-due registration
2 fees, excise tax, title or transfer fees, and penalties and interest
3 on such vehicle.

4 SECTION 134. AMENDATORY 47 O.S. 2021, Section 1115.3, is
5 amended to read as follows:

6 Section 1115.3. A. Except as otherwise provided by this
7 section, all-terrain vehicles, utility vehicles and motorcycles used
8 exclusively off roads or highways shall be registered once with ~~the~~
9 ~~Oklahoma Tax Commission~~ Service Oklahoma within thirty (30) days
10 after purchase.

11 B. For all-terrain vehicles or motorcycles used exclusively off
12 roads or highways purchased prior to July 1, 2005, registration, as
13 otherwise required by Section 1115 of this title, shall not be
14 required, but shall be allowed at the option of the owner of the
15 all-terrain vehicle or motorcycle used exclusively off roads or
16 highways.

17 C. For utility vehicles used exclusively off roads or highways
18 purchased prior to July 1, 2008, registration, as otherwise required
19 by Section 1115 of this title, shall not be required but shall be
20 allowed at the option of the owner of the utility vehicle used
21 exclusively off roads or highways.

22 D. All-terrain vehicles, utility vehicles or motorcycles used
23 exclusively off roads or highways owned or purchased by a person
24 that possesses an agricultural exemption pursuant to Section 1358.1

1 of Title 68 of the Oklahoma Statutes may be registered as provided
2 by this section, but shall not require registration.

3 E. Vehicles meeting the specifications and description of a
4 street-legal utility vehicle as described in Section 1 of this act
5 shall be required to receive a certificate of registration, license
6 plate and yearly decal before operation on the streets, county roads
7 and state highways.

8 SECTION 135. AMENDATORY 47 O.S. 2021, Section 1116, as
9 last amended by Section 1, Chapter 543, O.S.L. 2021, is amended to
10 read as follows:

11 Section 1116. A. Twelve registration periods shall be
12 established for vehicles required to be registered on a staggered
13 basis. The registration periods shall start on the first day of
14 each calendar month and shall end on the last day of that month.
15 Unless otherwise provided, all such vehicles where the date of
16 execution of transfer of ownership occurs in this state at any time
17 during a calendar month shall be subject to registration and payment
18 of the fee for the registration period commencing the first day of
19 the month of such date of execution of transfer.

20 B. A person who registers more than one vehicle may have all of
21 such vehicles initially registered at the same time or at separate
22 times. Any person who obtains a vehicle may, upon registration,
23 have the registration period adjusted to allow future registration
24 of all such vehicles at the same period or at a different period.

1 C. On and after January 1, 2022, if a physically disabled
2 license plate is issued pursuant to paragraph 3 of subsection B of
3 Section 1135.1 of this title for a vehicle which is subject to the
4 requirements of Section 1132 of this title, the registration periods
5 for the vehicle may be combined into a single registration period.
6 ~~The Oklahoma Tax Commission~~ Service Oklahoma shall determine, by
7 rule, a method for adjusting the twelve-month period.

8 SECTION 136. AMENDATORY 47 O.S. 2021, Section 1117, is
9 amended to read as follows:

10 Section 1117. A. Unless otherwise provided by law, any person
11 purchasing a new or used manufactured home or owning a manufactured
12 home which has not been registered in this state shall register such
13 manufactured home pursuant to the provisions of subsection B of this
14 section and obtain a certificate of title as provided in Section
15 1105 of this title.

16 B. The application for registration and certificate of title
17 shall be made to the ~~Oklahoma Tax Commission~~ Service Oklahoma or to
18 a ~~motor license agent~~ licensed operator. Such application shall be
19 accompanied by the registration fees required by Section 1135 of
20 this title and any penalties thereon. The application for
21 registration and certificate of title shall include:

- 22 1. The name of the owner of the manufactured home;
- 23 2. The serial number or identification number of the
24 manufactured home;

1 3. A legal description or address of the location;

2 4. The actual retail selling price of the manufactured home
3 excluding Oklahoma taxes; and

4 5. Any other information which the ~~Tax Commission~~ Service
5 Oklahoma deems to be necessary.

6 The application for registration shall also include the school
7 district in which the manufactured home is located or is to be
8 located.

9 Upon the filing of an application for registration and
10 certificate of title, the payment of fees as required by Section
11 1133 of this title, the excise tax as provided for in Section 2104.3
12 of Title 68 of the Oklahoma Statutes and the furnishing of proof
13 satisfactory to ~~the Tax Commission~~ Service Oklahoma or ~~motor license~~
14 ~~agent~~ licensed operator that all ad valorem taxes have been paid,
15 ~~the Tax Commission~~ Service Oklahoma or ~~motor license agent~~ licensed
16 operator shall assign the manufactured home a distinctive number and
17 shall issue to the owner of the manufactured home a certificate of
18 title, a manufactured home registration receipt, Manufactured Home
19 Registration Decal, a vehicle registration decal and an excise tax
20 receipt. The certificate of title number shall be recorded in the
21 computer data system required by Section 1113 of this title in order
22 to collect and store information concerning the subsequent ad
23 valorem tax payments for such manufactured home. The receipts and
24 Manufactured Home Registration Decal shall be permanently attached

1 to the title by ~~the Tax Commission~~ Service Oklahoma or ~~agent~~
2 licensed operator. An excise tax receipt so attached shall
3 constitute evidence of payment of the excise tax required by the
4 provisions of Section 2104.3 of Title 68 of the Oklahoma Statutes.
5 Thereafter, the owner of a manufactured home shall be assessed the
6 ad valorem tax as provided in Section 2801 et seq. of Title 68 of
7 the Oklahoma Statutes. A duplicate Manufactured Home Registration
8 Decal shall be affixed inside the window nearest the front door of
9 the manufactured home before it is moved upon any public roadway.

10 C. If an applicant has satisfactorily shown to ~~the Tax~~
11 ~~Commission~~ Service Oklahoma or to a ~~motor license agent~~ licensed
12 operator, that the applicant owns the manufactured home sought to be
13 registered, but is unable to produce the documentary evidence of
14 title, ~~the Tax Commission~~ Service Oklahoma or ~~motor license agent~~
15 licensed operator may issue a manufactured home registration
16 receipt, Manufactured Home Registration Decal, vehicle registration
17 decal and excise tax receipt to the applicant. In such instances,
18 ~~the Tax Commission~~ Service Oklahoma or ~~motor license agent~~ licensed
19 operator shall indicate on the receipt given the applicant the
20 reason for not issuing a certificate of title. It shall be the duty
21 of the applicant to immediately take all necessary steps to obtain
22 an Oklahoma certificate of title. It shall be unlawful for such
23 applicant to sell the manufactured home until such title has been
24 obtained by the applicant. After receiving a certificate of title,

1 the applicant shall then take such title, registration and excise
2 tax receipts and Manufactured Home Registration Decal to ~~the Tax~~
3 ~~Commission~~ Service Oklahoma or ~~motor license agent~~ licensed operator
4 for permanent attachment of the receipts to the title.

5 D. The Department of Public Safety shall issue a permit
6 immediately to the holder of a perfected security interest or
7 licensed representative thereof, if the holder or representative is
8 bonded by the state, to move the manufactured home to a secure
9 location with a repossession affidavit. However, all excise taxes
10 and ad valorem taxes due on such a manufactured home shall be
11 required to be paid within thirty (30) days of the issuance of the
12 permit. A certificate of title for a manufactured home shall not be
13 issued pursuant to a repossession prior to the furnishing of proof
14 satisfactory to ~~the Tax Commission~~ Service Oklahoma or ~~motor license~~
15 ~~agent~~ licensed operator that all ad valorem taxes due have been
16 paid.

17 E. The Department shall issue a permit immediately to a
18 licensed manufactured home dealer to move a trade-in to a secure
19 location with a trade-in affidavit. However, all excise taxes and
20 ad valorem taxes due on such a manufactured home trade-in shall be
21 required to be paid within thirty (30) days of the issuance of the
22 permit. A certificate of title for a manufactured home trade-in
23 shall not be issued prior to the furnishing of proof satisfactory to
24 ~~the Tax Commission~~ Service Oklahoma or a ~~motor license agent~~

1 licensed operator that all ad valorem taxes due have been paid. A
2 receipt evidencing payment of ad valorem taxes for the current year
3 shall constitute satisfactory proof that all ad valorem taxes due
4 have been paid.

5 SECTION 137. AMENDATORY 47 O.S. 2021, Section 1118, is
6 amended to read as follows:

7 Section 1118. A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
8 and ~~motor license agents~~ licensed operators shall issue a
9 certificate of title which conforms to the provisions of Section
10 1117 of this title to any person applying for a certificate of title
11 for a manufactured home.

12 B. ~~The Tax Commission~~ Service Oklahoma shall provide each ~~motor~~
13 ~~license agent~~ licensed operator with a school district map of the
14 county designating the boundaries of each school district and the
15 code number of each district.

16 C. The State Department of Education shall provide ~~the Tax~~
17 ~~Commission~~ Service Oklahoma with a school district map designating
18 the boundaries of each school district and the code number of each
19 district.

20 D. ~~The Tax Commission~~ Service Oklahoma shall not be considered
21 a necessary party to any lawsuit which is instigated for the purpose
22 of determining ownership of a manufactured home, wherein ~~the Tax~~
23 ~~Commission's~~ Service Oklahoma's only involvement would be to issue
24

1 title, and the court shall issue an order dismissing ~~the Tax~~
2 ~~Commission~~ Service Oklahoma from the pending action.

3 SECTION 138. AMENDATORY 47 O.S. 2021, Section 1119, is
4 amended to read as follows:

5 Section 1119. Upon proper registration and receipt of a
6 certificate of title pursuant to the provisions of Section 1117 of
7 this title by the person owning a new or used manufactured home, ~~the~~
8 ~~Oklahoma Tax Commission~~ Service Oklahoma shall furnish by June 1 and
9 by December 31 of each year to the county assessor in the county in
10 which the manufactured home is or is to be located the following
11 information:

12 1. The name of the owner of the manufactured home;

13 2. The serial number or identification number of the
14 manufactured home;

15 3. The legal description, the address, or the location where
16 the manufactured home is to be located;

17 4. The actual retail selling price of the manufactured home,
18 excluding Oklahoma state taxes;

19 5. The registration number issued for the manufactured home;
20 and

21 6. Any other information necessary to enable the county
22 assessor to list and assess the proper ad valorem tax required by
23 Section 2801 et seq. of Title 68 of the Oklahoma Statutes. If
24 ownership of such a manufactured home has passed by operation of law

1 and a new certificate of title has been issued for such home, ~~the~~
2 ~~Tax Commission~~ Service Oklahoma shall also furnish such information
3 to the appropriate county assessors.

4 SECTION 139. AMENDATORY 47 O.S. 2021, Section 1121, is
5 amended to read as follows:

6 Section 1121. A. When, at the time of registration of any
7 vehicle, payment is made by check for fees and taxes and the check
8 is not paid by the bank on which drawn for any reason, after said
9 check has been presented for payment a second time, such certificate
10 of registration and other such instruments issued at the time of
11 registration of such vehicle shall be invalid. The ~~motor license~~
12 ~~agent~~ licensed operator shall transmit all documents and the
13 dishonored check to ~~the Oklahoma Tax Commission~~ Service Oklahoma for
14 credit to the ~~motor license agent's~~ licensed operator's account.
15 ~~The Commission~~ Service Oklahoma may enter into a contract for the
16 collection of dishonored checks and canceled instruments. In all
17 such cases, such vehicles shall be subject to the license fees and
18 penalties provided in this act as though no attempt to register the
19 vehicle had been made and the ~~motor license agent~~ licensed operator
20 shall charge the person issuing the check a fee of Twenty-five
21 Dollars (\$25.00) for each check to cover the costs of processing
22 each returned check. An individual who subsequently purchases any
23 such vehicle shall not be required, as a condition for registration
24

1 of the vehicle, to pay any tax, fee or penalty due resulting from
2 the dishonored check.

3 A mortgagee who repossesses any such vehicle shall not be
4 required, as a condition for registration of said vehicle, to pay
5 the dishonored check penalties which had accrued as of the date of
6 such repossession.

7 B. Whenever payment is made by check for any Oklahoma driver
8 license and the check is not paid by the bank on which drawn for any
9 reason, after said check has been presented for payment a second
10 time, such driver license shall be invalid and all driving
11 privileges of the holder of the driver license shall be canceled.

12 The ~~motor license agent~~ licensed operator shall transmit the
13 dishonored check to the ~~Oklahoma Tax Commission~~ Service Oklahoma for
14 credit to the ~~motor license agents~~ licensed operator's account. The
15 ~~Commission~~ Service Oklahoma may enter into a contract for the
16 collection of dishonored checks. The ~~motor license agent~~ licensed
17 operator shall charge the person issuing the check a fee of Twenty-
18 five Dollars (\$25.00) for each check to cover the cost of processing
19 each returned check. The ~~motor license agent~~ licensed operator
20 shall transmit a copy of all documents associated with the
21 application and issuance of the driver license and a copy of the
22 dishonored check to the Department of Public Safety.

23 SECTION 140. AMENDATORY 47 O.S. 2021, Section 1122, is
24 amended to read as follows:

1 Section 1122. A. Whenever any nonresident owning any motor
2 bus, truck, truck-tractor, trailer or semitrailer, which has been
3 registered under the laws of another state and bears a current
4 registration from such state, brings such vehicle into this state,
5 for the purpose of using the vehicle for hire or other commercial
6 purpose, for a temporary period of time not to exceed ninety (90)
7 days, such person may, immediately after entering this state, upon
8 the filing of an application therefor with ~~the Commission~~ Service
9 Oklahoma, and the payment of a license fee equal to one-eighth (1/8)
10 of the annual license fee required of such vehicle, register same
11 for a period of thirty (30) days in lieu of obtaining an annual
12 registration and license therefor; he may upon payment of one-fourth
13 (1/4) of the annual license fee register it for a period of sixty
14 (60) days or for ninety (90) days upon the payment of three-eighths
15 (3/8) of the annual license fee in lieu of obtaining annual
16 registration and license therefor. Upon failure of any person to
17 obtain or renew this temporary license when first available, the fee
18 due for the remaining portion of the year shall become due and must
19 be paid.

20 B. It will not be necessary for such person to obtain an
21 Oklahoma certificate of title evidencing ownership of such vehicle,
22 if the applicant therefor has been issued a valid certificate of
23 title or ownership for such vehicle by his home state. ~~The~~
24 ~~Commission~~ Service Oklahoma will issue a certificate of registration

1 covering each temporary license provided by the terms of this
2 section.

3 C. Provided, however, that the provisions of this section for
4 temporary licenses shall not apply to the residents of any other
5 state when the laws of such other state do not provide temporary
6 licensing for approximately comparable license fees for vehicles
7 being used in such other state by residents of Oklahoma under the
8 same or substantially similar purposes, terms and conditions; and,
9 provided further that, irrespective of the amount of the temporary
10 license fees provided in this section, the amount of any temporary
11 license fee for a vehicle of a resident of any such state shall be
12 determined and fixed by ~~the Commission~~ Service Oklahoma in the
13 amount, or the approximate total amount, of any license fee and any
14 other taxes, including property and mileage taxes, required by the
15 laws of such other state to be paid by a resident of Oklahoma making
16 the same use of a similar vehicle in such state.

17 SECTION 141. AMENDATORY 47 O.S. 2021, Section 1123, is
18 amended to read as follows:

19 Section 1123. ~~The Oklahoma Tax Commission~~ Service Oklahoma is
20 hereby authorized and empowered to enter into and make reciprocal
21 compacts and agreements when ~~the Commission~~ Service Oklahoma deems
22 same to be in the interest of the residents of the State of
23 Oklahoma, with the proper authorities of other states, concerning
24

1 all motor vehicles engaged in foreign and interstate commerce upon
2 and over the public highways.

3 Such compacts and agreements shall grant to the residents of
4 other states privileges substantially like and equal to those
5 granted by such states to Oklahoma residents; provided, that such
6 compacts and agreements shall not supersede or suspend any laws,
7 rules or regulations of this state applying to vehicles operated
8 intrastate in this state. Privileges so granted shall extend only
9 to persons who comply with the laws of the state of their residence.
10 Such compacts and agreements shall not operate to supersede or
11 suspend the application of any laws of this state, except insofar as
12 they apply to the payment of vehicle license fees or other motor
13 vehicle taxes charged residents of the states with which such
14 compacts and agreements are made; provided, however, that the power
15 and authority and discretion of the Corporation Commission to make
16 and enforce rules and regulations governing motor carriers for hire,
17 or to grant or deny certificates or permits to motor carriers for
18 hire shall not be superseded or suspended by any such compact and
19 agreement.

20 SECTION 142. AMENDATORY 47 O.S. 2021, Section 1127, is
21 amended to read as follows:

22 Section 1127. A. All vehicles owned by members of the Armed
23 Forces of the United States, the Reserve Corps of the Armed Forces
24 of the United States, and the Oklahoma National Guard or their

1 spouses assigned to duty in this state in compliance with official
2 military or naval orders or owned by the spouse, who resides in
3 Oklahoma, of a member of the Armed Forces of the United States
4 serving in a foreign country, which vehicles are not being used in a
5 trade or business or for any commercial purpose, are hereby
6 classified specially for vehicle license and registration purposes
7 in this state. Any such vehicle which is not registered and
8 licensed for the current year in the state of residence or domicile
9 of the service member, Guardsman, or Reservist or of the spouse
10 owning the vehicle must be registered for the current year in
11 Oklahoma as herein provided, except that any such vehicle which has
12 been licensed in some other state by such service member, Guardsman,
13 Reservist, or spouse while the service member, Guardsman, or
14 Reservist was stationed in the other state may be operated in this
15 state for the remainder of the year or period for which it is
16 licensed. If such vehicle currently is registered with the Armed
17 Forces of the United States rather than being registered in a state
18 and the service member, Guardsman, or Reservist is transferred to a
19 duty station within this state pursuant to military orders, the
20 service member, Guardsman, Reservist, or spouse owning the vehicle
21 shall not be required to register the vehicle in this state for a
22 period of thirty (30) days after the date the service member,
23 Guardsman, or Reservist is required to report for duty pursuant to
24 the military.

1 The service member, Guardsman, Reservist, or spouse applying for
2 the registration of any such vehicle shall submit an appropriate
3 statement, to be attached to the vehicle registration application,
4 showing the following: A description of the vehicle owned by the
5 applicant; the state and address of the applicant's legal residence
6 or domicile; and that the applicant or applicant's spouse is
7 actively serving in the Armed Forces of the United States assigned
8 or stationed at a named location in compliance with official
9 military orders. The statement shall be signed by the applicant and
10 certified to by a proper officer of the organization to which the
11 service member, Guardsman, or Reservist is assigned for duty.
12 Provided, in lieu of certification by an officer, the applicant may
13 submit copies of written orders documenting that the service member,
14 Guardsman, or Reservist is actively serving at the time of
15 application for registration. The application shall be accompanied
16 by a registration fee of Fifteen Dollars (\$15.00).

17 B. Any Oklahoma resident who is stationed out of state due to
18 an official assignment of the Armed Forces of the United States or
19 their spouse shall be entitled to register his or her vehicle or
20 vehicles in this state for the same registration fee afforded
21 members of the Armed Forces of the United States assigned to duty in
22 this state pursuant to subsection A of this section. Such Oklahoma
23 resident or their spouse who is stationed out of state due to an
24 official assignment of the Armed Forces of the United States shall

1 be exempt from the vehicle inspection requirements of Section 1105
2 of this title; provided, such Oklahoma resident or his or her spouse
3 who is stationed out of state presents valid documentation
4 acceptable to ~~the Oklahoma Tax Commission~~ Service Oklahoma
5 evidencing that such inspection has been made by an out-of-state
6 authority acceptable to ~~the Tax Commission~~ Service Oklahoma.

7 Any Oklahoma resident who is stationed out of state due to an
8 official assignment of the Armed Forces of the United States may
9 authorize a designated representative to register his or her vehicle
10 or vehicles as provided for in this subsection if the service
11 member, Guardsman, or Reservist is not able to register the vehicle
12 at the appropriate time.

13 C. Any Oklahoma resident who is a member of the Armed Forces of
14 the United States, Reserve Corps of the Armed Forces of the United
15 States or the Oklahoma National Guard stationed outside of the state
16 due to official assignment of the Armed Forces of the United States,
17 or his or her spouse, shall be exempt from the penalties assessed
18 pursuant to paragraph 4 of subsection C of Section 1115, subsection
19 F of Section 1132 and subsection C of Section 1151 of this title for
20 the duration of such official assignment and for a period of sixty
21 (60) days after such assignment ends. If registration is not
22 completed after the sixtieth day, the expiration date and the period
23 for assessment of penalties shall commence on the sixty-first day.
24 The exemption provided for in this section shall be granted only if

1 the service member, Guardsman, Reservist, or spouse registering such
2 vehicle submits an appropriate statement, to be attached to the
3 vehicle registration application, showing the following: A
4 description of the vehicle owned by the applicant; the state and
5 address of the applicant's legal residence or domicile; and that the
6 applicant or applicant's spouse is actively serving in the Armed
7 Forces of the United States assigned or stationed at a named
8 location outside the state in compliance with official military
9 orders. The statement shall be signed by the applicant and
10 certified to by a proper officer of the organization to which the
11 service member, Guardsman, or Reservist is assigned for duty.
12 Provided, in lieu of certification by an officer, the applicant may
13 submit copies of written orders documenting that the service member,
14 Guardsman, or Reservist is actively serving at the time of
15 application for registration.

16 D. The reduced registration fee provided herein shall not apply
17 to vehicles owned by retired members of the Armed Forces, inactive
18 members of the Reserve Corps of the Armed Forces, inactive members
19 of the Oklahoma National Guard and other members and former members
20 of the Armed Forces of the United States who are not actively
21 serving.

22 SECTION 143. AMENDATORY 47 O.S. 2021, Section 1128, is
23 amended to read as follows:
24

1 Section 1128. A. Every person manufacturing or having a
2 contract to sell new vehicles in this state shall file a verified
3 application for a general distinctive number for all new vehicles
4 owned or controlled by the manufacturer or dealer; provided, ~~the~~
5 ~~Oklahoma Tax Commission~~ Service Oklahoma shall issue a license to
6 sell such new motor vehicles only for those types of new vehicles
7 for which the applicant has a sales contract or franchise; provided,
8 further, that no license shall be issued to any applicant that has
9 not complied with the provisions of Sections 561 through 568 of this
10 title and does not hold a current license issued by the Oklahoma
11 Motor Vehicle Commission pursuant thereto. A separate
12 manufacturer's or dealer's license shall be required for each
13 separate county within which such manufacturer or dealer has an
14 established place of business and upon payment of a license fee of
15 Ten Dollars (\$10.00) there shall be assigned and issued to such
16 manufacturer or dealer a Certificate of Registration and one license
17 plate which shall be displayed upon each vehicle of such
18 manufacturer or dealer when same is operated, driven, or displayed
19 on any street, road, or highway, in the same manner as hereinbefore
20 provided for vehicles owned by other persons. Such a manufacturer
21 or dealer in new vehicles may obtain as many additional license
22 plates as may be desired, upon the payment of the sum of Ten Dollars
23 (\$10.00) for each additional plate; provided that no such license
24 plate issued to any manufacturer or dealer shall be used or

1 displayed upon any secondhand or used vehicle, or upon any new
2 vehicle which is used for a service car, or private use, or for
3 hire. Any person, with consent of the dealer, may operate a motor
4 vehicle, with the dealer's tag affixed, while contemplating
5 purchase, so long as this intent is limited to a consecutive
6 seventy-two-hour period, or a weekend. An individual holding a
7 valid salesman's license issued by the Oklahoma Motor Vehicle
8 Commission shall not be subject to this limitation. If such person
9 also buys and sells used vehicles, he shall, after obtaining his new
10 motor vehicle dealer's license from the Oklahoma Motor Vehicle
11 Commission, also obtain a used motor vehicle dealer's license, from
12 the Used Motor Vehicle and Parts Commission, the cost of which shall
13 be as prescribed in Section 1101 et seq. of this title.

14 B. Each dealer and used motor vehicle dealer shall keep a
15 record of the purchase and sale of each motor vehicle he buys or
16 sells, which shall show the name of the seller or buyer as the case
17 may be, and a complete description of the vehicle purchased or sold,
18 and such other information as ~~the Commission~~ Service Oklahoma may
19 prescribe.

20 C. Application for manufacturer's or dealer's license must show
21 that such dealer or manufacturer has not violated any of the
22 provisions of this section; and such license shall be nonassignable;
23 and any such license may be suspended temporarily or revoked by ~~the~~
24 ~~Commission~~ Service Oklahoma for violation or failure to comply with

1 this section; provided, the holder of such license shall be given
2 ten (10) days' notice of hearing to suspend or cancel such license.
3 If any such person subject to any of the licenses required in this
4 section fails to obtain it when due, a penalty of twenty-five cents
5 (\$0.25) per day on each such license shall be charged in the same
6 manner as is now provided on delinquent motor vehicle registrations,
7 and after a period of thirty (30) days such penalty shall be equal
8 to the license fee. It shall be the duty of every person licensed
9 to sell new or used motor vehicles to advise each purchaser in
10 writing about his title requirements and payment of any taxes due.
11 Each used motor vehicle must display a proper Oklahoma license plate
12 or a used dealer's license plate.

13 D. Every person engaged in the business of transporting and
14 delivering new or used vehicles by driving, either singly or by
15 towbar, saddle mount or full mount method, engaging in drive-away
16 operations as defined in Section 3 of Title 85 of the Oklahoma
17 Statutes, or any combination thereof, from the manufacturer or
18 shipper to the dealer or consignee and using the public highways of
19 this state shall file with ~~the Commission~~ Service Oklahoma a
20 verified application for in-transit license plates to identify such
21 vehicles. The application shall provide for a general distinctive
22 number for all vehicles so transported. Upon payment of a license
23 fee of Ten Dollars (\$10.00) there shall be assigned and issued to
24 such person one in-transit plate. Such in-transit plate shall be

1 used by such person only on vehicles when so transported. Such
2 person may obtain as many additional in-transit plates as desired
3 upon payment of a fee of Ten Dollars (\$10.00) for each additional
4 plate. Provided, a used motor vehicle dealer shall use a used
5 dealer license plate in lieu of the in-transit license plate for
6 transporting a used motor vehicle and, in such cases, shall be
7 exempt from making application for an in-transit license plate.
8 Provided further, only a person who possesses a valid motor carrier
9 authority issued by the Federal Motor Carrier Safety Administration,
10 or a valid for-hire authority issued by the Corporation Commission
11 may use the in-transit license plates obtained by them as herein
12 authorized for transporting new or used manufactured homes from one
13 location to another location within Oklahoma or from a point in
14 another state to a point in this state. Nothing contained in this
15 section shall relieve any person from the payment of license fees
16 otherwise provided by law. When ~~the Commission~~ Service Oklahoma
17 deems it advisable and in the public interest, it may require the
18 holder of any in-transit license, or any person making application
19 therefor, to file a proper surety bond in any amount it deems
20 proper, not to exceed Ten Thousand Dollars (\$10,000.00).

21 E. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall issue
22 dealer licenses to new and used manufactured home dealers, new and
23 used travel trailer dealers and new and used commercial trailer
24 dealers.

1 F. All licenses provided for in this section shall expire on
2 December 31 of each year.

3 SECTION 144. AMENDATORY 47 O.S. 2021, Section 1129, is
4 amended to read as follows:

5 Section 1129. A. Special mobilized machinery shall not be
6 subject to any section or provision of the Oklahoma Vehicle License
7 and Registration Act, Section 1101 et seq. of this title, except the
8 provisions of this section.

9 Special mobilized machinery shall be permitted the use of the
10 highways of this state when proper registration and permits, as
11 provided in this section, are in the possession of the operator.

12 B. Owners of qualifying equipment hereunder may elect to
13 register such equipment either under this section or under other
14 applicable provisions of this act. Application covering qualifying
15 equipment may be made to ~~the Oklahoma Tax Commission~~ Service
16 Oklahoma or their authorized agents for registering special
17 mobilized machinery. Upon payment of a registration fee of Twenty-
18 five Dollars (\$25.00), the applicant shall be granted a certificate
19 of registration in acknowledgment of qualification by ~~the Commission~~
20 Service Oklahoma. The certificate of registration must at all times
21 be carried with the equipment and be available for inspection by an
22 investigating officer.

23 C. In addition to the registration fee, ~~the Commission~~ Service
24 Oklahoma shall collect at time of registration an additional fee of

1 Five Hundred Fifty Dollars (\$550.00) per unit for equipment
2 qualifying under the terms of this section. This fee of Five
3 Hundred Fifty Dollars (\$550.00) shall include the constitutional ad
4 valorem tax and shall be allocated by ~~the Commission~~ Service
5 Oklahoma in the same manner and percentage as registration and
6 permit fees are presently allocated under the provisions of this
7 act. Payment of this fee shall be due on January 1 of each calendar
8 year and must be paid in no event later than February 1 of each
9 calendar year. The penalty for noncompliance with this provision
10 shall be a double fee in the amount of One Thousand One Hundred
11 Dollars (\$1,100.00). For qualifying equipment purchased during the
12 calendar year, ~~the Commission~~ Service Oklahoma shall collect a fee
13 which shall be pro rata of the annual fee as hereinbefore defined.
14 Provided, however, the fee for qualifying equipment registered in
15 another state and utilized for emergency or temporary service, not
16 to exceed thirty (30) days, shall be calculated in the same manner
17 as set forth in subsection A of Section 1122 of this title.

18 D. Other provisions of this section relating to registration
19 and other laws of this state relating to registration, fees, or
20 licensing shall not apply to such special mobilized equipment when
21 the same is manufactured in Oklahoma and sold for delivery and
22 exclusive use without the state or when returned temporarily for
23 modification or repair. In addition, the registration, fees, and
24 licensing provisions of the laws of this state shall not apply to

1 special mobilized equipment temporarily brought into the state, with
2 subsequent movement back out of the state, solely for fabrication,
3 repair, testing, alteration, modification, refurbishing, or
4 maintenance. This subsection shall in no way exempt the equipment
5 described herein from the levy of ad valorem taxes.

6 SECTION 145. AMENDATORY 47 O.S. 2021, Section 1130, is
7 amended to read as follows:

8 Section 1130. Any fees received by ~~the Commission~~ Service
9 Oklahoma designated by law to be used for mailing of vehicle title
10 registration or licenses as a result of the vehicle notification
11 program shall be placed to the credit of ~~the Oklahoma Tax Commission~~
12 Service Oklahoma Fund.

13 SECTION 146. AMENDATORY 47 O.S. 2021, Section 1131, is
14 amended to read as follows:

15 Section 1131. ~~The Oklahoma Tax Commission~~ Service Oklahoma
16 shall annually notify all persons within the state who have a
17 previous registration on record of the period for registration
18 renewal. ~~The Tax Commission~~ Service Oklahoma shall send the
19 notifications to the electronic mail address provided by the person.
20 If a person does not provide an electronic mail address then ~~the Tax~~
21 ~~Commission~~ Service Oklahoma shall notify the person through the
22 mail. The notifications shall contain all necessary information for
23 such registration and licensing including a breakdown of all charges
24 to be paid by the owner and shall contain instructions as to the

1 procedure for renewal upon presentation to a ~~motor license agent~~
2 licensed operator or by return mail to ~~the Commission's~~ Service
3 Oklahoma's state office. The content and form of the notice shall
4 be determined by ~~the Commission~~ Service Oklahoma. Use of a postcard
5 or electronic mail type renewal notice is specifically permitted.
6 ~~The Commission~~ Service Oklahoma shall provide information on its
7 public website instructing persons on the procedure for obtaining an
8 annual notification via electronic mail, outlining all charges and
9 fees associated with the registration of a vehicle, as well as an
10 explanation of the apportionment of vehicle fees and penalties. The
11 cost of mailing shall be One Dollar (\$1.00) for license plates and
12 fifty cents (\$0.50) for decals, titles or other forms or devices
13 provided in this act. Provided, that ~~the Commission~~ Service
14 Oklahoma may adjust any mailing costs as deemed appropriate to allow
15 for increased or additional fees charged by the United States Postal
16 Service.

17 Failure by any applicant to receive notification of renewal as
18 provided by this act shall not excuse the applicant from properly
19 obtaining any registration or license at the proper time by
20 presenting proof of ownership to ~~the Commission's~~ Service Oklahoma's
21 state office or to a ~~motor license agent~~ licensed operator.

22 SECTION 147. AMENDATORY 47 O.S. 2021, Section 1132, as
23 last amended by Section 2, Chapter 543, O.S.L. 2021, is amended to
24 read as follows:

1 Section 1132. A. For all vehicles, unless otherwise
2 specifically provided by the Oklahoma Vehicle License and
3 Registration Act, a registration fee shall be assessed at the time
4 of initial registration by the owner and annually thereafter, for
5 the use of the avenues of public access within this state in the
6 following amounts:

7 1. For the first through the fourth year of registration in
8 this state or any other state, Eighty-five Dollars (\$85.00);

9 2. For the fifth through the eighth year of registration in
10 this state or any other state, Seventy-five Dollars (\$75.00);

11 3. For the ninth through the twelfth year of registration in
12 this state or any other state, Fifty-five Dollars (\$55.00);

13 4. For the thirteenth through the sixteenth year of
14 registration in this state or any other state, Thirty-five Dollars
15 (\$35.00); and

16 5. For the seventeenth and any following year of registration
17 in this state or any other state, Fifteen Dollars (\$15.00).

18 The registration fee provided for in this subsection shall be in
19 lieu of all other taxes, general or local, unless otherwise
20 specifically provided.

21 On and after January 1, 2022, if a physically disabled license
22 plate is issued pursuant to paragraph 3 of subsection B of Section
23 1135.1 of this title, any registration fee required for such license
24 plate and the fee required pursuant to this subsection shall be

1 remitted at the same time and subject to a single registration
2 period. Upon receipt of a physically disabled license plate, the
3 standard issue license plate must be surrendered to ~~the Oklahoma Tax~~
4 ~~Commission~~ Service Oklahoma or ~~motor license agent~~ licensed
5 operator. The physically disabled license plate must be properly
6 displayed as required for a standard issue license plate and will be
7 the sole license plate issued and assigned to the vehicle. ~~The~~
8 ~~Oklahoma Tax Commission~~ Service Oklahoma shall determine, by rule, a
9 method for making required fee adjustments when a physically
10 disabled license plate is obtained during a twelve-month period for
11 which a registration fee has already been remitted pursuant to this
12 subsection. The combination of fees in a single remittance shall
13 not alter the apportionment otherwise provided for by law.

14 B. For all-terrain vehicles and motorcycles used exclusively
15 for use off roads or highways purchased on or after July 1, 2005,
16 and for all-terrain vehicles and motorcycles used exclusively for
17 use off roads or highways purchased prior to July 1, 2005, which the
18 owner chooses to register pursuant to the provisions of Section
19 1115.3 of this title, an initial and nonrecurring registration fee
20 of Eleven Dollars (\$11.00) shall be assessed at the time of initial
21 registration by the owner. Nine Dollars (\$9.00) of the registration
22 fee shall be deposited in the Oklahoma Tax Commission Reimbursement
23 Fund through December 31, 2022 and beginning January 1, 2023, this
24 fee shall be deposited in the Service Oklahoma Reimbursement Fund.

1 Two Dollars (\$2.00) of the registration fee shall be retained by the
2 ~~motor license agent~~ licensed operator. The fees required by
3 subsection A of this section shall not be required for all-terrain
4 vehicles or motorcycles used exclusively off roads and highways.

5 C. For utility vehicles used exclusively for use off roads or
6 highways purchased on or after July 1, 2008, and for utility
7 vehicles used exclusively for use off roads or highways purchased
8 prior to July 1, 2008, which the owner chooses to register pursuant
9 to the provisions of Section 1115.3 of this title, an initial and
10 nonrecurring registration fee of Eleven Dollars (\$11.00) shall be
11 assessed at the time of initial registration by the owner. Nine
12 Dollars (\$9.00) of the registration fee shall be deposited in the
13 Oklahoma Tax Commission Reimbursement Fund through December 31, 2022
14 and beginning January 1, 2023, this fee shall be deposited in the
15 Service Oklahoma Reimbursement Fund. Two Dollars (\$2.00) of the
16 registration fee shall be retained by the ~~motor license agent~~
17 licensed operator. The fees required by subsection A of this
18 section shall not be required for utility vehicles used exclusively
19 off roads and highways.

20 D. There shall be a credit allowed with respect to the fee for
21 registration of a new vehicle which is a replacement for:

22 1. A new original vehicle which is stolen from the
23 purchaser/registrant within ninety (90) days of the date of purchase
24 of the original vehicle as certified by a police report or other

1 documentation as required by ~~the Oklahoma Tax Commission~~ Service
2 Oklahoma; or

3 2. A defective new original vehicle returned by the
4 purchaser/registrant to the seller within six (6) months of the date
5 of purchase of the defective new original vehicle as certified by
6 the manufacturer.

7 The credit shall be in the amount of the fee for registration
8 which was paid for the new original vehicle and shall be applied to
9 the registration fee for the replacement vehicle. In no event will
10 the credit be refunded.

11 E. Upon every transfer or change of ownership of a vehicle, the
12 new owner shall obtain title for and, except in the case of salvage
13 vehicles and manufactured homes, register the vehicle within thirty
14 (30) days of change of ownership and pay a transfer fee of Fifteen
15 Dollars (\$15.00) in addition to any other fees provided for in the
16 Oklahoma Vehicle License and Registration Act. No new decal shall
17 be issued to the registrant. Thereafter, the owner shall register
18 the vehicle annually on the anniversary date of its initial
19 registration in this state and shall pay the fees provided in
20 subsection A of this section and receive a decal evidencing such
21 payment. Provided, used motor vehicle dealers shall be exempt from
22 the provisions of this section.

23 F. In the event a new or used vehicle is not registered, titled
24 and tagged within thirty (30) days from the date of transfer of

1 ownership, the penalty for the failure of the owner of the vehicle
2 to register the vehicle within thirty (30) days shall be One Dollar
3 (\$1.00) per day, provided that in no event shall the penalty exceed
4 One Hundred Dollars (\$100.00). No penalty shall be waived by ~~the~~
5 ~~Oklahoma Tax Commission~~ Service Oklahoma or any ~~motor license agent~~
6 licensed operator except as provided in subsection C of Section 1127
7 of this title. Of each dollar penalty collected pursuant to this
8 subsection:

9 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
10 Section 1104 of this title;

11 2. Twenty-one cents (\$0.21) shall be retained by the ~~motor~~
12 ~~license agent~~ licensed operator; and

13 3. Fifty-eight cents (\$0.58) shall be deposited in the General
14 Revenue Fund.

15 SECTION 148. AMENDATORY 47 O.S. 2021, Section 1132.1, is
16 amended to read as follows:

17 Section 1132.1. A. There is levied and there shall be paid to
18 ~~the Oklahoma Tax Commission~~ Service Oklahoma a fee of Three Dollars
19 (\$3.00) upon every vehicle to be registered or licensed, except for
20 those licensed pursuant to subsection (c) of Section 1210.34 of
21 Title 70 of the Oklahoma Statutes. Said fee shall accrue and shall
22 be collectible upon each vehicle under the same circumstances and
23 shall be payable in the same manner and times as apply to vehicle
24 licenses and registrations under the provisions of the Oklahoma

1 Vehicle License and Registration Act; provided, said fee shall be
2 paid in full for the then current year at the time any vehicle is
3 first registered in a calendar year.

4 B. Two-thirds of the monies collected pursuant to this section
5 shall be transferred by ~~the Tax Commission~~ Service Oklahoma each
6 month to the State Treasurer for deposit in the General Revenue
7 Fund. For the fiscal year beginning July 1, 1999, of the remaining
8 one-third of the monies collected pursuant to this section each
9 fiscal year, the first Four Hundred Thousand Dollars (\$400,000.00)
10 shall be transferred by ~~the Tax Commission~~ Service Oklahoma to the
11 State Treasurer for deposit in the Motor Vehicle Driver Education
12 Revolving Fund created in Section 2 of this act and any amount in
13 excess of Four Hundred Thousand Dollars (\$400,000.00) shall be
14 transferred by ~~the Tax Commission~~ Service Oklahoma to the State
15 Treasurer for deposit in the General Revenue Fund. For the fiscal
16 year beginning July 1, 2000, and for each fiscal year thereafter, of
17 the remaining one-third of the monies collected pursuant to this
18 section each fiscal year, the first Nine Hundred Thousand Dollars
19 (\$900,000.00) shall be transferred by ~~the Tax Commission~~ Service
20 Oklahoma to the State Treasurer for deposit in the Motor Vehicle
21 Driver Education Revolving Fund created in Section 2 of this act and
22 any amount in excess of Nine Hundred Thousand Dollars (\$900,000.00)
23 shall be transferred by ~~the Tax Commission~~ Service Oklahoma to the
24 State Treasurer for deposit in the General Revenue Fund.

1 C. The collection and payment of said fee shall be a
2 prerequisite to license or registration of any vehicle, except for
3 those licensed pursuant to subsection (c) of Section 1210.34 of
4 Title 70 of the Oklahoma Statutes.

5 SECTION 149. AMENDATORY 47 O.S. 2021, Section 1132.4, is
6 amended to read as follows:

7 Section 1132.4. A. In addition to other vehicle registration
8 fees specified by law, there is levied and there shall be paid to
9 ~~the Oklahoma Tax Commission~~ Service Oklahoma a fee of One Dollar
10 (\$1.00) upon every vehicle to be registered. The fee shall accrue
11 and shall be collectible upon each vehicle under the same
12 circumstances and shall be payable in the same manner and times as
13 apply to vehicle registrations under the provisions of the Oklahoma
14 Vehicle License and Registration Act; provided, the fee shall be
15 paid in full for the then current year at the time any vehicle is
16 first registered in a calendar year.

17 B. Revenue from the fee levied in subsection A of this section
18 shall be apportioned as follows:

19 1. Fifty percent (50%) of the revenues shall be credited to the
20 General Revenue Fund in the State Treasury; and

21 2. Fifty percent (50%) of the revenues shall be deposited to
22 the Oklahoma Law Enforcement Retirement Fund; provided, the first
23 Eight Hundred Fifty Thousand Dollars (\$850,000.00) of the revenues
24 apportioned pursuant to the provisions of this paragraph each fiscal

1 year shall be deposited to the Department of Public Safety Patrol
2 Vehicle Revolving Fund created in Section 2-143 of this title for
3 the purpose of purchasing patrol vehicles and aircraft.

4 C. The collection and payment of the fees specified in this
5 section shall be a prerequisite to license or registration of any
6 vehicles.

7 SECTION 150. AMENDATORY 47 O.S. 2021, Section 1132.5, is
8 amended to read as follows:

9 Section 1132.5. A. In addition to other vehicle registration
10 fees specified by law, beginning September 1, 2003, through August
11 30, 2005, there is levied and there shall be paid to ~~the Oklahoma~~
12 ~~Tax Commission~~ Service Oklahoma a fee of Two Dollars (\$2.00) upon
13 every vehicle to be registered. The fee shall accrue and shall be
14 collectible upon each vehicle under the same circumstances and shall
15 be payable in the same manner and times as apply to vehicle
16 registrations under the provisions of the Oklahoma Vehicle License
17 and Registration Act; provided, the fee shall be paid in full for
18 the then current year at the time any vehicle is first registered in
19 a calendar year.

20 B. Revenue from the fee levied in subsection A of this section
21 shall be transferred each month to the Department of Public Safety
22 for deposit in the Department of Public Safety Revolving Fund.

1 C. The collection and payment of the fee specified in this
2 section shall be a prerequisite to licensing or registration of any
3 vehicles.

4 SECTION 151. AMENDATORY 47 O.S. 2021, Section 1132.6, is
5 amended to read as follows:

6 Section 1132.6. A. In addition to other vehicle registration
7 fees specified by law, there is levied and there shall be paid to
8 ~~the Oklahoma Tax Commission~~ Service Oklahoma a fee of Three Dollars
9 (\$3.00) upon every motorcycle registered pursuant to Section 1132 of
10 Title 47 of the Oklahoma Statutes for use on roads and highways.
11 The fee shall accrue and shall be collectible upon each motorcycle
12 registered for use on roads and highways under the same
13 circumstances and shall be payable in the same manner and times as
14 apply to the registration of motorcycles for use on roads and
15 highways under the provisions of the Oklahoma Vehicle License and
16 Registration Act; provided, the fee shall be paid in full for the
17 then current year at the time any vehicle is first registered in a
18 calendar year.

19 B. Revenue from the fee levied in subsection A of this section
20 shall be transferred each month to the Department of Public Safety
21 for deposit in the Motorcycle Safety and Education Program Revolving
22 Fund created pursuant to Section 40-123 of Title 47 of the Oklahoma
23 Statutes.

1 C. The collection and payment of the fee specified in this
2 section shall be a prerequisite to licensing or registration of any
3 motorcycle.

4 SECTION 152. AMENDATORY 47 O.S. 2021, Section 1132.7, is
5 amended to read as follows:

6 Section 1132.7. A. In addition to other vehicle registration
7 fees specified by law, for the year beginning January 1, 2018, and
8 for each year thereafter, there is hereby levied and there shall be
9 paid to ~~the Oklahoma Tax Commission~~ Service Oklahoma a Motor Fuels
10 Tax Fee of:

11 1. One Hundred Dollars (\$100.00) upon every electric-drive
12 motor vehicle to be registered; and

13 2. Thirty Dollars (\$30.00) upon every hybrid-drive motor
14 vehicle to be registered.

15 The fee shall accrue and shall be collectible upon each
16 electric-drive motor vehicle and hybrid-drive motor vehicle under
17 the same circumstances and shall be payable in the same manner and
18 times as apply to vehicle registrations under the provisions of the
19 Oklahoma Vehicle License and Registration Act; provided, the fee
20 shall be paid in full for the then current year at the time any
21 electric-drive motor vehicle or hybrid-drive motor vehicle is first
22 registered in a calendar year.

1 B. The collection and payment of the fee specified in this
2 section shall be a prerequisite to licensing or registration of any
3 electric-drive motor vehicle or hybrid-drive motor vehicle.

4 C. Revenue from the fee provided for in subsection A of this
5 section shall be deposited in the State Treasury to the credit of
6 the State Highway Construction and Maintenance Fund created in
7 Section 1501 of Title 69 of the Oklahoma Statutes.

8 D. For purposes of this section:

9 1. "Electric-drive motor vehicle" means a vehicle subject to a
10 registration fee as provided for in subsection A of Section 1132 of
11 Title 47 of the Oklahoma Statutes that is propelled solely by
12 electrical energy and is not capable of using gasoline, diesel or
13 any other fuel for propulsion; and

14 2. "Hybrid-drive motor vehicle" means a vehicle subject to a
15 registration fee as provided for in subsection A of Section 1132 of
16 Title 47 of the Oklahoma Statutes that is capable of being propelled
17 at least in part by electrical energy through the use of a battery
18 storage system of at least four (4) kilowatt-hours, is capable of
19 being recharged from an external source of electricity and is also
20 capable of using gasoline, diesel fuel or alternative fuel to propel
21 the vehicle.

22 SECTION 153. AMENDATORY 47 O.S. 2021, Section 1132A, is
23 amended to read as follows:
24

1 Section 1132A. A. In any online system which provides a
2 service that a ~~motor license agent~~ licensed operator is authorized
3 to provide pursuant to the Oklahoma Vehicle License and Registration
4 Act there shall include a step where the individual shall select a
5 ~~motor license agent~~ licensed operator in the state to process any
6 online transaction.

7 Said ~~motor license agent~~ licensed operator as defined in Section
8 1102 of this title does not include ~~the Oklahoma Tax Commission~~
9 Service Oklahoma. Any ~~motor license agent~~ licensed operator fees
10 collected by a state agency shall be deposited into the General
11 Revenue Fund.

12 B. ~~Motor license agents~~ Licensed operators selected as provided
13 in subsection A of this section shall receive all fees provided by
14 the Oklahoma Vehicle License and Registration Act; provided, the
15 amount of fees remitted to the ~~motor license agent~~ licensed operator
16 for each online transaction processed by the ~~motor license agent~~
17 Licensed operator through any online system shall be reduced by One
18 Dollar and fifty-six cents (\$1.56).

19 C. The selection step required pursuant to subsection A of this
20 section shall be installed and operational no later than January 1,
21 2021.

22 SECTION 154. AMENDATORY 47 O.S. 2021, Section 1132B, is
23 amended to read as follows:
24

1 Section 1132B. A. If any service or transaction which a ~~motor~~
2 ~~license agent~~ licensed operator is authorized by law to provide is
3 administered through any state agency by means of an electronic
4 transaction or online system, such agency shall include a step where
5 the individual must select between any ~~motor license agent~~ licensed
6 operator in the state and the agency for processing the service or
7 transaction. This section shall not apply to registrations
8 processed pursuant to Section 1120 of Title 47 of the Oklahoma
9 Statutes.

10 B. ~~Motor license agents~~ Licensed operators selected as provided
11 in subsection A of this section shall receive all fees provided by
12 statute for the service or transaction processed by the ~~motor~~
13 ~~license agent~~ licensed operator through any electronic transaction
14 or online system administered by a state agency.

15 SECTION 155. AMENDATORY 47 O.S. 2021, Section 1133.3, is
16 amended to read as follows:

17 Section 1133.3. At the option of the owner, ~~the Oklahoma Tax~~
18 ~~Commission~~ Service Oklahoma is authorized to register boat trailers
19 and utility-type trailers, which are not being utilized in a
20 commercial capacity, on an annual basis for a fee of One Dollar
21 (\$1.00) .

22 SECTION 156. AMENDATORY 47 O.S. 2021, Section 1134, is
23 amended to read as follows:
24

1 Section 1134. A. Upon each pickup, truck or truck-tractor
2 owned and operated by one or more farmers and used primarily for
3 farm use, and not for commercial or industrial purposes, the license
4 fee shall be Thirty Dollars (\$30.00). As used in this section, the
5 term "pickup" shall mean a small, light truck with an open back or
6 box used for hauling and designed primarily for the carrying of
7 property rather than people. The term "truck" shall mean a motor
8 vehicle designed or converted primarily for carrying or hauling farm
9 commodities, property, livestock, or equipment, rather than people.

10 B. The fees assessed pursuant to this section shall not apply
11 to trailers or semitrailers or combinations thereof used primarily
12 for farm use and for the transportation of products of the farm by
13 the producer thereof. Such fee shall not apply to any trailer or
14 semitrailer or combinations thereof when used primarily for the
15 transportation of any article or articles owned by the operator of
16 the trailer or semitrailer or combinations thereof and not used in
17 the furtherance of or incident to any commercial or industrial
18 enterprise. The provisions of Section 1134.2 of this title shall
19 apply to any trailers or semitrailers when used primarily for the
20 transportation of logs, ties, stave bolts and posts, direct from
21 forest to sawmill.

22 C. For the purpose of this section, a trailer or semitrailer or
23 combination thereof owned by a farmer and used primarily for the
24 purpose of transporting farm products to market or for the purpose

1 of transporting to the farm material or things to be used thereon,
2 and not for commercial or industrial purposes, may be registered for
3 One Dollar (\$1.00); provided, any such trailer used by the holder of
4 a certificate of convenience and necessity issued by the Oklahoma
5 Corporation Commission or the Interstate Commerce Commission shall
6 be conclusively presumed to be used in and for a commercial use, and
7 must be licensed as such, paying the license fees provided in
8 Section 1133 of this title.

9 D. Before a party shall be allowed to purchase a license plate
10 or claim an exception or exemption under this section, the party
11 shall:

12 1. Show an income tax Schedule F for the preceding year; or

13 2. Present a valid exemption card issued pursuant to the
14 provisions of Section 1358.1 of Title 68 of the Oklahoma Statutes.

15 A violation shall be grounds for revocation of driver's license.
16 Any person who signs the affidavit as required by this section when
17 the person does not believe that the information in the affidavit is
18 true or knows it is not true, upon conviction, shall be guilty of
19 perjury and shall be punished as provided for by law.

20 E. Any person owning a truck upon which the farm truck license
21 fee has been paid in Oklahoma for the current year and whose truck
22 may be needed during grain harvests or other seasonal farming
23 activities for hauling farm products other than his or her own, or
24 for hauling gravel, shale or other road materials for rural roads,

1 may make application with ~~the Oklahoma Tax Commission~~ Service
2 Oklahoma for a short term commercial license for such truck for a
3 period of time not to exceed ninety (90) days as provided for in
4 subsection F of this section, or may make application in accordance
5 with the Motor Carrier Harvest Permit Act of 2006 if applicable.

6 F. Upon such application, ~~the Tax Commission~~ Service Oklahoma
7 shall issue a temporary commercial truck license and register the
8 truck upon payment of the following fees:

9 1. For thirty (30) days a fee equal to one-eighth (1/8) of the
10 annual commercial license fee required for such truck~~;~~;

11 2. For sixty (60) days a fee equal to one-fourth (1/4) of the
12 annual commercial license fee required for such truck~~;~~; and

13 3. For ninety (90) days a fee equal to three-eighths (3/8) of
14 the annual commercial license fee required for such truck.

15 G. Provided, however, the provisions of this section shall not
16 apply to the transportation of persons or property for hire.

17 SECTION 157. AMENDATORY 47 O.S. 2021, Section 1134.1, is
18 amended to read as follows:

19 Section 1134.1. The following license fees shall be paid
20 annually to ~~the Oklahoma Tax Commission~~ Service Oklahoma or Oklahoma
21 Corporation Commission, as applicable, upon the registration of the
22 following vehicles~~;~~;

1 1. For each taxicab with a seating capacity of ten (10) or less
2 people, the license fee shall be Twenty-five Dollars (\$25.00) and
3 paid to ~~the Oklahoma Tax Commission~~ Service Oklahoma;

4 2. For each school bus privately owned and used exclusively for
5 transporting school children, the fee shall be based on seating
6 capacity. For each such school bus with a seating capacity of
7 fifteen (15) or less people, the fee shall be Twenty Dollars
8 (\$20.00). For each such school bus with a seating capacity of more
9 than fifteen (15) people, the fee shall be Twenty-five Dollars
10 (\$25.00) and paid to ~~the Oklahoma Tax Commission~~ Service Oklahoma;

11 3. For each intercity motor bus, the fee shall be based on
12 seating capacity and paid to ~~the Oklahoma Tax Commission~~ Service
13 Oklahoma, or for those buses registered under Section 1120 of this
14 title, paid to the Oklahoma Corporation Commission. For each
15 intercity motor bus with a seating capacity of eleven (11) or less
16 people, the fee shall be Seven Dollars and fifty cents (\$7.50) per
17 seat. For each intercity motor bus with a seating capacity of over
18 eleven (11) but not more than twenty-three (23) people, the fee
19 shall be Nine Dollars (\$9.00) per seat. For each intercity motor
20 bus with a seating capacity of more than twenty-three (23) people,
21 the fee shall be Ten Dollars (\$10.00) per seat. The seating
22 capacity shall be determined by the number of seats available for
23 passengers where separate seats are used, or by allowing sixteen
24 (16) inches of seating space where separate seats are not used.

1 Provided, that upon all intercity motor buses the license fees
2 provided herein shall after the first year's registration in this or
3 any other state be assessed at eighty percent (80%) of the fee
4 computed and assessed as provided herein; and thereafter shall be
5 assessed at eighty percent (80%) of the previous year's fee so
6 computed for seven (7) successive years, but in no event shall the
7 fee be thus reduced below Ten Dollars (\$10.00). Provided, that ~~the~~
8 ~~Commission~~ Service Oklahoma shall issue intercity motor bus
9 registration certificates for motor buses having a seating capacity
10 of not exceeding five (5) seats upon application and payment of
11 necessary fee without further requirements; and

12 4. For each intracity motor bus, the fee shall be based on
13 seating capacity and paid to ~~the Oklahoma Tax Commission~~ Service
14 Oklahoma. For each intracity motor bus having a seating capacity of
15 not to exceed eight (8) people, the fee shall be Forty Dollars
16 (\$40.00). For each intracity motor bus having a seating capacity in
17 excess of eight (8) and not more than fifteen (15) people, the fee
18 shall be Five Dollars (\$5.00) per seat. For each intracity motor
19 bus having a seating capacity in excess of fifteen (15) and not more
20 than twenty-five (25) people, the fee shall be Six Dollars (\$6.00)
21 per seat. For each intracity motor bus having a seating capacity in
22 excess of twenty-five (25) people, the fee shall be Seven Dollars
23 (\$7.00) per seat. Provided that after the first year's registration
24 of any intracity bus in this or any other state, the license fee

1 thereon shall be assessed at eighty percent (80%) of the fee
2 computed and assessed for the first year, and thereafter, the fee
3 shall be assessed and computed at eighty percent (80%) of the
4 previous year's fee, and shall be so computed and assessed for the
5 next seven (7) consecutive years, after the first year; provided
6 further, that the fee shall not be reduced to less than Twenty-five
7 Dollars (\$25.00).

8 SECTION 158. AMENDATORY 47 O.S. 2021, Section 1134.2, is
9 amended to read as follows:

10 Section 1134.2. A. For each motor vehicle used primarily for
11 the purpose of transporting unfinished and unprocessed forest
12 products, logs, ties, stave bolts and posts, originating and
13 produced in this state from the point of production or harvesting to
14 the point at which they shall first undergo any processing,
15 preparation for processing, conversion or transformation from their
16 raw or natural state, the annual license fee shall be Two Hundred
17 Fifty Dollars (\$250.00).

18 B. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall design
19 appropriate license plates for all vehicles registered pursuant to
20 the provisions of this section. Such license plates shall be
21 permanent in nature and shall be designed in such manner as to
22 remain with the vehicle for the duration of the vehicle's life span
23 or until the title is transferred or the vehicle is no longer used
24 for the purposes specified in subsection A of this section.

1 C. For purposes of this section, the term "motor vehicle" means
2 a truck or truck-tractor or the combination of a truck or truck-
3 tractor pulling a trailer or semitrailer. When a truck or truck-
4 tractor pulling a trailer or semitrailer is licensed pursuant to the
5 provisions of this section, a separate license plate shall be issued
6 for each truck or truck-tractor and for each trailer or semitrailer
7 for the fee prescribed in subsection A of this section.

8 D. Before a person shall be allowed to license a vehicle
9 pursuant to the provisions of this section, the person shall sign an
10 affidavit attesting to the fact that he is familiar with the
11 purposes for which vehicles may be used and that he will not use
12 such vehicle for any other purpose. Any person who signs such an
13 affidavit when such person does not believe that the information in
14 the affidavit is true or knows it is not true, upon conviction,
15 shall be guilty of perjury and shall be punished as provided for by
16 law. A violation of the provisions of this section shall also be
17 grounds for revocation of driver's license.

18 SECTION 159. AMENDATORY 47 O.S. 2021, Section 1134.3, is
19 amended to read as follows:

20 Section 1134.3. A. Each operator of a wrecker or towing
21 service licensed pursuant to Sections 951 through 957 of this title
22 operating a wrecker, wrecker vehicle, combination wrecker,
23 combination wrecker vehicle, or any other motor vehicle which:
24

1 1. Is required to be registered in this state pursuant to the
2 Oklahoma Vehicle License and Registration Act except for any vehicle
3 which is properly registered on a proportional basis pursuant to
4 Section 1120 of this title; and

5 2. Is used primarily for towing other motor vehicles
6 shall register such vehicle in accordance with this section.

7 B. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall design an
8 appropriate license plate for all wrecker vehicles registered
9 pursuant to this section. Such license plates shall be permanent in
10 nature and shall be designed in such manner as to remain with the
11 vehicle for the duration of the vehicle's life span or until the
12 title is transferred or the vehicle is no longer used for the
13 purposes specified in Sections 951 through 957 of this title.

14 C. When registering the vehicle, a person shall be required to
15 submit to ~~the Oklahoma Tax Commission~~ Service Oklahoma or a ~~motor~~
16 ~~license agent~~ licensed operator a copy of the license issued
17 pursuant to law to operate a wrecker or towing service. In
18 addition, a security verification form as required pursuant to
19 Sections 7-601.1 and 7-602 of this title shall be presented clearly
20 setting forth on the face of such verification the vehicle
21 identification number (VIN) of the vehicle being registered.

22 D. The owner of any wrecker or towing vehicle not properly
23 registered pursuant to this section or the Oklahoma Vehicle License
24 and Registration Act shall be immediately notified in writing by ~~the~~

1 ~~Tax Commission~~ Service Oklahoma, and such owner shall be subject to
2 any penalties and fines imposed by law for improper registration of
3 a vehicle, for failure to register a vehicle, or for failure to
4 display a proper commercial license plate and decal. The owner
5 shall also be subject to revocation of the owner's license to
6 operate a wrecker or towing service.

7 E. Whenever a term defined in Section 951 of this title is used
8 in this section, it shall have the meaning provided in that section.

9 SECTION 160. AMENDATORY 47 O.S. 2021, Section 1134.4, is
10 amended to read as follows:

11 Section 1134.4. A. For each motor vehicle registered in this
12 state and used for the purpose of transporting cotton modules from
13 the point of production to the first point of delivery or cotton
14 gin, the annual license fee shall be Sixty Dollars (\$60.00). Fees
15 collected pursuant to this section shall be apportioned pursuant to
16 Section 1104 of Title 47 of the Oklahoma Statutes.

17 B. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall design
18 appropriate license plates for all vehicles registered pursuant to
19 this section. The license plates shall be permanent in nature and
20 shall be designed in a manner as to remain with the vehicle for the
21 duration of the vehicle's life span or until the title is
22 transferred or the vehicle is no longer used for the purposes
23 specified in subsection A of this section.

24

1 C. Any person, firm or corporation who transports cotton
2 modules without the license required in this section shall be deemed
3 guilty of a misdemeanor and upon conviction thereof shall be
4 punished as follows:

5 1. For the first such violation, by a fine of Five Hundred
6 Dollars (\$500.00);

7 2. For the second such violation, by a fine of One Thousand
8 Dollars (\$1,000.00); and

9 3. For the third and subsequent violations, by a fine of not
10 less than One Thousand Dollars (\$1,000.00) nor more than Five
11 Thousand Dollars (\$5,000.00).

12 D. A motor vehicle subject to the license requirement in this
13 section shall be exempt from the license required pursuant to
14 Section 1133 of Title 47 of the Oklahoma Statutes.

15 SECTION 161. AMENDATORY 47 O.S. 2021, Section 1135.1, as
16 last amended by Section 3, Chapter 543, O.S.L. 2021, is amended to
17 read as follows:

18 Section 1135.1. A. ~~The Oklahoma Tax Commission Service~~
19 Oklahoma is hereby authorized to design and issue appropriate
20 official special license plates to persons as provided by this
21 section.

22 Special license plates shall not be transferred to any other
23 person but shall be removed from the vehicle upon transfer of
24 ownership and retained. The special license plate may then be used

1 on another vehicle but only after such other vehicle has been
2 registered for the current year.

3 Except as provided in subsection B of this section, special
4 license plates shall be renewed each year by ~~the Tax Commission~~
5 Service Oklahoma or a ~~motor license agent~~ licensed operator. ~~The~~
6 ~~Tax Commission~~ Service Oklahoma shall annually notify by mail all
7 persons issued special license plates. The notice shall contain all
8 necessary information and shall contain instructions for the renewal
9 procedure upon presentation to a ~~motor license agent~~ licensed
10 operator or ~~the Tax Commission~~ Service Oklahoma. The license plates
11 shall be issued on a staggered system. The ~~motor license agent~~
12 licensed operator fees shall be paid out of the Oklahoma Tax
13 Commission Reimbursement Fund. Beginning January 1, 2023, the
14 licensed operator fees shall be paid out of the Service Oklahoma
15 Reimbursement Fund.

16 On and after January 1, 2022, if a physically disabled license
17 plate is issued pursuant to paragraph 3 of subsection B of this
18 section, any registration fee required for such plate pursuant to
19 this section and the fee required pursuant to Section 1132 of this
20 title shall be remitted at the same time and subject to a single
21 registration period. ~~The Oklahoma Tax Commission~~ Service Oklahoma
22 shall determine, by rule, a method for making required fee and
23 registration period adjustments when a physically disabled license
24 plate is obtained during a twelve-month period for which a

1 registration fee has already been remitted pursuant to Section 1132
2 of this title. The combination of fees in a single remittance shall
3 not alter the apportionment otherwise provided for in this section.

4 B. The special license plates provided by this section are as
5 follows:

6 1. Political Subdivision Plates - such plates shall be designed
7 for any vehicle owned by any political subdivision of this state
8 having obtained a proper Oklahoma certificate of title. Such
9 political subdivisions shall file an annual report with ~~the Tax~~
10 ~~Commission~~ Service Oklahoma stating the agency where such vehicle is
11 located. Such license plates shall be permanent in nature and
12 designed in such a manner as to remain with the vehicle for the
13 duration of the life span of the vehicle or until the title is
14 transferred to an owner who is not a political subdivision.

15 The registration fee shall be Eight Dollars (\$8.00) and shall be
16 in addition to all other registration fees provided by law, except
17 the registration fees levied by Section 1132 of this title;

18 2. Tax-Exempt or Nonprofit License Plates - such plates shall
19 be designed for:

- 20 a. any motor bus, manufactured home, or mobile chapel and
21 power unit owned and operated by a religious
22 corporation or society of this state holding a valid
23 exemption from taxation issued pursuant to Section
24 501(a) of the Internal Revenue Code, 26 U.S.C.,

1 Section 501(a), and listed as an exempt organization
2 in Section 501(c)(3) of the Internal Revenue Code, as
3 amended, 26 U.S.C., Section 501(c)(3), and that is
4 used by the corporation or society solely for the
5 furtherance of its religious functions,

6 b. any vehicle owned and operated only by nonprofit
7 organizations devoted exclusively to youth programs
8 including, but not limited to, the Girl Scouts and Boy
9 Scouts of America,

10 c. any vehicle, except passenger automobiles, owned or
11 operated by nonprofit organizations actually involved
12 in programs for the employment of the handicapped and
13 used exclusively in the transportation of goods or
14 materials for such organization,

15 d. any vehicle owned and operated by a nonprofit
16 organization that provides older persons
17 transportation to and from medical, dental and
18 religious services and relief from business and social
19 isolation,

20 e. any vehicle owned and operated by a private nonprofit
21 organization that:

22 (1) warehouses and distributes surplus foods to other
23 nonprofit agencies and organizations, ~~and~~

1 (2) holds a valid exemption from taxation issued
2 pursuant to Section 501(c) of the Internal
3 Revenue Code, as amended, 26 U.S.C., Section
4 501(c), and listed as an exempt organization in
5 Section 501(c)(3) of the Internal Revenue Code,
6 as amended, and

7 (3) uses such vehicle exclusively for the
8 transportation of such surplus foods,

9 f. any vehicle which:

10 (1) is owned and operated by a private, nonprofit
11 organization which is exempt from taxation
12 pursuant to the provisions of Section 501(c)(3)
13 of the Internal Revenue Code, 26 U.S.C., Section
14 501(c)(3), and which is primarily funded by a
15 fraternal or civic service organization with at
16 least one hundred local chapters or clubs, and

17 (2) is designed and used to provide mobile health
18 screening services to the general public at no
19 cost to the recipient, and for which no
20 reimbursement of any kind is received from any
21 health insurance provider, health maintenance
22 organization or governmental program, or

23 g. any vehicle owned and operated by the Civil Air
24 Patrol, a congressionally chartered corporation that

1 also serves an auxiliary of the United States Air
2 Force and which is exempt from taxation pursuant to
3 the provisions of Section 501(c)(3) of the Internal
4 Revenue Code, 26 U.S.C., Section 501(c)(3), and is
5 used exclusively for its corporate missions of
6 aerospace education, cadet programs and emergency
7 services. Such license plates shall be permanent in
8 nature and designed in such a manner as to remain with
9 the vehicle for the duration of the life span of the
10 vehicle or until the title to such vehicle is
11 transferred to an owner who is not subject to this
12 exemption. Such vehicles shall be exempt from the
13 registration fees levied under Section 1132 of this
14 title, except that an initial registration fee of
15 Twenty-five Dollars (\$25.00) shall apply to each
16 vehicle.

17 Any person claiming to be eligible for a tax-exempt or nonprofit
18 license plate under the provisions of this paragraph must have the
19 name of the tax-exempt or nonprofit organization prominently
20 displayed upon the outside of the vehicle, except those vehicles
21 registered pursuant to the provisions of subparagraph b of this
22 paragraph, unless such display is prohibited by federal or state law
23 or by state agency rules. No vehicle shall be licensed as a tax-
24 exempt or nonprofit vehicle unless the vehicle has affixed on each

1 side thereof, in letters not less than two (2) inches high and two
2 (2) inches wide, the name of the tax-exempt or nonprofit
3 organization or the insignia or other symbol of such organization
4 which shall be of sufficient size, shape and color as to be readily
5 legible during daylight hours from a distance of fifty (50) feet
6 while the vehicle is not in motion.

7 Except as provided in subparagraph g of this paragraph, the
8 registration fee shall be Eight Dollars (\$8.00) and shall be in
9 addition to all other registration fees provided by law, except the
10 registration fees levied by Section 1132 of this title;

11 3. Physically Disabled License Plates - such plates shall be
12 designed for persons who are eligible for a physically disabled
13 placard under the provisions of Section 15-112 of this title. It
14 shall prominently display the international accessibility symbol,
15 which is a stylized human figure in a wheelchair. ~~The Tax~~
16 ~~Commission~~ Service Oklahoma shall also design physically disabled
17 license plates for motorcycles owned by persons who are eligible for
18 a physically disabled placard pursuant to the provisions of Section
19 15-112 of this title. Upon the death of the physically disabled
20 person, the disabled license plate shall be returned to ~~the Tax~~
21 ~~Commission~~ Service Oklahoma. There shall be no fee for such plate
22 in addition to the rate provided by the Oklahoma Vehicle License and
23 Registration Act for the registration of the vehicle. For an
24 additional fee of Ten Dollars (\$10.00), a person eligible for a

1 physically disabled license plate shall have the option of
2 purchasing a duplicate physically disabled special license plate
3 which shall be securely attached to the front of the vehicle. The
4 original physically disabled special license plate shall be securely
5 attached to the rear of the vehicle at all times.

6 Any person who is eligible for a physically disabled license
7 plate and whose vehicle has had modifications because of the
8 physical disability of the owner or of a family member within the
9 second degree of consanguinity of the owner, may register the
10 vehicle for a flat fee of Twenty-five Dollars (\$25.00). This fee
11 shall be in lieu of all other registration fees provided by the
12 Oklahoma Vehicle License and Registration Act;

13 4. Indian Tribal License Plates - such plates shall be designed
14 for any vehicle of a native American Indian Tribal Association
15 exempted in Sections 201 through 204 of Public Law 97-473 and used
16 by the tribal association exclusively for the furtherance of its
17 tribal functions.

18 The registration fee shall be Eight Dollars (\$8.00) and shall be
19 in addition to all other registration fees provided by law, except
20 the registration fees levied by Section 1132 of this title;

21 5. Hearing Impaired License Plates - such plates shall be
22 designed for persons who are hearing impaired. Such persons may
23 apply for a hearing-impaired license plate for each vehicle with a
24 rated carrying capacity of one (1) ton or less upon the presentment

1 of an application on a form furnished by ~~the Tax Commission~~ Service
2 Oklahoma and certified by a physician holding a valid license to
3 practice pursuant to the licensing provisions of Title 59 of the
4 Oklahoma Statutes, attesting that the person is hearing impaired.
5 The license plate shall be designed so that such persons may be
6 readily identified as being hearing impaired. There shall be no
7 additional fee for the plate, but all other registration fees
8 provided by the Oklahoma Vehicle License and Registration Act shall
9 apply;

10 6. Antique or Classic Vehicles License Plates - such plates
11 shall be designed and issued for any vehicle twenty-five (25) years
12 of age or older, based upon the date of manufacture thereof and
13 which travels on the highways of this state primarily incidental to
14 historical or exhibition purposes only.

15 The registration fee shall be Eight Dollars (\$8.00) and shall be
16 in addition to all other registration fees provided by law, except
17 the registration fees levied by Section 1132 of this title. Any
18 person registering an antique or classic vehicle may elect to have
19 the vehicle registered for a ten-year period. The registration fee
20 for the elected ten-year registration shall be Seventy-five Dollars
21 (\$75.00). The ~~motor license agent~~ licensed operator registering the
22 antique or classic vehicle for a ten-year period shall receive one
23 hundred percent (100%) of the fees the ~~motor license agent~~ licensed
24 operator would have otherwise received pursuant to subsection A of

1 Section 1141.1 of this title if the antique or classic vehicle had
2 been registered on an annual basis; and

3 7. Honorary Consul License Plates - such plates shall be
4 designed to include the words "Honorary Consul" and issued to
5 persons who are honorary consuls authorized by the United States to
6 perform consular duties. Persons applying for such license plates
7 must show proof of standing as an honorary consul. The fee for such
8 plate shall be Eight Dollars (\$8.00) and shall be in addition to all
9 other registration fees required by the Oklahoma Vehicle License and
10 Registration Act. The owner of the vehicle that possesses such
11 license plates shall return the special license plates to ~~the~~
12 ~~Oklahoma Tax Commission~~ Service Oklahoma if the owner disposes of
13 the vehicle during the registration year or ceases to be authorized
14 to perform consular duties.

15 C. Special license plates provided by this section shall be
16 designed in such a manner as to identify the use or ownership of the
17 vehicle. Use of any vehicle possessing a special license plate
18 provided by this section for any purpose not specified herein shall
19 be grounds for revocation of the special license plate and
20 registration certificate.

21 D. The fees provided by this section shall be deposited in the
22 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
23 2023, the fees provided by this section shall be deposited in the
24 Service Oklahoma Reimbursement Fund.

1 SECTION 162. AMENDATORY 47 O.S. 2021, Section 1135.2, as
2 last amended by Section 4, Chapter 543, O.S.L. 2021, as last amended
3 by is amended to read as follows:

4 Section 1135.2. A. ~~The Oklahoma Tax Commission~~ Service
5 Oklahoma is hereby authorized to design and issue appropriate
6 official special license plates to persons in recognition of their
7 service or awards as provided by this section.

8 Special license plates shall not be transferred to any other
9 person but shall be removed from the vehicle upon transfer of
10 ownership and retained. The special license plate may then be used
11 on another vehicle but only after such other vehicle has been
12 registered for the current year.

13 Special license plates shall be renewed each year by ~~the Tax~~
14 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
15 operator. ~~The Tax Commission~~ Service Oklahoma shall annually notify
16 by mail all persons issued special license plates. The notice shall
17 contain all necessary information and shall contain instructions for
18 the renewal procedure upon presentation to a ~~motor license agent~~
19 licensed operator or ~~the Tax Commission~~ Service Oklahoma. The
20 license plates shall be issued on a staggered system except for
21 legislative plates and amateur radio operator license plates.

22 ~~The Tax Commission~~ Service Oklahoma is hereby directed to
23 develop and implement a system whereby ~~motor license agents~~ licensed
24 operators are permitted to accept applications for special license

1 plates authorized under this section. The ~~motor license agent~~
2 licensed operator shall confirm the applicant's eligibility, if
3 applicable, collect and deposit any amount specifically authorized
4 by law, accept and process the necessary information directly into
5 such system and generate a receipt accordingly. For performance of
6 these duties, ~~motor license agents~~ licensed operator shall retain
7 the fee provided in Section 1141.1 of this title for registration of
8 a motor vehicle. The ~~motor license agent~~ licensed operator fees for
9 acceptance of applications and renewals shall be paid out of the
10 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
11 2023, the licensed operator fees for acceptance of applications and
12 renewals shall be paid out of the Service Oklahoma Reimbursement
13 Fund.

14 B. The special license plates provided by this section are as
15 follows:

16 1. Prisoner of War License Plates - such plates shall be
17 designed for honorably discharged or present members of the United
18 States Armed Forces and civilians who were former prisoners of war
19 held by a foreign country and who can provide proper certification
20 of that status. Such persons may apply for a prisoner of war
21 license plate for no more than two vehicles with each vehicle having
22 a rated carrying capacity of one (1) ton or less. The surviving
23 spouse of any deceased former prisoner of war, if the spouse has not
24 since remarried, or if remarried, the remarriage is terminated by

1 death, divorce, or annulment, may apply for a prisoner of war
2 license plate for one vehicle with a rated carrying capacity of one
3 (1) ton or less. The fee provided by this section for the special
4 license plate authorized by this paragraph shall be in addition to
5 all other registration fees provided by law, except the registration
6 fees levied by Section 1132 of this title;

7 2. National Guard License Plates - such plates shall be
8 designed for active or retired members of the Oklahoma National
9 Guard. Retirees who are eligible for such plates shall provide
10 proof of eligibility upon initial application, but shall not be
11 required to provide proof of eligibility annually;

12 3. Air National Guard License Plates - such plates shall be
13 designed for active or retired members of the Oklahoma Air National
14 Guard. Retirees who are eligible for such plates shall provide
15 proof of eligibility upon initial application, but shall not be
16 required to provide proof of eligibility annually;

17 4. United States Armed Forces License Plates - such plates
18 shall be designed for active, retired, former or reserve members of
19 the United States Armed Forces, and shall identify which branch of
20 service, and carry the emblem and name of either the Army, Navy, Air
21 Force, Marines or Coast Guard, according to the branch of service to
22 which the member belongs or did belong. Former members who have
23 been dishonorably discharged shall not be eligible for such plates.
24 Persons applying for such license plate must show proof of present

1 or past military service by presenting a valid Uniformed Services
2 Identity Card or the United States Department of Defense Form
3 (DD)214. Retired or former members who are eligible for such plates
4 shall provide proof of eligibility upon initial application, but
5 shall not be required to provide proof of eligibility annually;

6 5. Congressional Medal of Honor Recipient License Plates - such
7 plates shall be designed for any resident of this state who has been
8 awarded the Congressional Medal of Honor. Such persons may apply
9 for a Congressional Medal of Honor recipient license plate for each
10 vehicle with a rated carrying capacity of one (1) ton or less.

11 There shall be no registration fee for the issuance of this plate;

12 6. Missing In Action License Plates - such plates shall be
13 designed to honor members of the United States Armed Forces who are
14 missing in action. The spouse of such missing person, if the spouse
15 has not since remarried, or if remarried, the remarriage is
16 terminated by death, divorce, or annulment, and each parent of the
17 missing person may apply for a missing in action license plate upon
18 presenting proper certification that the person is missing in action
19 and that the person making the application is the qualifying spouse
20 or the parent of the missing person. The qualifying spouse and each
21 parent of the missing person may each apply for the missing in
22 action license plate for each vehicle with a rated carrying capacity
23 of one (1) ton or less;

1 7. Purple Heart Recipient License Plates - such plates shall be
2 designed for any resident of this state presenting proper
3 certification from the United States Department of Veterans Affairs
4 or the Armed Forces of the United States certifying that such
5 resident has been awarded the Purple Heart military decoration.
6 Such persons may apply for a Purple Heart recipient license plate
7 for vehicles having a rated carrying capacity of one (1) ton or
8 less. The surviving spouse of any deceased veteran who has been
9 awarded the Purple Heart military decoration, if such spouse has not
10 since remarried, or if remarried, the remarriage has been terminated
11 by death, divorce or annulment, may apply for such plate for one
12 vehicle with a rated carrying capacity of one (1) ton or less. The
13 license plate created by this paragraph shall be exempt from the fee
14 provided by this section for special license plates;

15 8. Pearl Harbor Survivor License Plates - such plates shall be
16 designed for any resident of this state who can be verified by the
17 United States Department of Veterans Affairs or the Armed Forces of
18 the United States as being:

- 19 a. a member of the United States Armed Forces on December
20 7, 1941,
21 b. stationed on December 7, 1941, during the hours of
22 7:55 a.m. to 9:45 a.m. Hawaii time at Pearl Harbor,
23 the island of Oahu, or offshore at a distance not to
24 exceed three (3) miles, and

1 c. a recipient of an honorable discharge from the United
2 States Armed Forces.

3 Such person may apply for a Pearl Harbor Survivor license plate
4 for each vehicle with a rated carrying capacity of one (1) ton or
5 less;

6 9. Iwo Jima License Plates - such plates shall be designed for
7 any resident of this state who can be verified by the United States
8 Department of Veterans Affairs or the Armed Forces of the United
9 States as being:

10 a. a member of the United States Armed Forces in February
11 of 1945,

12 b. stationed in February of 1945 on or in the immediate
13 vicinity of the island of Iwo Jima, and

14 c. a recipient of an honorable discharge from the United
15 States Armed Forces.

16 Such person may apply for an Iwo Jima license plate for each
17 vehicle with a rated carrying capacity of one (1) ton or less.

18 Such license plate shall have the legend "Oklahoma OK" and shall
19 contain three letters and three numbers. Between the letters and
20 numbers shall be a logo of the flag-raising at Iwo Jima. Below the
21 letters, logo and numbers, the plate shall contain the words "FEB."
22 at the left, "Iwo Jima" in the center and "1945" at the right. Such
23 plates shall not be subject to the design requirements of any other
24 license plates prescribed by law other than the space for the

1 placement of the yearly decals for each succeeding year of
2 registration after the initial issue;

3 10. D-Day Survivor License Plates - such plates shall be
4 designed for any resident of this state who can be verified by the
5 United States Department of Veterans Affairs or the Armed Forces of
6 the United States as being:

7 a. a member of the United States Armed Forces on June 6,
8 1944,

9 b. a participant in the Allied invasion of the coast of
10 Normandy on June 6, 1944; provided, if such
11 participation cannot be verified by the United States
12 Department of Veterans Affairs or the Armed Forces of
13 the United States, ~~the Tax Commission~~ Service Oklahoma
14 may, in its discretion, accept evidence of such
15 participation from the person applying for the license
16 plate, and

17 c. a recipient of an honorable discharge from the United
18 States Armed Forces.

19 Such person may apply for a D-Day Survivor license plate for
20 each vehicle with a rated carrying capacity of one (1) ton or less;

21 11. Killed in Action License Plates - such plates shall be
22 designed to honor members of the United States Armed Forces who were
23 killed in action. The spouse of the deceased person, if the spouse
24 has not remarried, or if remarried, the remarriage is terminated by

1 death, divorce, or annulment, may apply for a killed in action
2 license plate upon presenting proper certification that the person
3 was killed in action and that the person making the application is
4 the qualifying spouse of the deceased person. The qualifying spouse
5 may apply for a killed in action license plate for no more than two
6 vehicles with each vehicle with a rated carrying capacity of one (1)
7 ton or less. The fee provided by this section for the special
8 license plate authorized by this paragraph shall be in addition to
9 all other registration fees provided by law, except the registration
10 fees levied by Section 1132 of this title. Beginning on the
11 effective date of this section of this act, the killed in action
12 license plate shall be designed to honor members of the United
13 States Armed Forces who were killed in action while engaged in
14 combat with a hostile force. The parents, siblings, half-siblings,
15 grandparents or spouse of the deceased person, if the spouse has not
16 remarried, or if remarried, the remarriage is terminated by death,
17 divorce or annulment, may apply for a killed in action license plate
18 upon presenting proper certification that the person was killed in
19 action and that the person making the application is the qualifying
20 spouse or family member of the deceased person. The qualifying
21 spouse or family member may apply for a killed in action license
22 plate for no more than two vehicles with each vehicle with a rated
23 carrying capacity of one (1) ton or less. The license plate shall
24 have a white background and the legend "Killed in Action" and shall

1 contain any combination of numbers and letters from one to a maximum
2 of seven in black, as for personalized license plates. To the left
3 of the numbers and letters shall be the Battlefield Cross in gold.
4 The killed in action license plate shall be exempt from any minimum
5 issuance criteria related to license plate applications;

6 12. Gold Star Families License Plates - such plates shall be
7 designed to honor members of the United States Armed Forces who were
8 killed while on active duty. The parents, siblings, half-siblings
9 or grandparents of the deceased person may apply for a gold star
10 license plate upon presenting proper certification that the person
11 was killed while on active duty and that the person making the
12 application is the parent, sibling, half-sibling or grandparent of
13 the deceased person. The family member may apply for a gold star
14 families license plate for no more than two vehicles with each
15 vehicle having a rated carrying capacity of one (1) ton or less.
16 The fee provided by this section for the special license plate
17 authorized by this paragraph shall be in addition to all other
18 registration fees provided by law, except the registration fees
19 levied by Section 1132 of this title;

20 13. Military Decoration License Plates - such plates shall be
21 designed for any resident of this state who has been awarded the
22 Distinguished Service Medal, the Distinguished Service Cross, the
23 Distinguished Flying Cross, the Bronze Star military decoration or
24 the Silver Star military decoration. Such persons may apply for a

1 military decoration license plate for each vehicle with a rated
2 carrying capacity of one (1) ton or less;

3 14. Vietnam Veteran License Plates - such plates shall be
4 designed for honorably discharged or present members of the United
5 States Armed Forces who served in the Vietnam Conflict. Such
6 persons may apply for a Vietnam veteran license plate for each
7 vehicle with a rated carrying capacity of one (1) ton or less;

8 15. Police Officer License Plates - such plates shall be
9 designed for any currently employed, reserve or retired municipal
10 police officer or full-time, reserve or retired university police
11 officer certified by the Council on Law Enforcement Education and
12 Training or common education police officer certified by the Council
13 on Law Enforcement Education and Training. Police officers may
14 apply for police officer license plates for vehicles with a rated
15 capacity of one (1) ton or less or for a motorcycle upon proof of
16 employment by or retirement from a municipal, university or common
17 education police department by either an identification card or
18 letter from the chief of the police department or the Oklahoma
19 Police Pension and Retirement Board. Retirees who are eligible for
20 such plates shall provide proof of eligibility upon initial
21 application but shall not be required to provide proof of
22 eligibility annually. The license plates shall be designed in
23 consultation with municipal police departments of this state;
24 provided, the license plate for motorcycles may be of similar design

1 to the license plate for motor vehicles or may be a new design in
2 order to meet space requirements for a motorcycle license plate;

3 16. World War II Veteran License Plates - such plates shall be
4 designed to honor honorably discharged former members of the United
5 States Armed Forces who are residents of this state and who can be
6 verified by the Oklahoma Military Department, the Department of
7 Veterans Affairs or the Armed Forces of the United States as having
8 served on federal active duty anytime during the period from
9 September 16, 1940, to December 7, 1945. The former members may
10 apply for a World War II Veteran license plate for vehicles with a
11 rated carrying capacity of one (1) ton or less.

12 The license plate shall have the legend "Oklahoma" and shall
13 contain, in the center of the plate, either the Thunderbird Insignia
14 of the 45th Infantry Division in the prescribed red and gold
15 coloring or the emblem of the Army, Navy, U.S. Army Air Corps,
16 Marines or Coast Guard according to the branch of service to which
17 the member belonged. For the purpose of license plate
18 identification, the plate shall contain four digits, two digits at
19 the left and two digits at the right of the insignia or emblem.
20 Centered on the bottom of the license plate shall be the words
21 "WORLD WAR II";

22 17. Korean War Veteran License Plates - such plates shall be
23 designed to honor honorably discharged former members of the United
24 States Armed Forces who are residents of this state and who can be

1 verified by the Oklahoma Military Department, the Department of
2 Veterans Affairs or the Armed Forces of the United States as having
3 served on federal active duty anytime during the period from June
4 27, 1950, to January 31, 1955, both dates inclusive. The former
5 members may apply for a Korean War Veteran license plate for
6 vehicles with a rated carrying capacity of one (1) ton or less.

7 The license plate shall have the legend "OKLAHOMA" and shall
8 contain, in the center of the plate, either the Thunderbird Insignia
9 of the 45th Infantry Division in the prescribed red and gold
10 coloring or the emblem of the Army, Navy, Air Force, Marines or
11 Coast Guard according to the branch of service to which the member
12 belonged. For the purpose of license plate identification, the
13 plate shall contain four digits, two digits at the left and two
14 digits at the right of the insignia or emblem. Centered on the
15 bottom of the license plate shall be the word "KOREA";

16 18. Municipal Official License Plates - such plates shall be
17 designed for persons elected to a municipal office in this state and
18 shall designate the name of the municipality and the district or
19 ward in which the municipal official serves. The plates shall only
20 be produced upon application;

21 19. Red Cross Volunteer License Plates - such plates shall be
22 designed to honor American Red Cross volunteers and staff who are
23 residents of this state. Such persons must present an
24 identification card issued by the American Red Cross and bearing a

1 photograph of the person. The license plate shall be designed with
2 the assistance of the American Red Cross and shall have the legend
3 "Oklahoma OK!" in the color Pantone 186C Red. Below the legend the
4 symbol of the American Red Cross and no more than three letters and
5 three numbers shall be in the color Pantone 186C Red. Below the
6 symbol and letters and numbers shall be the words "American Red
7 Cross" in black. The plates shall not be subject to the design
8 requirements of any other license plates prescribed by law other
9 than the space for the placement of the yearly decals for each
10 succeeding year of registration after the initial issue;

11 20. Desert Storm License Plates - such plates shall be designed
12 and issued to any honorably discharged or present member of the
13 United States Armed Forces who served in the Persian Gulf Crisis and
14 the Desert Storm operation. Such persons may apply for a Desert
15 Storm license plate for each vehicle with a rated carrying capacity
16 of one (1) ton or less;

17 21. Military Reserve Unit License Plates - such plates shall be
18 designed and issued to any honorably discharged or present member of
19 a reserve unit of the United States Armed Forces. Such persons may
20 apply for a Military Reserve Unit license plate for each vehicle
21 with a rated carrying capacity of one (1) ton or less;

22 22. Oklahoma City Bombing Victims and Survivors License Plates
23 - such plates shall be designed and issued to any victim or survivor
24

1 of the bombing attack on the Alfred P. Murrah Federal Building in
2 downtown Oklahoma City on April 19, 1995;

3 23. Civil Air Patrol License Plates - such plates shall be
4 designed and issued to any person who is a member of the Civil Air
5 Patrol. Such persons may apply for a Civil Air Patrol license plate
6 for each vehicle with a rated carrying capacity of one (1) ton or
7 less upon proof of membership in the Civil Air Patrol. The license
8 plate shall be designed in consultation with the Civil Air Patrol;

9 24. Ninety-Nines License Plates - such plates shall be designed
10 and issued to members of the Ninety-Nines. Persons applying for
11 such license plate must show proof of membership in the Ninety-
12 Nines. The license plates shall be designed in consultation with
13 the Ninety-Nines;

14 25. Combat Infantryman Badge License Plates - such plates shall
15 be designed to honor recipients of the Combat Infantryman Badge.
16 The plate shall have the legend "Oklahoma OK". Below the legend
17 shall be the Combat Infantryman Badge and three numbers. Below the
18 badge and the numbers shall be the words "Combat Infantryman Badge".
19 Such persons may apply for a Combat Infantryman Badge license plate
20 for each vehicle with a rated carrying capacity of one (1) ton or
21 less;

22 26. Somalia Combat Veterans License Plates - such plates shall
23 be designed and issued to any honorably discharged or present member
24 of the United States Armed Forces who saw combat in the United

1 Nations relief effort. Such persons may apply for a Somalia Combat
2 Veteran license plate for each vehicle with a rated carrying
3 capacity of one (1) ton or less;

4 27. Police Chaplain License Plates - such plates shall be
5 designed and issued to members of the International Conference of
6 Police Chaplains (ICPC) who have completed the ICPC requirements for
7 basic certification as a police chaplain. The license plates shall
8 be designed in consultation with the ICPC;

9 28. Joint Service Commendation Medal License Plates - such
10 plates shall be designed and issued to any resident of this state
11 who has been awarded the Joint Service Commendation Medal by the
12 United States Secretary of Defense;

13 29. Merchant Marine License Plates - such plates shall be
14 designed, subject to criteria to be presented to ~~the Tax Commission~~
15 Service Oklahoma by the Oklahoma Department of Veterans Affairs, and
16 issued to any person who during combat was a member of the Merchant
17 Marines as certified by the Oklahoma Department of Veterans Affairs.
18 Such license plate may be issued for each vehicle with a rated
19 carrying capacity of one (1) ton or less;

20 30. Legislative License Plates - such plates shall be designed
21 for persons elected to the Oklahoma Legislature and shall designate
22 the house of the Legislature in which the legislator serves and the
23 district number;

1 31. Disabled Veterans License Plates - such plates shall be
2 designed for persons presenting proper certification from the United
3 States Department of Veterans Affairs or the Armed Forces of the
4 United States certifying such veteran has a service-connected
5 disability rating of fifty percent (50%) or more, regardless which
6 agency pays the disability benefits, or that such veteran has been
7 awarded a vehicle by the United States government or receives a
8 grant from the United States Department of Veterans Affairs for the
9 purchase of an automobile due to a service-connected disability
10 rating or due to the loss of use of a limb or an eye. Such persons
11 may apply to ~~the Tax Commission~~ Service Oklahoma for a disabled
12 veterans license plate or to a ~~motor license agent~~ licensed operator
13 for a regular license plate for no more than two vehicles with each
14 vehicle having a rated carrying capacity of one (1) ton or less.
15 The surviving spouse of any deceased disabled veteran, if the spouse
16 has not since remarried, or if remarried, the remarriage is
17 terminated by death, divorce, or annulment, or a surviving spouse in
18 receipt of Dependency and Indemnity Compensation from the United
19 States Department of Veterans Affairs, may apply for a disabled
20 veterans license plate for one vehicle with a rated carrying
21 capacity of one (1) ton or less. The fee provided by this section
22 for the special license plate authorized by this paragraph shall be
23 in addition to all other registration fees provided by law, except
24 the registration fees levied by Section 1132 of this title. The

1 total expense of this license plate shall not exceed Five Dollars
2 (\$5.00) .

3 If the person qualifies for a disabled veterans license plate
4 and is also eligible for a physically disabled placard under the
5 provisions of Section 15-112 of this title, the person shall be
6 eligible to receive a disabled veterans license plate that also
7 displays the international accessibility symbol, which is a stylized
8 human figure in a wheelchair. Upon the death of the disabled
9 veteran with a disabled veterans license plate with the
10 international accessibility symbol, the plate shall be returned to
11 ~~the Tax Commission~~ Service Oklahoma;

12 32. United States Air Force Association License Plates - such
13 plates shall be designed for members of the United States Air Force
14 Association. Persons applying for such license plate must show
15 proof of membership in the Association. The license plates shall be
16 designed in consultation with the Association;

17 33. Oklahoma Military Academy Alumni License Plates - such
18 plates shall be designed and issued to any resident of this state
19 who is an alumnus of the Oklahoma Military Academy. Such persons
20 may apply for an Oklahoma Military Academy Alumnus license plate for
21 each vehicle with a rated carrying capacity of one (1) ton or less.
22 The license plates shall be designed in consultation with the
23 Oklahoma Military Academy and shall contain the shield of the
24 Academy;

1 34. Amateur Radio Operator License Plates - such plates shall
2 be designed and issued to any person, holding a valid operator's
3 license, technician class or better, issued by the Federal
4 Communications Commission, and who is also the owner of a motor
5 vehicle currently registered in Oklahoma, in which has been
6 installed amateur mobile transmitting and receiving equipment.
7 Eligible persons shall be entitled to two special vehicle
8 identification plates as herein provided. Application for such
9 identification plates shall be on a form prescribed by ~~the Tax~~
10 ~~Commission~~ Service Oklahoma and the plates issued to such applicant
11 shall have stamped thereon the word "Oklahoma" and bear the official
12 call letters of the radio station assigned by the Federal
13 Communications Commission to the individual amateur operator
14 thereof. All applications for such plates must be made to ~~the Tax~~
15 ~~Commission~~ Service Oklahoma on or before the first day of October of
16 any year for such plates for the following calendar year and must be
17 accompanied by the fee required in this section together with a
18 certificate, or such other evidence as ~~the Tax Commission~~ Service
19 Oklahoma may require, of proof that applicant has a valid technician
20 class or better amateur operator's license and proof of applicant's
21 ownership of a vehicle in which radio receiving and transmitting
22 equipment is installed. Applicants shall only be entitled to one
23 set of special identification plates in any one (1) year, and such
24 calendar year shall be stamped thereon. The right to such special

1 identification plates herein provided for shall continue until the
2 amateur radio operator's license of the person to whom such plates
3 are issued expires or is revoked;

4 35. American Legion License Plates - such plates shall be
5 designed for members of the American Legion. Persons applying for
6 such license plate must show proof of membership. The license
7 plates shall be designed in consultation with the American Legion of
8 Oklahoma;

9 36. Deputy Sheriff License Plates - such plates shall be
10 designed for any currently employed or retired county sheriff or
11 deputy sheriff. County sheriffs or deputy sheriffs may apply for
12 such plates for vehicles with a rated capacity of one (1) ton or
13 less upon proof of employment by or retirement from a county
14 sheriff's office by either an identification card or letter from the
15 county sheriff or a government-sponsored retirement board from which
16 the county sheriff or deputy sheriff may be receiving a pension.
17 Retirees who are eligible for such plates shall provide proof of
18 eligibility upon initial application but shall not be required to
19 provide proof of eligibility annually. The license plates shall be
20 designed in consultation with the county sheriff offices of this
21 state;

22 37. Gold Star Surviving Spouse License Plates - such plates
23 shall be designed to honor the surviving spouses and children of
24

1 qualified veterans. As used in this paragraph, "qualified veteran"
2 shall mean:

3 a. any person honorably discharged from any branch of the
4 United States Armed Forces or as a member of the
5 Oklahoma National Guard, who died as a direct result
6 of the performance of duties for any branch of the
7 United States Armed Forces or Oklahoma National Guard
8 while on active military duty, or

9 b. any person honorably discharged from any branch of the
10 United States Armed Forces or as a member of the
11 Oklahoma National Guard, who died as a result of
12 injury, illness or disease caused by the performance
13 of such duties while on active duty, whether the death
14 occurred while on active duty or after the honorable
15 discharge of such person.

16 The fee provided by this section for the special license plate
17 authorized by this paragraph shall be in addition to all other
18 registration fees provided by law, except the registration fees
19 levied by Section 1132 of this title;

20 38. Korea Defense Service Medal License Plates - such plates
21 shall be designed and issued to any resident of this state who has
22 been awarded the Korea Defense Service Medal by the United States
23 Secretary of Defense. Such persons may apply for a Korea Defense
24

1 Service Medal license plate for each vehicle with a rated carrying
2 capacity of one (1) ton or less;

3 39. 180th Infantry License Plates - such plates shall be
4 designed for members and prior members of the 180th Infantry.
5 Persons applying for such license plate must obtain and provide
6 proof of their membership from the 180th Infantry Association. The
7 license plates shall be designed in consultation with the 180th
8 Infantry;

9 40. Operation Iraqi Freedom Veteran License Plates - such
10 plates shall be designed and issued to any honorably discharged or
11 present member of the United States Armed Forces who served in
12 Operation Iraqi Freedom. Such person may apply for an Operation
13 Iraqi Freedom Veteran license plate for each vehicle with a rated
14 carrying capacity of one (1) ton or less, or for a motorcycle;
15 provided, the license plate for motorcycles may be of similar design
16 to the license plate for motor vehicles or may be a new design in
17 order to meet space requirements for a motorcycle license plate;

18 41. United States Air Force Academy Alumni License Plates -
19 such plates shall be designed and issued to any resident of this
20 state who is an alumnus of the United States Air Force Academy.
21 Such persons may apply for a United States Air Force Academy Alumnus
22 license plate for each vehicle with a rated carrying capacity of one
23 (1) ton or less;

24

1 42. Operation Enduring Freedom Veteran License Plate - such
2 plates shall be designed and issued to any honorably discharged or
3 present member of the United States Armed Forces who served in
4 Operation Enduring Freedom on or after September 11, 2001. The
5 license plate shall be designed in consultation with the Military
6 Department of the State of Oklahoma. Such person may apply for an
7 Operation Enduring Freedom Veteran license plate for each vehicle
8 with a rated carrying capacity of one (1) ton or less, or for a
9 motorcycle; provided, the license plate for motorcycles may be of
10 similar design to the license plate for motor vehicles or may be a
11 new design in order to meet space requirements for a motorcycle
12 license plate;

13 43. Military Multi-Decoration License Plate - such plates shall
14 be designed and issued to any honorably discharged or present member
15 of the United States Armed Forces who qualifies for more than one
16 military decoration license plate pursuant to the provisions of this
17 section. ~~The Tax Commission~~ Service Oklahoma shall develop and
18 implement a system whereby the designs of the eligible license
19 plates can be included together on a single license plate. Such
20 person may apply for a Military Multi-Decoration license plate for
21 each vehicle with a rated carrying capacity of one (1) ton or less;

22 44. Global War on Terror Expeditionary License Plate - such
23 plates shall be designed and issued to any honorably discharged or
24 present member of the United States Armed Forces who has earned a

1 Global War on Terror Expeditionary decoration. The license plate
2 shall be designed in consultation with the United States Institute
3 of Heraldry and the Military Department of the State of Oklahoma.
4 Such person may apply for a Global War on Terror Expeditionary
5 license plate for each vehicle with a rated carrying capacity of one
6 (1) ton or less;

7 45. Legion of Merit Medal Recipient License Plates - such
8 plates shall be designed for any resident of this state presenting
9 proper certification from the United States Department of Veterans
10 Affairs or the Armed Forces of the United States certifying that
11 such resident has been awarded the Legion of Merit military
12 decoration. Such persons may apply for a Legion of Merit recipient
13 license plate for vehicles having a rated carrying capacity of one
14 (1) ton or less. The license plate shall be designed in
15 consultation with the Military Department of the State of Oklahoma;

16 46. 1-179th License Plates - such plates shall be designed for
17 members, prior members and members of the household of a member or
18 former member of the 1-179th Infantry. Persons applying for such
19 license plate must obtain and provide proof of their membership
20 association with the 1-179th Infantry Association. The license
21 plate shall be designed in consultation with the 1-179th Infantry;

22 47. 2-179th License Plates - such plates shall be designed for
23 members, prior members and members of the household of a member or
24 former member of the 2-179th Infantry. Persons applying for such

1 license plate must obtain and provide proof of their membership
2 association with the 2-179th Infantry Association. The license
3 plate shall be designed in consultation with the 2-179th Infantry;

4 48. Combat Action Ribbon Recipient License Plates - such plates
5 shall be designed to honor recipients of the Combat Action Ribbon
6 who present proper certification from the United States Department
7 of the Navy. The license plate shall include the Combat Action
8 Ribbon earned by the recipient. Such persons may apply for a Combat
9 Action Ribbon Recipient license plate for vehicles having a rated
10 carrying capacity of one (1) ton or less;

11 49. Oklahoma Submarine Veterans License Plate - such plates
12 shall be designed for any resident of this state who is a United
13 States submarine veteran and presents either a Department of Defense
14 form 214 or other documentation certifying such service. Such
15 persons may apply for an Oklahoma Submarine Veterans license plate
16 for vehicles having a rated capacity of one (1) ton or less. The
17 license plate design shall include both gold and silver dolphins to
18 represent both officer and enlisted service members;

19 50. United States Navy Seabees and Civil Engineer Corps License
20 Plate - such plates shall be designed and issued to any honorably
21 discharged or present member of the United States Navy Seabees or
22 Civil Engineer Corps. Such persons may apply for a United States
23 Navy Seabees and Civil Engineer Corps license plate for vehicles
24 having a rated carrying capacity of one (1) ton or less. The

1 license plate shall be designed in consultation with the Military
2 Department of the State of Oklahoma;

3 51. Combat Action Badge Recipient License Plate - such plates
4 shall be designed to honor recipients of the Combat Action Badge who
5 present proper certification from the United States Army. The
6 license plate shall include the Combat Action Badge earned by the
7 recipient. Such persons may apply for a Combat Action Badge
8 Recipient license plate for vehicles having a rated carrying
9 capacity of one (1) ton or less, or for a motorcycle; provided, the
10 license plate for motorcycles may be of similar design to the
11 license plate for motor vehicles or may be a new design in order to
12 meet space requirements for a motorcycle license plate;

13 52. Iraq Combat Veteran License Plate - such plates shall be
14 designed and issued to any honorably discharged or present member of
15 the United States Armed Forces who saw combat in Operation Iraqi
16 Freedom. Such persons may apply for an Iraq Combat Veteran license
17 plate for each vehicle with a rated carrying capacity of one (1) ton
18 or less, or for a motorcycle; provided, the license plate for
19 motorcycles may be of similar design to the license plate for motor
20 vehicles or may be a new design in order to meet space requirements
21 for a motorcycle license plate;

22 53. Afghanistan Combat Veteran License Plate - such plates
23 shall be designed and issued to any honorably discharged or present
24 member of the United States Armed Forces who saw combat in Operation

1 Enduring Freedom. Such persons may apply for an Afghanistan Combat
2 Veteran license plate for each vehicle with a rated carrying
3 capacity of one (1) ton or less, or for a motorcycle; provided, the
4 license plate for motorcycles may be of similar design to the
5 license plate for motor vehicles or may be a new design in order to
6 meet space requirements for a motorcycle license plate;

7 54. Special Forces Association License Plates - such plates
8 shall be designed and issued to any honorably discharged or present
9 member of the Army Special Forces qualified and authorized to wear
10 upon the person's United States military uniform the Army Special
11 Forces Tab. Persons applying for the Special Forces Association
12 license plate must provide a copy of the orders awarding the Special
13 Forces Tab or authorizing its wear upon a United States military
14 uniform. The license plate shall be designed in consultation with
15 the Special Forces Association, Chapter 32-50. ~~The Tax Commission~~
16 Service Oklahoma shall produce up to two distinct designs for the
17 Special Forces Association license plate. Qualified persons may
18 select one design at the time of application. The plates shall be
19 issued to any qualified person in any combination of numbers and
20 letters from one to a maximum of seven, as for personalized license
21 plates;

22 55. Veterans of the United States Armed Forces License Plates -
23 such plates shall be designed for veterans of the United States
24 Armed Forces, and shall identify the branch of service, carry the

1 emblem and name of either the Army, Navy, Air Force, Marines or
2 Coast Guard, according to the branch of service to which the member
3 belonged, and shall reflect veteran status. Former members who have
4 been dishonorably discharged shall not be eligible for such plates.
5 Persons applying for such license plates must show proof of past
6 military service by presenting a valid United States Department of
7 Defense Form (DD)214 upon initial application but shall not be
8 required to provide proof of eligibility annually; and

9 56. Navy Chief License Plates - such plates shall be designed
10 and issued to any resident of this state who has achieved the rank
11 of E7 through E9 in the United States Navy and presents proper
12 certification that the resident has achieved such rank and was
13 either honorably discharged or is an active or retired member of the
14 United States Navy. Such persons may apply for a Navy Chief license
15 plate for vehicles having a rated carrying capacity of one (1) ton
16 or less, or for a motorcycle; provided, the license plate for
17 motorcycles may be of similar design to the license plate for motor
18 vehicles or may be a new design in order to meet space requirements
19 for a motorcycle license plate.

20 C. Unless otherwise provided by this section, the fee for such
21 plates shall be Eight Dollars (\$8.00) and shall be in addition to
22 all other registration fees provided by the Oklahoma Vehicle License
23 and Registration Act. Such fees shall be deposited in the Oklahoma
24 Tax Commission Reimbursement Fund to be used for the administration

1 of the Oklahoma Vehicle License and Registration Act. Beginning
2 January 1, 2023, such fees shall be deposited in the Service
3 Oklahoma Reimbursement Fund to be used for the administration of the
4 Oklahoma Vehicle License and Registration Act.

5 SECTION 163. AMENDATORY 47 O.S. 2021, Section 1135.3, as
6 last amended by Section 5, Chapter 543, O.S.L. 2021, is amended to
7 read as follows:

8 Section 1135.3. A. ~~The Oklahoma Tax Commission~~ Service
9 Oklahoma is hereby authorized to design and issue appropriate
10 official special license plates to persons wishing to demonstrate
11 support, interest or membership to or for an organization,
12 occupation, cause or other subject as provided by this section.

13 Special license plates shall not be transferred to any other
14 person but shall be removed from the vehicle upon transfer of
15 ownership and retained. The special license plate may then be used
16 on another vehicle but only after such other vehicle has been
17 registered for the current year.

18 Special license plates shall be renewed each year by ~~the Tax~~
19 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
20 operator, unless authorized by ~~the Tax Commission~~ Service Oklahoma
21 to be renewed for a period greater than one (1) year. ~~The Tax~~
22 ~~Commission~~ Service Oklahoma shall notify by mail all persons issued
23 special license plates. The notice shall contain all necessary
24 information and shall contain instructions for the renewal procedure

1 upon presentation to a ~~motor license agent~~ licensed operator or the
2 ~~Tax Commission~~ Service Oklahoma. The license plates shall be issued
3 on a staggered system.

4 ~~The Tax Commission~~ Service Oklahoma is hereby directed to
5 develop and implement a system whereby ~~motor license agents~~ Service
6 Oklahoma are permitted to accept applications for special license
7 plates authorized under this section. The ~~motor license agent~~
8 licensed operator shall confirm the applicant's eligibility, if
9 applicable, collect and deposit any amount specifically authorized
10 by law, accept and process the necessary information directly into
11 such system and generate a receipt accordingly. For performance of
12 these duties, ~~motor license agents~~ licensed operators shall retain
13 the fee provided in Section 1141.1 of this title for registration of
14 a motor vehicle. The ~~motor license agent~~ licensed operator fees for
15 acceptance of applications and renewals shall be paid out of the
16 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
17 2023, the licensed operator fees for acceptance of applications and
18 renewals shall be paid out of the Service Oklahoma Reimbursement
19 Fund.

20 If fewer than one hundred of any type of special license plates
21 authorized prior to January 1, 2004, are issued prior to January 1,
22 2006, ~~the Tax Commission~~ Service Oklahoma shall discontinue issuance
23 and renewal of that type of special license plate. Any such
24 authorized special license plate registrant shall be allowed to

1 display the license plate upon the designated vehicle until the
2 registration expiration date. After such time the expired special
3 license plate shall be removed from the vehicle.

4 Except as otherwise provided in law, for special license plates
5 authorized on or after July 1, 2004, no special license plates shall
6 be developed or issued by ~~the Tax Commission~~ Service Oklahoma until
7 ~~the Commission~~ Service Oklahoma receives one hundred (100) prepaid
8 applications therefor. The prepaid applications must be received by
9 ~~the Tax Commission~~ Service Oklahoma within one hundred eighty (180)
10 days of the effective date of the authorization or the authority to
11 issue shall be null and void. In the event one hundred (100)
12 prepaid applications are not received by ~~the Tax Commission~~ Service
13 Oklahoma within such prescribed time period any payment so received
14 shall be refunded accordingly.

15 B. The special license plates provided by this section are as
16 follows:

17 1. Round and Square Dance License Plate - such plates shall be
18 designed and issued to any person wishing to demonstrate support for
19 round and square dancing;

20 2. National Association for the Advancement of Colored People
21 License Plate - such plates shall be designed, subject to the
22 criteria to be presented to ~~the Tax Commission~~ Service Oklahoma by
23 the NAACP, and issued to any person wishing to demonstrate support
24 for the NAACP;

1 3. National Rifle Association License Plate - such plates shall
2 be designed, subject to the criteria to be presented to ~~the Tax~~
3 ~~Commission~~ Service Oklahoma by the National Rifle Association, and
4 issued to any person wishing to demonstrate support for the National
5 Rifle Association;

6 4. Masonic Fraternity License Plate - such plates shall be
7 designed and issued to any resident of this state who is a member of
8 a Masonic Fraternity of Oklahoma. Such persons may apply for a
9 Masonic Fraternity license plate for each vehicle with a rated
10 carrying capacity of one (1) ton or less upon proof of a Masonic
11 Fraternity membership or upon the presentment of an application for
12 a Masonic Fraternity license plate authorized and approved by the
13 Grand Lodge of Oklahoma. The license plates shall be designed in
14 consultation with the Masonic Fraternities of Oklahoma and shall
15 contain the Masonic emblem;

16 5. Shriner's Hospitals for Burned and Crippled Children License
17 Plate - such plates shall be designed to demonstrate support for
18 Shriner's Hospitals for Burned and Crippled Children and shall be
19 issued to any resident of this state who is a member of a Shriner's
20 Temple in Oklahoma. The license plate shall be designed in
21 consultation with the Shriner's Temples in Oklahoma and shall
22 contain the Shriner's emblem;

1 6. Balloonists License Plate - such plates shall be designed
2 and issued to any person wishing to demonstrate support for hot air
3 ballooning in this state;

4 7. Order of the Eastern Star License Plate - such plates shall
5 be designed and issued to any resident of this state who is a member
6 of an Order of the Eastern Star. Such persons may apply for an
7 Order of the Eastern Star license plate for each vehicle with a
8 rated carrying capacity of one (1) ton or less upon proof of an
9 Order of the Eastern Star membership or upon the presentment of an
10 application for an Order of the Eastern Star license plate
11 authorized and approved by the organization. The license plate
12 shall be designed in consultation with the Order of the Eastern Star
13 and shall contain the Order of the Eastern Star emblem;

14 8. Knights of Columbus License Plate - such plates shall be
15 designed and issued to any resident of this state who is a member of
16 the Knights of Columbus. Such persons may apply for a Knights of
17 Columbus license plate for each vehicle with a rated carrying
18 capacity of one (1) ton or less upon proof of a Knights of Columbus
19 membership or upon the presentment of an application for a Knights
20 of Columbus license plate authorized and approved by the
21 organization. The license plate shall be designed in consultation
22 with the Knights of Columbus and shall contain the Knights of
23 Columbus emblem;

1 9. Jaycees License Plate - such plates shall be designed and
2 issued to members of the Jaycees. Persons applying for such license
3 plate must show proof of membership in the Jaycees. The license
4 plates shall be designed in consultation with the Jaycees;

5 10. Kiwanis International License Plate - such plates shall be
6 designed and issued to members of Kiwanis International. Persons
7 applying for such license plate must show proof of membership in
8 Kiwanis International. The license plates shall be designed in
9 consultation with Kiwanis International;

10 11. Certified Public Accountants License Plate - such plates
11 shall be designed and issued to any resident of this state who is a
12 Certified Public Accountant. Such persons may apply for a Certified
13 Public Accountant license plate for each vehicle with a rated
14 carrying capacity of one (1) ton or less upon proof of status as a
15 Certified Public Accountant. The license plates shall be designed
16 in consultation with the Oklahoma Society of Certified Public
17 Accountants;

18 12. Civil Emergency Management License Plate - such plates
19 shall be designed and issued to persons wishing to demonstrate
20 support for the state civil emergency management system. Persons
21 applying for such license plate must show proof of official
22 affiliation by presenting a nonexpired proof of employment,
23 affiliation or retirement in the form of an identification card or
24

1 letter on official letterhead from a municipal, county or state
2 emergency management department head;

3 13. Civilian Conservation Corps License Plate - such plates
4 shall be designed, subject to criteria to be presented to ~~the Tax~~
5 ~~Commission~~ Service Oklahoma, by the Civilian Conservation Corps
6 Association, and issued to any person wishing to demonstrate support
7 of the Civilian Conservation Corps;

8 14. Rotarian License Plate - such plates shall be designed and
9 issued to any resident of this state who is a member of a Rotarian
10 Club of Oklahoma. Such persons may apply for a Rotarian license
11 plate for each vehicle with a rated carrying capacity of one (1) ton
12 or less upon proof of a Rotarian Club membership or upon the
13 presentment of an application for a Rotarian license plate
14 authorized and approved by a Rotarian Club of Oklahoma. The license
15 plates shall be designed in consultation with the five Rotarian
16 District Governors and shall contain the Rotarian emblem;

17 15. Benevolent Protective Order of Elks License Plate - such
18 plates shall be designed, subject to criteria to be presented to ~~the~~
19 ~~Tax Commission~~ Service Oklahoma, by the Benevolent Protective Order
20 of Elks, and issued to any resident of this state who is a member of
21 the Benevolent Protective Order of Elks;

22 16. Humane Society License Plate - such plates shall be
23 designed and issued to any person wishing to demonstrate support for
24 the Humane Society of the United States. The plates shall be issued

1 to any person in any combination of numbers and letters from one to
2 a maximum of seven, as for personalized license plates. The plate
3 shall contain the official Humane Society logo;

4 17. Oklahoma Mustang Club License Plate - such plates shall be
5 designed, subject to criteria to be presented to ~~the Tax Commission~~
6 Service Oklahoma, by the Oklahoma Mustang Club, and issued to any
7 resident of this state who is a member of the Oklahoma Mustang Club.
8 Such persons may apply for an Oklahoma Mustang Club license plate
9 upon presentment of proof of membership in the Oklahoma Mustang
10 Club. The plates shall be issued to any person in any combination
11 of numbers and letters from one to a maximum of seven, as for
12 personalized license plates;

13 18. American Business Clubs (AMBUCS) License Plate - such
14 plates shall be designed and issued to members of American Business
15 Clubs. Persons applying for such license plate must show proof of
16 membership in AMBUCS. The license plates shall be designed in
17 consultation with American Business Clubs;

18 19. West Point 200th Anniversary License Plate - such plates
19 shall be designed and issued to any person wishing to commemorate
20 the Two Hundredth Anniversary of the founding of the United States
21 Military Academy at West Point, New York. The license plates shall
22 be designed in consultation with the West Point Society of Central
23 Oklahoma;

1 20. Oklahoma Aquarium License Plate - such plates shall be
2 designed and issued to persons wishing to demonstrate support for
3 the Oklahoma Aquarium. The license plates shall be designed in
4 consultation with the Oklahoma Aquarium. Subject to the provisions
5 of subsection A of this section, the Oklahoma Aquarium license plate
6 is hereby reauthorized effective November 1, 2021;

7 21. The Pride of Broken Arrow License Plate - such plates shall
8 be designed and issued to any person wishing to demonstrate support
9 for The Pride of Broken Arrow marching band. The plates shall be
10 designed in consultation with the Broken Arrow Public School System;

11 22. Fellowship of Christian Athletes License Plate - such
12 plates shall be designed in consultation with the Fellowship of
13 Christian Athletes and issued to members and supporters of the
14 Fellowship of Christian Athletes;

15 23. Parrothead Club License Plate - such plates shall be
16 designed and issued to members and supporters of the Parrothead
17 Club. The license plate shall be issued to any person in any
18 combination of numbers and letters from one to a maximum of seven as
19 for personalized license plates;

20 24. Oklahoma Bicycling Coalition License Plate - such plates
21 shall be designed and issued to any person who is a member of the
22 Oklahoma Bicycling Coalition. The license plates shall be designed
23 in consultation with the Oklahoma Bicycling Coalition;

24

1 25. Electric Lineman License Plate - such plates shall be
2 designed and issued to persons wishing to demonstrate support for
3 Oklahoma's electric linemen. The license plates shall be designed
4 in consultation with the Oklahoma Electric Superintendent's
5 Association;

6 26. Alpha Kappa Alpha License Plate - such plates shall be
7 designed and issued to any person who is a member of Alpha Kappa
8 Alpha Sorority. The license plates shall be designed in
9 consultation with the Oklahoma Chapter of Alpha Kappa Alpha
10 Sorority;

11 27. The National Pan-Hellenic Council Incorporated License
12 Plate - such plates shall be designed and issued to any person
13 wishing to demonstrate support to any of the nine sororities and
14 fraternities recognized by the National Pan-Hellenic Council
15 Incorporated. The license plates shall be designed in consultation
16 with the Oklahoma Chapter of the National Pan-Hellenic Council
17 Incorporated;

18 28. Organ, Eye and Tissue License Plate - such plates shall be
19 designed and issued to persons wishing to demonstrate support and
20 increase awareness for organ, eye and tissue donation. The license
21 plates shall be designed in consultation with the State Department
22 of Health;

23 29. Central Oklahoma Habitat for Humanity License Plate - such
24 plates shall be designed and issued to persons wishing to

1 demonstrate support and increase awareness for Habitat for Humanity.
2 The license plate shall be designed in consultation with Central
3 Oklahoma Habitat for Humanity;

4 30. Family Career and Community Leaders of America Incorporated
5 License Plate - such plates shall be designed and issued to persons
6 wishing to demonstrate support for Family Career and Community
7 Leaders of America Incorporated. The license plates shall be
8 designed in consultation with Family Career and Community Leaders of
9 America Incorporated;

10 31. Delta Sigma Theta License Plate - such plates shall be
11 designed and issued to any person who is a member of Delta Sigma
12 Theta Sorority. The license plates shall be designed in
13 consultation with the Oklahoma Chapter of Delta Sigma Theta Sorority
14 Incorporated;

15 32. Omega Psi Phi License Plate - such plates shall be designed
16 and issued to any person who is a member of Omega Psi Phi
17 Fraternity. The license plates shall be designed in consultation
18 with the Oklahoma Chapter of Omega Psi Phi Fraternity Incorporated;

19 33. Alpha Phi Alpha License Plate - such plates shall be
20 designed and issued to any person who is a member of Alpha Phi Alpha
21 Fraternity. The license plates shall be designed in consultation
22 with the Oklahoma Chapter of Alpha Phi Alpha Fraternity
23 Incorporated;

24

1 34. 50th Anniversary of the Interstate System of Highways
2 License Plate - such plates shall be designed and issued to persons
3 wishing to commemorate the 50th Anniversary of the Interstate System
4 of Highways. The license plates shall be designed in consultation
5 with the American Association of State Highway and Transportation
6 Officials;

7 35. Kappa Alpha Psi License Plate - such plates shall be
8 designed and issued to any person who is a member of Kappa Alpha Psi
9 Fraternity. The license plates shall be designed in consultation
10 with the Oklahoma Chapter of Kappa Alpha Psi Fraternity
11 Incorporated;

12 36. Sigma Gamma Rho License Plate - such plates shall be
13 designed and issued to any person who is a member of Sigma Gamma Rho
14 Sorority. The license plates shall be designed in consultation with
15 the Oklahoma Chapter of Sigma Gamma Rho Sorority Incorporated.
16 Subject to the provisions of subsection A of this section, the Sigma
17 Gamma Rho License Plate is hereby reauthorized effective November 1,
18 2013;

19 37. Multiple Sclerosis License Plate - such plates shall be
20 designed and issued to persons wishing to demonstrate support for
21 and increase awareness of multiple sclerosis. The license plates
22 shall be designed in consultation with the Oklahoma Chapter of the
23 National Multiple Sclerosis Society;

1 38. Frederick Douglass High School License Plate - such plates
2 shall be designed and issued to any person wishing to demonstrate
3 support for Frederick Douglass High School located in Oklahoma City.
4 The plates shall be designed in consultation with representatives of
5 Frederick Douglass High School National Alumni Association;

6 39. United States Air Force Academy License Plate - such plates
7 shall be designed and issued to any person wishing to demonstrate
8 support for the United States Air Force Academy;

9 40. In God We Trust License Plate - such plates shall be
10 designed to include the motto, "In God We Trust", and shall be
11 issued to any person wishing to demonstrate support for the motto;

12 41. National Weather Center License Plate - such plates shall
13 be designed and issued to any person wishing to demonstrate support
14 for the National Weather Center in Norman. The plates shall be
15 designed in consultation with representatives of the National
16 Weather Center Directors;

17 42. Make-A-Wish Foundation License Plate - such plates shall be
18 designed and issued to persons wishing to demonstrate support for
19 the Make-A-Wish Foundation. The license plates shall be designed in
20 consultation with the Oklahoma Chapter of the National Make-A-Wish
21 Foundation;

22 43. South Central Section PGA Foundation License Plate - such
23 plates shall be designed and issued to persons wishing to
24 demonstrate support for the South Central Section PGA Foundation.

1 The license plates shall be designed in consultation with the South
2 Central Section PGA Foundation;

3 44. Putnam City High School License Plate - such plates shall
4 be designed and issued to any person wishing to demonstrate support
5 for Putnam City High School. The plates shall be designed in
6 consultation with representatives of Putnam City High School Alumni
7 Association, Inc.;

8 45. Autism Awareness License Plate - such plates shall be
9 designed and issued to any person wishing to increase awareness of
10 autism. The license plate shall be designed in consultation with
11 the Oklahoma Autism Network;

12 46. Oklahoma Blood Institute License Plate - such plates shall
13 be designed and issued to any person wishing to demonstrate support
14 for the Oklahoma Blood Institute. The license plates shall be
15 designed in consultation with the Oklahoma Blood Institute;

16 47. Zeta Phi Beta and Phi Beta Sigma License Plate - such
17 plates shall be designed and issued to any person who is a member of
18 Zeta Phi Beta Sorority or Phi Beta Sigma Fraternity. The license
19 plates shall be designed in consultation with the Oklahoma chapters
20 of Zeta Phi Beta Sorority Incorporated and Phi Beta Sigma Fraternity
21 Incorporated;

22 48. Star Spencer High School License Plate - such plates shall
23 be designed and issued to any person wishing to demonstrate support
24 for Star Spencer High School located in Oklahoma City. The plates

1 shall be designed in consultation with representatives of the Star
2 Spencer High School Alumni Association. Subject to the provisions
3 of subsection A of this section, the Star Spencer High School
4 License Plate is hereby reauthorized effective November 1, 2015;

5 49. Northeast High School License Plate - such plates shall be
6 designed and issued to any person wishing to demonstrate support for
7 Northeast High School located in Oklahoma City. The plates shall be
8 designed in consultation with representatives of the Northeast High
9 School Alumni Association;

10 50. Oklahoma City Central High School License Plate - such
11 plates shall be designed and issued to any person wishing to
12 demonstrate support for the Oklahoma City Central High School Alumni
13 Association. The plates shall be designed in consultation with
14 representatives of the Oklahoma City Central High School Alumni
15 Association;

16 51. Oklahoma Rifle Association License Plate - such plates
17 shall be designed and issued to any person wishing to demonstrate
18 support for the Oklahoma Rifle Association. The plates shall be
19 designed in consultation with representatives of the Oklahoma Rifle
20 Association;

21 52. Oklahoma City Thunder License Plate - such plates shall be
22 designed and issued to any person wishing to demonstrate support for
23 the Oklahoma City Thunder. The license plate shall be designed in
24 consultation with the Oklahoma City Thunder organization;

1 53. Ovarian Cancer Awareness License Plate - such plates shall
2 be designed and issued to any person wishing to increase awareness
3 of ovarian cancer. The license plate shall be designed in
4 consultation with the HOPE in Oklahoma organization;

5 54. BMW Car Club of America License Plate - such plates shall
6 be designed and issued to any person wishing to demonstrate support
7 for the BMW Car Club of America. The plates shall be issued to any
8 person in any combination of numbers and letters from one to a
9 maximum of seven, as for personalized license plates. The license
10 plate shall be designed in consultation with the Sunbelt Chapter of
11 the BMW Car Club of America. Subject to the provisions of
12 subsection A of this section, the BMW Car Club of America License
13 Plate is hereby reauthorized effective November 1, 2013;

14 55. Don't Tread On Me License Plate - such plates shall be
15 designed to include the yellow background and rattlesnake emblem
16 above the motto "DON'T TREAD ON ME" as found on the historic Gadsden
17 flag, and shall be issued to any person wishing to demonstrate
18 support for the freedom and liberty of the Republic;

19 56. Oklahomans for the Arts License Plate - such plates shall
20 be designed and issued to any person wishing to demonstrate support
21 for arts, culture and creative industries as well as arts education.
22 The plates shall be designed in consultation with Oklahomans for the
23 Arts;

1 57. Tulsa Oilers License Plate - such plates shall be designed
2 and issued to any person wishing to demonstrate support for the
3 Tulsa Oilers. The license plate shall be designed in consultation
4 with the Tulsa Oilers organization;

5 58. Tulsa Drillers License Plate - such plates shall be
6 designed and issued to any person wishing to demonstrate support for
7 the Tulsa Drillers. The license plate shall be designed in
8 consultation with the Tulsa Drillers organization;

9 59. Millwood School District License Plate - such plates shall
10 be designed and issued to any person wishing to demonstrate support
11 for the Millwood School District. The license plate shall be
12 designed in consultation with representatives of the Millwood School
13 District;

14 60. Booker T. Washington High School License Plate - such
15 plates shall be issued to persons wishing to demonstrate support for
16 Booker T. Washington High School and shall be designed in
17 consultation with the Booker T. Washington High School National
18 Alumni Association;

19 61. Oklahoma Current State Flag License Plate - such plates
20 shall be designed to include the current Oklahoma state flag and
21 issued to any person wishing to demonstrate support for the current
22 Oklahoma state flag. The plates shall be designed in consultation
23 with the Friends of the Oklahoma History Center;
24

1 62. Oklahoma Original State Flag License Plate - such plates
2 shall be designed to include the original Oklahoma state flag and
3 issued to any person wishing to demonstrate support for the original
4 Oklahoma state flag. The plates shall be designed in consultation
5 with the Friends of the Oklahoma History Center. The plates shall
6 be issued to any person in any combination of numbers and letters
7 from one to a maximum of seven, as for personalized license plates.
8 Subject to the provisions of subsection A of this section, the
9 Oklahoma Original State Flag license plate is hereby reauthorized
10 effective November 1, 2015;

11 63. Tulsa 66ers License Plate - such plates shall be designed
12 and issued to any person wishing to demonstrate support for the
13 Tulsa 66ers. The plates shall be designed in consultation with the
14 Tulsa 66ers Organization;

15 64. Frederick Bombers License Plate - such plates shall be
16 issued to persons wishing to demonstrate support for the Frederick
17 School District and shall be designed in consultation with
18 representatives of the Frederick School District;

19 65. 911 Dispatcher License Plate - such plates shall be issued
20 to persons wishing to demonstrate support for 911 dispatchers.
21 Persons applying for such license plate must show proof of current
22 employment as a 911 dispatcher or sign an attestation that they are
23 a currently employed or retired 911 dispatcher;
24

1 66. Oklahoma Fosters License Plate - such plates shall be
2 issued to persons wishing to demonstrate support for the Oklahoma
3 Fosters Initiative and shall be designed in consultation with the
4 Oklahoma Fosters Initiative;

5 67. Red Dirt Jeeps License Plate - such plates shall be
6 designed and issued to any person wishing to demonstrate support for
7 Red Dirt Jeeps and such plates shall be designed in consultation
8 with Red Dirt Jeeps, L.L.C.;

9 68. Sons of the American Revolution License Plate - such plates
10 shall be issued to persons wishing to demonstrate support for the
11 Sons of the American Revolution for a vehicle or motorcycle in any
12 combination of numbers and letters from one to a maximum of seven,
13 as for personalized license plates. Such plates shall be designed
14 in consultation with the Oklahoma Society of the Sons of the
15 American Revolution. The license plate for a motorcycle may be of
16 similar design as space permits or a new design in order to meet the
17 space requirements of a motorcycle license plate;

18 69. Daughters of the American Revolution License Plate - such
19 plates shall be issued to persons wishing to demonstrate support for
20 the Daughters of the American Revolution for a vehicle or motorcycle
21 in any combination of numbers and letters from one to a maximum of
22 seven, as for personalized license plates. Such plates shall be
23 designed in consultation with the Oklahoma Society of the Daughters
24 of the American Revolution. The license plate for a motorcycle may

1 be of similar design as space permits or a new design in order to
2 meet the space requirements of a motorcycle license plate;

3 70. Air Medal License Plate - such plates shall be designed and
4 issued to Air Medal recipients. An individual requesting the
5 license plate is required, at the time of application, to show proof
6 he or she is a recipient of the Air Medal or sign an attestation
7 stating that he or she is a medal recipient. The plates shall be
8 designed to include the Air Medal emblem and shall include the words
9 "Air Medal" on the plate;

10 71. Oklahoma Institute for Child Advocacy License Plate - such
11 plates shall be designed and issued to any person wishing to
12 demonstrate support for the Oklahoma Institute for Child Advocacy.
13 The plates shall be issued to any person in any combination of
14 numbers and letters from one to a maximum of seven, as for
15 personalized license plates. The plates shall be designed in
16 consultation with the Oklahoma Institute for Child Advocacy.
17 Subject to the provisions of subsection A of this section, the
18 Oklahoma Institute for Child Advocacy license plate is hereby
19 reauthorized effective November 1, 2021;

20 72. The Pride of Oklahoma Marching Band License Plate - such
21 plates shall be designed and issued to any person wishing to
22 demonstrate support for the Pride of Oklahoma marching band. The
23 plates shall be designed in consultation with the University of
24 Oklahoma;

1 73. The Spirit of Oklahoma State Marching Band License Plate -
2 such plates shall be designed and issued to any person wishing to
3 demonstrate support for the Spirit of Oklahoma State marching band.
4 The plates shall be designed in consultation with Oklahoma State
5 University;

6 74. Southeast Spartans License Plate - such plates shall be
7 designed and issued to any person wishing to demonstrate support for
8 Southeast High School Spartans and such plates shall be designed in
9 consultation with the Southeast High School Alumni Association;

10 75. Catoosa High School License Plate - such plates shall be
11 designed and issued to any person wishing to demonstrate support for
12 Catoosa High School located in Catoosa. The plates shall bear the
13 image of the Catoosa High School mascot and be designed in
14 consultation with representatives of Catoosa High School;

15 76. Toastmasters International License Plate - such plates
16 shall be issued to persons wishing to demonstrate support for
17 Toastmasters International and shall be designed in consultation
18 with District 16 of Toastmasters International;

19 77. Millwood High School Alumni License Plate - such plates
20 shall be designed and issued to any person wishing to demonstrate
21 support for Millwood High School Alumni. The license plate shall be
22 designed in consultation with representatives of the Millwood High
23 School Alumni Association;

1 78. Patriot Guard Riders License Plate - such plates shall be
2 issued to persons wishing to demonstrate support for Patriot Guard
3 Riders and shall be designed in consultation with the Patriot Guard
4 Riders of Oklahoma;

5 79. Bixby School District License Plate - such plates shall be
6 designed and issued to any person wishing to demonstrate support for
7 the Bixby School District. The license plate shall be designed in
8 consultation with representatives of the Bixby School District;

9 80. Oklahoma Renewable Energy License Plate - such plates shall
10 be designed in consultation with the Advanced Power Alliance and
11 issued to any person wishing to demonstrate support for renewable
12 energy;

13 81. Scottish Rite Masons License Plate - such plates shall be
14 designed and issued to any resident of this state who is a member of
15 the Scottish Rite Masons. Such persons may apply for a Scottish
16 Rite Masons license plate for each vehicle with a rated carrying
17 capacity of one (1) ton or less upon proof of a Scottish Rite
18 membership. The license plates shall be designed in consultation
19 with the Scottish Rite Masons in Oklahoma and shall contain the
20 Scottish Rite emblem;

21 82. New State Brand License Plate - such plates shall be
22 designed, subject to the criteria to be presented to ~~the Tax~~
23 ~~Commission~~ Service Oklahoma by the Oklahoma Tourism and Recreation
24 Department, and issued to any person wishing to demonstrate support

1 for the new Oklahoma brand. The license plates shall contain the
2 new state brand; and

3 83. Tulsa Flag License Plate - such plates shall be designed
4 and issued to any person wishing to demonstrate support for the City
5 of Tulsa. The license plates shall be designed in consultation with
6 the Tulsa Community Foundation.

7 C. The fee for such plates shall be Fifteen Dollars (\$15.00)
8 per year of renewal and shall be in addition to all other
9 registration fees provided by the Oklahoma Vehicle License and
10 Registration Act. Unless otherwise provided in this section, the
11 fee shall be apportioned as follows: Eight Dollars (\$8.00) per year
12 of renewal of the special license plate fee shall be deposited in
13 the Oklahoma Tax Commission Reimbursement Fund to be used for the
14 administration of the Oklahoma Vehicle License and Registration Act
15 and the remaining Seven Dollars (\$7.00) per year of renewal of the
16 special license plate fee shall be apportioned as provided in
17 Section 1104 of this title. Beginning January 1, 2023 Eight Dollars
18 (\$8.00) per year of renewal of the special license plate fee shall
19 be deposited in the Service Oklahoma Reimbursement Fund to be used
20 for the administration of the Oklahoma Vehicle License and
21 Registration Act and the remaining Seven Dollars (\$7.00) per year of
22 renewal of the special license plate fee shall be apportioned as
23 provided in Section 1104 of this title.
24

1 SECTION 164. AMENDATORY 47 O.S. 2021, Section 1135.4, as
2 last amended by Section 6, Chapter 276, O.S.L. 2021, is amended to
3 read as follows:

4 Section 1135.4. A. ~~The Oklahoma Tax Commission~~ Service
5 Oklahoma is hereby authorized to design and issue personalized
6 license plates. The personalized license plates shall be issued on
7 a staggered system except for vintage decals.

8 Personalized special license plates shall not be transferred to
9 any other person but shall be removed from the vehicle upon transfer
10 of ownership and retained. The personalized special license plate
11 may then be used on another vehicle but only after such other
12 vehicle has been registered for the current year.

13 Personalized special license plates shall be renewed each year
14 by ~~the Tax Commission~~ Service Oklahoma or a ~~motor license agent~~
15 licensed operator, unless authorized by ~~the Tax Commission~~ Service
16 Oklahoma to be renewed for a period greater than one (1) year. ~~The~~
17 ~~Tax Commission~~ Service Oklahoma shall notify by mail all persons
18 issued special license plates. The notice shall contain all
19 necessary information and shall contain instructions for the renewal
20 procedure upon presentation to a ~~motor license agent~~ licensed
21 operator or ~~the Tax Commission~~ Service Oklahoma. The ~~motor license~~
22 ~~agent~~ licensed operator fees for renewals shall be paid out of the
23 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
24 2023, the licensed operator fees for acceptance of applications and

1 renewals shall be paid out of the Service Oklahoma Reimbursement
2 Fund.

3 On and after January 1, 2022, if a personalized license plate is
4 issued pursuant to this section, any registration fee required for
5 such plate pursuant to this section and the fee required pursuant to
6 Section 1132 of this title shall be remitted at the same time and
7 subject to a single registration period. ~~The Oklahoma Tax~~
8 ~~Commission~~ Service Oklahoma shall determine, by rule, a method for
9 making required fee and registration period adjustments if a special
10 license plate is obtained during a twelve-month period for which a
11 registration fee has already been remitted pursuant to Section 1132
12 of this title. The combination of fees in a single remittance shall
13 not alter the apportionment otherwise provided for in this section.

14 B. Such plates shall be designed and issued for the following:

15 1. Any person in any combination of numbers or letters from one
16 to a maximum of seven;

17 2. Persons eligible for two or more of the military decoration
18 special license plates provided for in this title. Such plates may
19 be issued in any combination of emblems. However, such plates shall
20 only display up to three emblems and shall also display any
21 combination of letters or numbers from one to a maximum of three;

22 3. Motorcycles in any combination of numbers or letters from
23 one to a maximum of six;

1 4. Persons eligible for Korean War Veteran license plates
2 provided for in this title. Such plates may display any combination
3 of letters or numbers up to three on each side of the insignia or
4 emblem;

5 5. Persons eligible for World War II Veteran license plates
6 provided for in this title. Such plates may display any combination
7 of letters or numbers up to three on each side of the insignia or
8 emblem; and

9 6. Persons owning vehicles which are twenty-one (21) years and
10 older are qualified to submit for approval by ~~the Tax Commission~~
11 Service Oklahoma or a ~~motor license agent~~ licensed operator a
12 vintage but expired official Oklahoma license plate which is twenty-
13 one (21) years and older. Upon approval of such personalized plate,
14 the owner shall be issued the annual registration decal which ~~the~~
15 ~~Tax Commission~~ Service Oklahoma or ~~agent~~ licensed operator shall
16 direct to be affixed.

17 C. The fee for such plates shall be Twenty Dollars (\$20.00) per
18 year of renewal and shall be in addition to all other registration
19 fees provided by the Oklahoma Vehicle License and Registration Act.
20 Eight Dollars (\$8.00) per year of renewal of the personalized tag
21 fee shall be deposited in the Oklahoma Tax Commission Reimbursement
22 Fund to be used for the administration of the Oklahoma Vehicle
23 License and Registration Act. Twelve Dollars (\$12.00) per year of
24 renewal of the personalized tag fee shall be apportioned as provided

1 in Section 1104 of this title. Beginning January 1, 2023, Eight
2 Dollars (\$8.00) per year of renewal of the personalized tag fee
3 shall be deposited in the Service Oklahoma Reimbursement Fund to be
4 used for the administration of the Oklahoma Vehicle License and
5 Registration Act. Twelve Dollars (\$12.00) per year of renewal of
6 the personalized tag fee shall be apportioned as provided in Section
7 1104 of this title.

8 SECTION 165. AMENDATORY 47 O.S. 2021, Section 1135.5, as
9 last amended by Section 6, Chapter 543, O.S.L. 2021, is amended to
10 read as follows:

11 Section 1135.5. A. ~~The Oklahoma Tax Commission~~ Service
12 Oklahoma is hereby authorized to design and issue appropriate
13 official special license plates to persons wishing to demonstrate
14 support and provide financial assistance as provided by this
15 section.

16 Special license plates shall not be transferred to any other
17 person but shall be removed from the vehicle upon transfer of
18 ownership and retained. The special license plate may then be used
19 on another vehicle but only after such other vehicle has been
20 registered for the current year with a ~~motor license agent~~ licensed
21 operator.

22 Special license plates shall be renewed each year by ~~the Tax~~
23 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
24 operator, unless authorized by ~~the Tax Commission~~ Service Oklahoma

1 to be renewed for a period greater than one (1) year. ~~The Tax~~
2 ~~Commission~~ Service Oklahoma shall notify by mail all persons issued
3 special license plates. The notice shall contain all necessary
4 information and shall contain instructions for the renewal procedure
5 upon presentation to a ~~motor license agent~~ licensed operator or the
6 ~~Tax Commission~~ Service Oklahoma. The license plates shall be issued
7 on a staggered system.

8 ~~The Tax Commission~~ Service Oklahoma is hereby directed to
9 develop and implement a system whereby ~~motor license agents~~ licensed
10 operators are permitted to accept applications for special license
11 plates authorized under this section. The ~~motor license agent~~
12 licensed operator shall confirm the applicant's eligibility, if
13 applicable, collect and deposit any amount specifically authorized
14 by law, accept and process the necessary information directly into
15 such system and generate a receipt accordingly. For performance of
16 these duties, ~~motor license agents~~ licensed operators shall retain
17 the fee provided in Section 1141.1 of this title for registration of
18 a motor vehicle. The ~~motor license agent~~ licensed operator fees for
19 acceptance of applications and renewals shall be paid out of the
20 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
21 2023, the licensed operator fees for acceptance of applications and
22 renewals shall be paid out of the Service Oklahoma Reimbursement
23 Fund.
24

1 If fewer than one hundred of any type of special license plates
2 authorized prior to January 1, 2004, are issued prior to January 1,
3 2006, ~~the Tax Commission~~ Service Oklahoma shall discontinue issuance
4 and renewal of that type of special license plate. Any such
5 authorized special license plate registrant shall be allowed to
6 display the license plate upon the designated vehicle until the
7 registration expiration date. After such time the expired special
8 license plate shall be removed from the vehicle.

9 For special license plates authorized on or after July 1, 2004,
10 no special license plates shall be developed or issued by ~~the Tax~~
11 ~~Commission~~ Service Oklahoma until ~~the Commission~~ Service Oklahoma
12 receives one hundred prepaid applications therefor. The prepaid
13 applications must be received by ~~the Tax Commission~~ Service Oklahoma
14 within one hundred eighty (180) days of the effective date of the
15 authorization or the authority to issue shall be null and void. In
16 the event one hundred prepaid applications are not received by ~~the~~
17 ~~Tax Commission~~ Service Oklahoma within such prescribed time period
18 any payment so received shall be refunded accordingly.

19 B. The special license plates provided by this section are as
20 follows:

21 1. University or College Supporter License Plate - such plates
22 shall be designed and issued to any person wishing to demonstrate
23 support to any state-supported or private university or college. As
24

1 provided in this section, an amount of the fee collected shall be
2 apportioned as provided in Section 1104.1 of this title;

3 2. Environmental Awareness License Plate - such plates shall be
4 designed, subject to the criteria to be presented to ~~the Tax~~
5 ~~Commission~~ Service Oklahoma by the Department of Environmental
6 Quality in consultation with the Oklahoma Arts Council, and issued
7 to any person wishing to demonstrate support to implement the
8 statewide general public environmental education program created
9 pursuant to the provisions of the Oklahoma Environmental Quality
10 Code. Such plates shall be designed and issued to any person in any
11 combination of numbers and letters from one to a maximum of seven,
12 as for personalized license plates. A dealer's license plate issued
13 pursuant to Section 1116.1 or 1128 of this title may be designated
14 an Environmental Awareness License Plate upon payment of the fee
15 imposed by this section and any other registration fees required by
16 the Oklahoma Vehicle License and Registration Act. As provided in
17 this section, an amount of the fee collected shall be apportioned
18 pursuant to Section 1104.2 of this title;

19 3. Firefighter License Plate - such plates shall be designed
20 for any career or retired firefighter, volunteer or paid.
21 Firefighters may apply for firefighter plates for up to four
22 vehicles with a rated capacity of one (1) ton or less or for a
23 motorcycle upon proof of a fire department membership by either an
24 identification card or letter from the chief of the fire department.

1 Retirees who are eligible for such plates shall provide proof of
2 eligibility upon initial application, but shall not be required to
3 provide proof of eligibility annually. The surviving spouse of any
4 deceased firefighter, if the spouse has not since remarried, may
5 apply for a firefighter license plate for one vehicle with a rated
6 carrying capacity of one (1) ton or less or for a motorcycle upon
7 proof that the deceased firefighter was a member of a fire
8 department by either an identification card or letter from the chief
9 of the fire department. The license plate shall be designed in
10 consultation with the Oklahoma Firefighters Association.

11 As provided in this section, an amount of the fee collected
12 shall be deposited to the Oklahoma State Firemen's Museum Building &
13 Memorial Fund for support of the Oklahoma Firefighters Museum and
14 the Oklahoma Fallen and Living Firefighters Memorial;

15 4. Wildlife Conservation License Plate - such plates shall be
16 designed, subject to the criteria to be presented to ~~the Tax~~
17 ~~Commission~~ Service Oklahoma by the ~~Oklahoma~~ Department of Wildlife
18 Conservation in consultation with the Oklahoma Arts Council, and
19 issued to any person wishing to demonstrate support for wildlife
20 conservation in this state through the Wildlife Diversity Fund,
21 provided for in Section 3-310 of Title 29 of the Oklahoma Statutes.
22 Such plates may be designed and issued to any person as for
23 personalized license plates.

24

1 As provided in this section, an amount of the fee collected
2 shall be apportioned pursuant to subsection D of Section 3-310 of
3 Title 29 of the Oklahoma Statutes;

4 5. Child Abuse Prevention License Plate - such plates shall be
5 designed, subject to the criteria to be presented to ~~the Tax~~
6 ~~Commission~~ Service Oklahoma by the Office of Child Abuse Prevention
7 in the State Department of Health and the Oklahoma Committee to
8 Prevent Child Abuse, and issued to any person wishing to demonstrate
9 support for the prevention of child abuse.

10 As provided in this section, an amount of the fee collected
11 shall be deposited in the Child Abuse Prevention Fund;

12 6. United States Olympic Committee Supporter License Plate -
13 such plates shall be designed and issued to any person wishing to
14 demonstrate support for the United States Olympic Committee. The
15 plates shall be issued to any person in any combination of numbers
16 and letters from one to a maximum of seven, as for personalized
17 license plates. The plate shall contain the official United States
18 Olympic Committee logo. ~~The Tax Commission~~ Service Oklahoma shall
19 be authorized, if necessary, to enter into a licensing agreement
20 with the United States Olympic Committee for any licensing fees
21 which may be required in order to use the United States Olympic
22 Committee logo or design. The licensing agreement shall provide for
23 a payment of not more than Twenty-five Dollars (\$25.00) for each
24 license plate issued;

1 7. Oklahoma History License Plate - such plates shall be
2 designed and issued to any person wishing to demonstrate interest in
3 Oklahoma history. As provided in this section, an amount of the fee
4 collected shall be deposited to the Oklahoma Historical Society
5 Revolving Fund to be used for educational purposes;

6 8. Historic Route 66 License Plate - such:

7 a. vehicle plates shall be designed to honor historic
8 Route 66, also known as the "Mother Road". As
9 provided in this section, an amount of the fee
10 collected for each vehicle license plate shall be
11 apportioned to the Oklahoma Historical Society
12 Revolving Fund to be distributed to the Route 66
13 Museum located in Clinton, Oklahoma, and

14 b. motorcycle plates shall be designed in consultation
15 with the Oklahoma Route 66 Association, Inc. ~~The~~
16 ~~Oklahoma Tax Commission~~ Service Oklahoma shall be
17 authorized to enter into a licensing agreement with
18 the Oklahoma Route 66 Association, Inc., for any
19 licensing fees which may be required in order to use
20 the Oklahoma Route 66 Association, Inc., logo or
21 design. The licensing agreement shall provide for a
22 payment to the Oklahoma Route 66 Association, Inc., of
23 not more than Twenty Dollars (\$20.00) for each
24 motorcycle license plate issued;

1 9. Heart of the Heartland License Plate - such plates shall be
2 designed and issued to any person wishing to honor the victims of
3 the terrorist bombing attack on the Alfred P. Murrah Federal
4 Building in downtown Oklahoma City on April 19, 1995. As provided
5 in this section, an amount of the fee collected shall be deposited
6 in the Heart of the Heartland Scholarship Fund, as established in
7 Section 2282 of Title 70 of the Oklahoma Statutes;

8 10. Emergency Medical Technician License Plate - such plates
9 shall be designed and issued to any person who is an emergency
10 medical technician. Such persons may apply for an emergency medical
11 technician license plate for each vehicle with a rated carrying
12 capacity of one (1) ton or less upon proof of an emergency medical
13 technician's license. The license plate shall be designed in
14 consultation with the state association of emergency medical
15 technicians. As provided in this section, an amount of the fee
16 collected shall be apportioned to the Emergency Medical Personnel
17 Death Benefit Revolving Fund created in Section 1-2505.2 of Title 63
18 of the Oklahoma Statutes;

19 11. Fight Breast Cancer License Plate - such plates shall be
20 designed to demonstrate support for the prevention and treatment of
21 breast cancer in this state. As provided in this section, an amount
22 of the fee collected shall be apportioned to the Breast Cancer Act
23 Revolving Fund;

1 12. Crime Victims Awareness License Plate - such plates shall
2 be designed and issued to any person wishing to demonstrate
3 awareness of and support for victims of crimes. The license plates
4 shall be designed in consultation with the Oklahoma Crime Victims
5 Centre. As provided in this section, an amount of the fee collected
6 shall be apportioned to the Attorney General's Revolving Fund for
7 the Office of the Attorney General, which is hereby directed to use
8 such funds to contract with a statewide nonprofit organization to
9 provide services to crime victims;

10 13. Oklahoma Safe Kids Association License Plate - such plates
11 shall be designed and issued to any person wishing to demonstrate
12 support and awareness of the Oklahoma Safe Kids Association. The
13 license plate shall be designed in consultation with the Oklahoma
14 Safe Kids Association. As provided in this section, an amount of
15 the fee collected shall be deposited in the Children's Hospital -
16 Oklahoma Safe Kids Association Revolving Fund to be distributed to
17 the Oklahoma Safe Kids Association program;

18 14. Four-H Club License Plate - such plates shall be designed,
19 subject to criteria to be presented to ~~the Tax Commission~~ Service
20 Oklahoma by the Four-H Foundation, and issued to any person wishing
21 to demonstrate support of the Four-H Club. Such plates may be
22 designed and issued to any person as for personalized license
23 plates. As provided in this section, an amount of the fee collected
24

1 shall be apportioned to the OSU Extension Service License Plate
2 Revolving Fund created in Section 1104.4 of this title;

3 15. Agricultural Awareness License Plate - such plates shall be
4 designed, subject to criteria to be presented to ~~the Tax Commission~~
5 Service Oklahoma, by the Oklahoma Department of Agriculture, Food,
6 and Forestry in consultation with the Oklahoma Arts Council, and
7 issued to any person wishing to demonstrate support of the
8 Department's Ag in the Classroom Education Program. As provided in
9 this section, an amount of the fee collected shall be apportioned as
10 provided in Section 1104.3 of this title;

11 16. Oklahoma Statehood Centennial License Plate - such plates
12 shall be designed and issued to any person wishing to commemorate
13 the centennial of Oklahoma's admission to statehood in 1907. The
14 license plates shall be designed in consultation with the Oklahoma
15 Capitol Complex and Centennial Commemoration Commission. As
16 provided in this section, an amount of the fee collected shall be
17 deposited in the Oklahoma Department of Commerce Revolving Fund
18 created in Section 5012 of Title 74 of the Oklahoma Statutes;

19 17. Support Education License Plate - such plates shall be
20 designed, subject to criteria to be presented to ~~the Tax Commission~~
21 Service Oklahoma by the State Department of Education in
22 consultation with the Oklahoma Arts Council, and issued to any
23 person wishing to demonstrate support for education in this state.
24 All ~~motor license agents~~ licensed operators shall display a sample

1 of the Support Education License ~~plate~~ Plate in the area of the
2 business accessed by the public. Twenty-three Dollars (\$23.00) of
3 the fee collected shall be apportioned as follows:

- 4 a. five percent (5%) shall be deposited to the Education
5 Reform Revolving Fund,
- 6 b. five percent (5%) shall be deposited to the Higher
7 Education Revolving Fund,
- 8 c. five percent (5%) shall be deposited to the State
9 Career Technology Fund, and
- 10 d. eighty-five percent (85%) shall be deposited to the
11 Teachers' Retirement Benefit Fund as set forth in
12 Section 17-108 of Title 70 of the Oklahoma Statutes.

13 However, when the Teachers' Retirement Benefit Fund attains a
14 seventy percent (70%) funded ratio based on an annual actuarial
15 valuation as required by law, the amount of the fee shall be
16 apportioned equally pursuant to subparagraphs a, b and c of this
17 paragraph;

18 18. Retired Oklahoma Highway Patrol Officers License Plate -
19 such plates shall be designed and issued to any retired officer of
20 the Oklahoma Highway Patrol. The license plate shall have the
21 legend "Oklahoma" and shall contain, in the center of the plate, the
22 Highway Patrol Officers patch using the same colors and pattern as
23 used in the patch. Centered on the bottom of the license plate
24 shall be the word "Retired". The letters "TRP" shall be used in

1 combination with three numbers on either side of the insignia or
2 emblem. The color of the letters and numbers shall be brown.

3 Retirees who are eligible for such plates shall provide proof of
4 eligibility upon initial application, but shall not be required to
5 provide proof of eligibility annually. The surviving spouse of any
6 deceased retired officer of the Oklahoma Highway Patrol, if the
7 spouse has not since remarried, or if remarried, the remarriage is
8 terminated by death, divorce, or annulment, may apply for a Retired
9 Oklahoma Highway Patrol Officers license plate. As provided in this
10 section, an amount of the fee collected shall be deposited into the
11 Law Enforcement Retirement Fund;

12 19. Boy Scouts of America Supporter License Plate - such plates
13 shall be designed and issued to any person wishing to demonstrate
14 support for the Boy Scouts of America. The plates shall be issued
15 to any person in any combination of numbers and letters from one to
16 a maximum of seven, as for personalized license plates. The plate
17 shall contain the official Boy Scouts of America logo. ~~The Tax~~
18 ~~Commission~~ Service Oklahoma shall be authorized, if necessary, to
19 enter into a licensing agreement with the Boy Scouts of America for
20 any licensing fees which may be required in order to use the Boy
21 Scouts of America logo or design. The licensing agreement shall
22 provide for a payment to the Boy Scouts of America of not more than
23 Twenty Dollars (\$20.00) for each license plate issued;

1 20. Urban Forestry and Beautification License Plate - such
2 plates shall be designed, subject to criteria to be presented to ~~the~~
3 ~~Tax Commission~~ Service Oklahoma, by the Oklahoma Department of
4 Agriculture, Food, and Forestry in consultation with nonprofit
5 organizations in this state that develop and operate programs to
6 encourage urban forestry and beautification, and issued to any
7 person wishing to demonstrate support of such programs. As provided
8 in this section, an amount of the fee collected shall be apportioned
9 as provided in Section 1104.5 of this title;

10 21. Oklahoma State Parks Supporter License Plate - such plates
11 shall be designed, subject to criteria to be presented to ~~the Tax~~
12 ~~Commission~~ Service Oklahoma by the Oklahoma Tourism and Recreation
13 Department, and issued to any person wishing to demonstrate support
14 for the Oklahoma state parks system. Twenty-three Dollars (\$23.00)
15 of the fee collected shall be deposited in the Oklahoma Tourism and
16 Recreation Department Revolving Fund. Such money shall be
17 designated for and may only be expended for the support of Oklahoma
18 state parks;

19 22. Adoption Creates Families License Plate - such plates shall
20 be issued to any person wishing to demonstrate support of pregnant
21 women who are committed to placing their children for adoption and
22 wishing to provide assistance to guardians, adoptive parents and
23 other created families to assist in the adoption and placement of
24 children in permanent, safe homes. The license plates shall be

1 designed and final terminology delivered in consultation with the
2 Oklahoma Adoption Coalition and the Department of Human Services.
3 Twenty-five Dollars (\$25.00) of the fee collected shall be deposited
4 in a revolving fund established in the State Treasury for and to be
5 used by the Department of Human Services for the implementation of
6 the Investing in Stronger Oklahoma Families Act specifically for
7 created families;

8 23. Choose Life License Plate - such plates shall be designed,
9 subject to criteria presented to ~~the Tax Commission~~ Service
10 Oklahoma, by Choose Life, Inc., and issued to any person who wishes
11 to demonstrate support of organizations that encourage adoption as a
12 positive choice for women with unplanned pregnancies. As provided
13 in this section, an amount of the fee collected shall be deposited
14 in the Choose Life Assistance Program Revolving Fund established in
15 Section 1104.6 of this title;

16 24. Future Farmers of America License Plate - such plates shall
17 be designed and issued to persons wishing to demonstrate support for
18 the Oklahoma FFA (formerly known as Future Farmers of America). The
19 license plates shall be designed in consultation with the Oklahoma
20 FFA Foundation Board of Directors. As provided in this section, an
21 amount of the fee collected shall be apportioned as provided in
22 Section 1104.7 of this title;

23 25. Lions Club License Plate - such plates shall be designed
24 and issued to persons wishing to demonstrate support for the Lions

1 Club of Oklahoma. The plates shall be issued to any person in any
2 combination of numbers and letters from one to a maximum of seven,
3 as for personalized license plates. The license plates shall be
4 designed in consultation with the Oklahoma Lions Service Foundation
5 and shall contain the official logo of the International Association
6 of Lions Clubs. ~~The Tax Commission~~ Service Oklahoma shall be
7 authorized to enter into a licensing agreement with the Oklahoma
8 Lions Service Foundation. The licensing agreement shall provide for
9 a payment to the Oklahoma Lions Service Foundation of not more than
10 Ten Dollars (\$10.00) for each license plate issued;

11 26. Color Oklahoma License Plate - such plates shall be
12 designed, subject to criteria to be presented to ~~the Tax Commission~~
13 Service Oklahoma by the Oklahoma Native Plant Society, and issued to
14 any person wishing to demonstrate support for preserving and
15 planting wildflowers and native plants in Oklahoma and to promote
16 Oklahoma's wildflower heritage through education. As provided in
17 this section, an amount of the fee collected shall be apportioned as
18 provided in Section 1104.8 of this title;

19 27. Girl Scouts of the United States of America Supporter
20 License Plate - such plates shall be designed and issued to any
21 person wishing to demonstrate support for the Girl Scouts of the
22 United States of America. The plates shall be issued to any person
23 in any combination of numbers and letters from one to a maximum of
24 seven, as for personalized license plates. The plate shall contain

1 the official Girl Scouts of the United States of America logo. ~~The~~
2 ~~Tax Commission~~ Service Oklahoma shall be authorized, if necessary,
3 to enter into a licensing agreement with the Girl Scouts of the
4 United States of America for any licensing fees which may be
5 required in order to use the Girl Scouts of the United States of
6 America logo or design. The licensing agreement shall provide for a
7 payment to the Girl Scouts of Magic Empire Council, acting on behalf
8 of all Oklahoma Girl Scout councils, of not more than Twenty Dollars
9 (\$20.00) for each license plate issued;

10 28. Oklahoma City Memorial Marathon License Plate - such plates
11 shall be designed and issued to any person wishing to demonstrate
12 support for the Oklahoma City Memorial Marathon. The plate shall be
13 designed in consultation with the Oklahoma City Memorial Marathon.
14 ~~The Tax Commission~~ Service Oklahoma shall be authorized to enter
15 into a licensing agreement with the Oklahoma City Memorial Marathon
16 for any licensing fees which may be required in order to use the
17 Oklahoma City Memorial Marathon logo or design. The licensing
18 agreement shall provide for a payment to the Oklahoma City Memorial
19 Marathon of not more than Twenty Dollars (\$20.00) for each license
20 plate issued;

21 29. Oklahoma Scenic Rivers License Plate - such plates shall be
22 designed to demonstrate support for the Oklahoma Scenic Rivers. The
23 plates shall be designed in consultation with the Oklahoma Scenic
24

1 Rivers Commission. Twenty-five Dollars (\$25.00) of the fee shall be
2 apportioned to the Oklahoma Scenic Rivers Commission;

3 30. Fight Cancer License Plate - such plates shall be designed
4 to demonstrate support for the Oklahoma Central Cancer Registry.
5 The plate shall contain the American Cancer Society logo. The
6 American Cancer Society logo shall be used in accordance with the
7 American Cancer Society's branding guidelines and shall only be
8 utilized to support the Oklahoma Central Cancer Registry. Twenty
9 Dollars (\$20.00) of the fee shall be apportioned to the Oklahoma
10 Central Cancer Registry Revolving Fund;

11 31. Animal Friendly License Plate - such plates shall be
12 designed and issued to any person wishing to demonstrate support for
13 controlling the overpopulation of dogs and cats through educational
14 and sterilization efforts. The plates shall be designed in
15 consultation with the Veterinary Medical Association. Twenty
16 Dollars (\$20.00) of the fee collected shall be designated by the
17 purchaser of the plate to be deposited in the Oklahoma Pet
18 Overpopulation Fund created in Section 2368.13 of Title 68 of the
19 Oklahoma Statutes or the Animal Friendly Revolving Fund created in
20 Section 1104.10 of this title;

21 32. Patriot License Plate - such plates shall be designed in
22 consultation with the Military Department of Oklahoma and issued to
23 any person wishing to demonstrate support for Oklahoma residents who
24 are members of the Oklahoma National Guard and deployed on active

1 duty. The plates shall be issued to any person in any combination
2 of numbers and letters from one to a maximum of seven, as for
3 personalized license plates. As provided in this section, a portion
4 of the fee collected shall be deposited in the Patriot License Plate
5 Revolving Fund created in Section 1104.11 of this title;

6 33. Global War on Terrorism License Plate - such plate shall be
7 designed in consultation with the Military Department of Oklahoma
8 and issued to any person wishing to demonstrate support for Oklahoma
9 residents who are members of the Armed Forces of the United States
10 or Oklahoma National Guard that have served in the Global War on
11 Terrorism. The plate shall be issued to any person in any
12 combination of numbers and letters from one to a maximum of six. As
13 provided in this section, a portion of the fee collected shall be
14 deposited in the Oklahoma National Guard Museum Fund created in
15 Section 235.1 of Title 44 of the Oklahoma Statutes;

16 34. Boys and Girls Clubs of America Supporter License Plate -
17 such plates shall be designed and issued to any person wishing to
18 demonstrate support for the Boys and Girls Clubs of America. The
19 plates shall be issued to any person in any combination of numbers
20 and letters from one to a maximum of seven, as for personalized
21 license plates. The plate shall contain the official Boys and Girls
22 Clubs of America logo. ~~The Tax Commission~~ Service Oklahoma, if
23 necessary, may enter into a licensing agreement with the Boys and
24 Girls Clubs of America for any licensing fees which may be required

1 in order to use the Boys and Girls Clubs of America logo or design.
2 The licensing agreement shall provide for a payment to the Boys and
3 Girls Clubs of America of not more than Twenty Dollars (\$20.00) for
4 each license plate issued;

5 35. Oklahoma Quarter Horse License Plate - such plates shall be
6 designed and issued to any person wishing to demonstrate support for
7 the American Quarter Horse in Oklahoma. The plate shall be designed
8 in consultation with the Oklahoma Quarter Horse Association. As
9 provided in this section, a portion of the fee collected shall be
10 deposited in the Oklahoma Quarter Horse Revolving Fund created in
11 Section 1104.12 of this title;

12 36. Oklahoma Association for the Deaf License Plate - such
13 plates shall be designed in consultation with the Oklahoma
14 Association for the Deaf and issued to any person wishing to
15 demonstrate support for Oklahoma residents who are deaf. The plates
16 shall be issued to any person in any combination of numbers and
17 letters from one to a maximum of seven, as for personalized license
18 plates. As provided in this section, a portion of the fee collected
19 shall be deposited in the Oklahoma Association for the Deaf License
20 Plate Revolving Fund created in Section 1104.15 of this title;

21 37. Oklahoma City Zoo License Plate - such plates shall be
22 issued to any person wishing to demonstrate support for the Oklahoma
23 City Zoo. The license plates shall be designed in consultation with
24 the Oklahoma Zoological Society, Inc. As provided in this section,

1 an amount of the fee collected shall be deposited in the Oklahoma
2 Zoological Society Revolving Fund created in Section 1104.13 of this
3 title;

4 38. March of Dimes License Plate - such plates shall be issued
5 to persons wishing to demonstrate support for the March of Dimes
6 mission to improve the health of babies by preventing birth defects,
7 premature birth and infant mortality. The license plates shall be
8 designed in consultation with the Oklahoma Chapter March of Dimes.
9 As provided in this section, an amount of the fee collected shall be
10 deposited in the Oklahoma Prevent Birth Defects, Premature Birth and
11 Infant Mortality Fund established in Section 1104.14 of this title;

12 39. Support Our Troops Supporter License Plate - such plates
13 shall be designed and issued to any person wishing to demonstrate
14 support for Support Our Troops Incorporated. The plates shall be
15 issued to any person in any combination of numbers and letters from
16 one to a maximum of six. The plate shall contain the official
17 Support Our Troops Incorporated logo which includes the mark
18 "Support Our Troops" across the bottom of the plate. ~~The Tax~~
19 ~~Commission~~ Service Oklahoma, if necessary, may enter into a
20 licensing agreement with Support Our Troops Incorporated for any
21 licensing fees which may be required in order to use the Support Our
22 Troops Incorporated logo or design. The licensing agreement shall
23 provide for a payment to Support Our Troops Incorporated of Twenty-
24 five Dollars (\$25.00) for each license plate issued;

1 40. Folds of Honor Supporter License Plate - such plates shall
2 be authorized to be designed and issued to any person wishing to
3 demonstrate support for the Oklahoma City Chapter of Folds of Honor
4 Incorporated, a nonprofit charitable organization exempt from
5 taxation pursuant to the provisions of the Internal Revenue Code, 26
6 U.S.C., Section 501(c)(3), providing educational scholarships to
7 spouses and children of America's fallen and disabled military
8 service members. The plates shall be issued to any person in any
9 combination of numbers and letters from one to a maximum of six.
10 Such person may apply for a Folds of Honor Supporter license plate
11 for a motorcycle; provided, the license plate for motorcycles may be
12 of similar design to the license plate for motor vehicles or may be
13 a new design in order to meet space requirements for a motorcycle
14 license plate. The plate shall be designed in consultation with the
15 Oklahoma City Chapter of Folds of Honor Incorporated and shall
16 contain the official Folds of Honor Incorporated logo which includes
17 the mark "Folds of Honor" across the bottom of the plate. ~~The Tax~~
18 ~~Commission~~ Service Oklahoma, if necessary, may enter into a
19 licensing agreement with Folds of Honor Incorporated for any
20 licensing fees which may be required in order to use the Folds of
21 Honor Incorporated logo or design. The licensing agreement shall
22 provide for a payment to Folds of Honor Incorporated of Twenty-five
23 Dollars (\$25.00) for each license plate issued. Subject to the
24 provisions of subsection A of this section, the Folds of Honor

1 Supporter License Plate is hereby reauthorized effective November 1,
2 2019;

3 41. Downed Bikers Association License Plate - such plates shall
4 be designed and issued to any person wishing to demonstrate support
5 for the Downed Bikers Association, a nonprofit charitable
6 organization exempt from taxation pursuant to the provisions of the
7 Internal Revenue Code, 26 U.S.C., Section 501(c)(3), which provides
8 emotional and financial support for downed bikers. The license
9 plate shall be designed in consultation with the Central Oklahoma
10 Chapter of the Downed Bikers Association and shall contain any
11 official logo or design of the organization. ~~The Tax Commission~~
12 Service Oklahoma, if necessary, may enter into a licensing agreement
13 with the Downed Bikers Association for any licensing fees which may
14 be required in order to use the organization's logo or design. The
15 licensing agreement shall provide for a payment to the Downed Bikers
16 Association of not more than Twenty Dollars (\$20.00) for each
17 license plate;

18 42. Armed Forces Veterans Motorcycle License Plate - such
19 plates shall be designed for use on a motorcycle in consultation
20 with A Brotherhood Aiming Toward Education of Oklahoma, Inc.
21 (ABATE), and issued to any honorably discharged former member of the
22 United States Armed Forces wishing to demonstrate support for the
23 Oklahoma National Guard Museum. Persons applying for such license
24 plate must show proof of past military service. As provided in this

1 section, a portion of the fee collected shall be deposited in the
2 Oklahoma National Guard Museum Fund created in Section 235.1 of
3 Title 44 of the Oklahoma Statutes;

4 43. Buffalo Soldier License Plate - such plates shall be issued
5 to any person wishing to honor and celebrate the history and
6 contribution of the Buffalo Soldiers. The license plates shall be
7 designed in consultation with the Lawton-Fort Sill Chapter of the
8 Buffalo Soldiers 9th and 10th (Horse) Cavalry Association. As
9 provided in this section, an amount of the fee collected shall be
10 deposited in the Buffalo Soldier License Plate Revolving Fund
11 created in Section 1104.16 of this title;

12 44. Prevent Blindness Oklahoma License Plate - such plates
13 shall be issued to any person wishing to provide financial support
14 for vision screening of school age children in this state. The
15 license plates shall be designed in consultation with Prevent
16 Blindness Oklahoma. As provided in this section, an amount of the
17 fee collected shall be deposited in the Prevent Blindness Oklahoma
18 License Plate Revolving Fund created in Section 1104.17 of this
19 title;

20 45. Oklahoma State Capitol Restoration License Plate - such
21 plates shall be designed and issued to any person wishing to
22 demonstrate support for restoration of the Oklahoma State Capitol
23 building. The license plates shall be designed in consultation with
24 the Friends of the Capitol corporation, created pursuant to Section

1 15.4 of Title 73 of the Oklahoma Statutes and the State Capitol
2 Preservation Commission created pursuant to Section 4102 of Title 74
3 of the Oklahoma Statutes. As provided in this section, an amount of
4 the fee collected shall be deposited in the Oklahoma Friends of the
5 Capitol License Plate Revolving Fund established in Section 1104.18
6 of this title;

7 46. Eastern Red Cedar Tree License Plate - such plates shall be
8 designed, subject to criteria to be presented to ~~the Tax Commission~~
9 Service Oklahoma and issued to any person wishing to demonstrate
10 support for the removal of Eastern Redcedar trees from lands in the
11 state and to develop marketable uses for the harvested trees. The
12 license plate shall be designed in consultation with the Oklahoma
13 Department of Agriculture, Food, and Forestry. Twenty-three Dollars
14 (\$23.00) of the fee collected shall be deposited in the Eastern
15 Redcedar Revolving Fund created in Section 18-407 of Title 2 of the
16 Oklahoma Statutes. The money shall be designated for and may only
17 be expended for the purposes as set forth in the Eastern Redcedar
18 Management Act;

19 47. Pancreatic Cancer Research License Plate - such plates
20 shall be issued to any person wishing to provide financial support
21 for the University of Oklahoma Foundation, Pancreatic Cancer
22 Research Fund. The plates shall be issued to any person in any
23 combination of numbers and letters from one to a maximum of six.
24 The license plates shall be designed in consultation with the

1 University of Oklahoma Foundation, Pancreatic Cancer Research Fund.
2 As provided in this section, an amount of the fee collected shall be
3 deposited in the Pancreatic Cancer Research License Plate Revolving
4 Fund created in Section 1104.19 of this title;

5 48. Alzheimer's Research License Plate - such plates shall be
6 issued to any person wishing to provide financial support for the
7 Oklahoma Chapter of the Alzheimer's Association. The license plates
8 shall be designed in consultation with the Oklahoma Chapter of the
9 Alzheimer's Association. As provided in this section, an amount of
10 the fee collected shall be deposited in the Alzheimer's Research
11 License Plate Revolving Fund created in Section 1104.20 of this
12 title;

13 49. Hospice and Palliative Care License Plate - such plates
14 shall be issued to any person wishing to provide financial support
15 for the Oklahoma Hospice and Palliative Care Association. The
16 license plates shall be designed in consultation with the Oklahoma
17 Hospice and Palliative Care Association. As provided in this
18 section, an amount of the fee collected shall be deposited in the
19 Hospice and Palliative Care License Plate Revolving Fund created in
20 Section 1104.21 of this title;

21 50. Juvenile Diabetes Research License Plate - such plates
22 shall be issued to any person wishing to provide financial support
23 for the Oklahoma Chapters of the Juvenile Diabetes Research
24 Foundation. The license plates shall be designed in consultation

1 with the Oklahoma Chapters of the Juvenile Diabetes Research
2 Foundation. As provided in this section, an amount of the fee
3 collected shall be deposited in the Juvenile Diabetes Research
4 License Plate Revolving Fund created in Section 1104.22 of this
5 title;

6 51. Deer Creek Schools Foundation License Plate - such plates
7 shall be issued to any person wishing to provide financial support
8 for the Deer Creek Schools Foundation. The license plates shall be
9 designed in consultation with the Deer Creek Schools Foundation.
10 The plates shall be issued to any person in any combination of
11 numbers and letters from one to a maximum of seven, as for
12 personalized license plates. As provided in this section, an amount
13 of the fee collected shall be deposited in the Deer Creek Schools
14 Foundation License Plate Revolving Fund created in Section 1104.23
15 of this title;

16 52. Lupus Awareness and Education License Plate - such plates
17 shall be issued to any person wishing to provide financial support
18 for the Lupus Foundation of Oklahoma. The license plates shall be
19 designed in consultation with the Lupus Foundation of Oklahoma. As
20 provided in this section, an amount of the fee collected shall be
21 deposited in the Oklahoma Lupus License Plate Revolving Fund created
22 in Section 1104.24 of this title. Subject to the provisions of
23 subsection A of this section, the Lupus Awareness and Education
24 License Plate is hereby reauthorized effective November 1, 2018;

1 53. Chiefs of Police License Plate - such plates shall be
2 issued to any person wishing to provide financial support for the
3 Oklahoma Association of Chiefs of Police for a vehicle or motorcycle
4 in any combination of numbers and letters from one to a maximum of
5 seven, as for personalized license plates. The license plates shall
6 be designed in consultation with the Oklahoma Association of Chiefs
7 of Police. The license plate for a motorcycle may be of similar
8 design as space permits or a new design in order to meet the space
9 requirements of a motorcycle license plate. ~~The Tax Commission~~
10 Service Oklahoma shall be authorized to enter into a licensing
11 agreement with the Oklahoma Association of Chiefs of Police for any
12 licensing fees which may be required in order to use the
13 association's logo or design. The licensing agreement shall provide
14 for a payment to the Oklahoma Association of Chiefs of Police of not
15 more than Twenty Dollars (\$20.00) for each license plate issued.
16 Subject to the provisions of subsection A of this section, the
17 Chiefs of Police License Plate is hereby reauthorized effective
18 November 1, 2015;

19 54. Crossings Christian School License Plate - such plates
20 shall be designed and issued to any person wishing to demonstrate
21 support for Crossings Christian School located in Oklahoma City.
22 The license plates shall be designed in consultation with the
23 administration of Crossings Christian School. ~~The Tax Commission~~
24 Service Oklahoma shall be authorized to enter into a licensing

1 agreement with Crossings Christian School for any licensing fees
2 which may be required in order to use the school's logo or design.
3 The licensing agreement shall provide for a payment to the Crossings
4 Christian School of not more than Twenty Dollars (\$20.00) for each
5 license plate issued;

6 55. Hilldale Education Foundation License Plate - such plates
7 shall be designed and issued to any person wishing to demonstrate
8 support for the Hilldale Education Foundation. The license plates
9 shall be designed in consultation with the administration of the
10 Hilldale Education Foundation. ~~The Tax Commission~~ Service Oklahoma
11 shall be authorized to enter into a licensing agreement with the
12 Hilldale Education Foundation for any licensing fees which may be
13 required in order to use the foundation's logo or design. The
14 licensing agreement shall provide for a payment to the Hilldale
15 Education Foundation of not more than Twenty Dollars (\$20.00) for
16 each license plate issued;

17 56. Oklahoma Nurses License Plate - such plates shall be issued
18 to any person licensed pursuant to the Oklahoma Nursing Practice Act
19 and providing such documentation of current licensure as may be
20 required by ~~the Oklahoma Tax Commission~~ Service Oklahoma. The
21 license plates shall be designed in consultation with the Oklahoma
22 Nurses Association. As provided in this section, an amount of the
23 fee collected shall be deposited in the Oklahoma Nurses License
24 Plate Revolving Fund created in Section 1104.26 of this title;

1 57. Oklahoma Sports Hall of Fame License Plate - such plates
2 shall be issued to any person wishing to demonstrate support for the
3 Oklahoma Sports Hall of Fame. The license plates shall be designed
4 in consultation with the administration of the Oklahoma Sports Hall
5 of Fame. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall be
6 authorized to enter into a licensing agreement with the Oklahoma
7 Sports Hall of Fame for any licensing fees which may be required in
8 order to use the Hall of Fame's logo or design. The licensing
9 agreement shall provide for a payment to the Oklahoma Sports Hall of
10 Fame of not more than Twenty Dollars (\$20.00) for each license plate
11 issued;

12 58. Childhood Cancer Awareness License Plate - such plates
13 shall be issued to any person wishing to demonstrate support for the
14 Oklahoma Children's Cancer Association. The license plates shall be
15 designed in consultation with the administration of the Oklahoma
16 Children's Cancer Association. ~~The Oklahoma Tax Commission~~ Service
17 Oklahoma shall be authorized to enter into a licensing agreement
18 with the Oklahoma Children's Cancer Association for any licensing
19 fees which may be required in order to use the Oklahoma Children's
20 Cancer Association's logo or design. The licensing agreement shall
21 provide for a payment to the Oklahoma Children's Cancer Association
22 of not more than Twenty Dollars (\$20.00) for each license plate
23 issued;

24

1 59. Oklahoma Educational Television Authority License Plate -
2 such plates shall be designed and issued to any person wishing to
3 demonstrate support for the Oklahoma Educational Television
4 Authority and such plates shall be designed in consultation with the
5 Authority. As provided in this section, an amount of the fee
6 collected shall be deposited in The Educational Television Authority
7 Revolving Fund created in Section 156 of Title 62 of the Oklahoma
8 Statutes;

9 60. Remembering Fallen Heroes License Plate - such plates shall
10 be designed and issued to any person wishing to demonstrate support
11 for Concerns of Police Survivors, Inc. Such plates shall be
12 designed in consultation with the Oklahoma chapter of Concerns of
13 Police Survivors, Inc. As provided in this section, an amount of
14 the fee collected shall be deposited in the Oklahoma Concerns of
15 Police Survivors License Plate Revolving Fund created in Section
16 1104.27 of this title;

17 61. Disabled American Veterans License Plate - such plates
18 shall be designed in consultation with the Disabled American
19 Veterans Department of Oklahoma and issued to any member of the
20 organization wishing to demonstrate support. ~~The Tax Commission~~
21 Service Oklahoma shall be authorized to enter into a licensing
22 agreement with the Disabled American Veterans Department of Oklahoma
23 for any licensing fees which may be required in order to use the
24 organization's logo or design. The licensing agreement shall

1 provide for a payment to the Disabled American Veterans Department
2 of Oklahoma of not more than Twenty Dollars (\$20.00) for each
3 license plate issued. The plates shall incorporate a numbering
4 system agreed upon by the Disabled American Veterans Department of
5 Oklahoma and ~~the Tax Commission~~ Service Oklahoma;

6 62. Owasso Rams Supporter License Plate - such plates shall be
7 designed and issued to any person wishing to demonstrate support for
8 the Owasso Rams, and shall be designed in consultation with
9 representatives of Owasso Schools. The plates shall be issued to
10 any person in any combination of numbers and letters from one to a
11 maximum of seven, as for personalized license plates. As provided
12 in this section, an amount of the fee collected shall be deposited
13 in the Education Reform Revolving Fund created in Section 34.89 of
14 Title 62 of the Oklahoma Statutes;

15 63. Collinsville Cardinals Supporter License Plate - such
16 plates shall be designed and issued to any person wishing to
17 demonstrate support for the Collinsville Cardinals, and shall be
18 designed in consultation with representatives of Collinsville
19 Schools. The plates shall be issued to any person in any
20 combination of numbers and letters from one to a maximum of seven,
21 as for personalized license plates. As provided in this section, an
22 amount of the fee collected shall be deposited in the Education
23 Reform Revolving Fund created in Section 34.89 of Title 62 of the
24 Oklahoma Statutes;

1 64. Sperry Pirates Supporter License Plate - such plates shall
2 be designed and issued to any person wishing to demonstrate support
3 for the Sperry Pirates, and shall be designed in consultation with
4 representatives of Sperry Schools. The plates shall be issued to
5 any person in any combination of numbers and letters from one to a
6 maximum of seven, as for personalized license plates. As provided
7 in this section, an amount of the fee collected shall be deposited
8 in the Education Reform Revolving Fund created in Section 34.89 of
9 Title 62 of the Oklahoma Statutes;

10 65. Skiatook Bulldogs Supporter License Plate - such plates
11 shall be designed and issued to any person wishing to demonstrate
12 support for the Skiatook Bulldogs, and shall be designed in
13 consultation with representatives of Skiatook Schools. The plates
14 shall be issued to any person in any combination of numbers and
15 letters from one to a maximum of seven, as for personalized license
16 plates. As provided in this section, an amount of the fee collected
17 shall be deposited in the Education Reform Revolving Fund created in
18 Section 34.89 of Title 62 of the Oklahoma Statutes;

19 66. Rejoice Christian Eagles Supporter License Plate - such
20 plates shall be designed and issued to any person wishing to
21 demonstrate support for the Rejoice Christian Eagles, and shall be
22 designed in consultation with representatives of Rejoice Christian
23 Schools. The plates shall be issued to any person in any
24 combination of numbers and letters from one to a maximum of seven,

1 as for personalized license plates. As provided in this section, an
2 amount of the fee collected shall be deposited in the Education
3 Reform Revolving Fund created in Section 34.89 of Title 62 of the
4 Oklahoma Statutes;

5 67. East Central Cardinals Supporter License Plate - such
6 plates shall be designed and issued to any person wishing to
7 demonstrate support for the East Central Cardinals, and shall be
8 designed in consultation with representatives of East Central
9 Schools. The plates shall be issued to any person in any
10 combination of numbers and letters from one to a maximum of seven,
11 as for personalized license plates. As provided in this section, an
12 amount of the fee collected shall be deposited in the Education
13 Reform Revolving Fund created in Section 34.89 of Title 62 of the
14 Oklahoma Statutes;

15 68. Southeast Spartans Supporter License Plate - such plates
16 shall be designed and issued to any person wishing to demonstrate
17 support for the Southeast Spartans, and shall be designed in
18 consultation with the Southeast High School Alumni Association. The
19 plates shall be issued to any person in any combination of numbers
20 and letters from one to a maximum of seven, as for personalized
21 license plates. As provided in this section, an amount of the fee
22 collected shall be deposited in the Education Reform Revolving Fund
23 created in Section 34.89 of Title 62 of the Oklahoma Statutes;

24

1 69. Sooner State ABATE License Plate - such plates shall be
2 issued to any person wishing to provide financial support for Sooner
3 State ABATE. The license plates shall be designed in consultation
4 with Sooner State ABATE. The plates shall be issued to any person
5 in any combination of numbers and letters from one to a maximum of
6 seven, as for personalized plates. The license plate for a
7 motorcycle may be of similar design as space permits or a new design
8 in order to meet the space requirements of a motorcycle license
9 plate. ~~The Tax Commission~~ Service Oklahoma shall be authorized to
10 enter into a licensing agreement with Sooner State ABATE for any
11 licensing fees, which may be required in order to use the
12 association's logo or design. The licensing agreement shall provide
13 for a payment to Sooner State ABATE of not more than Twenty Dollars
14 (\$20.00) for each license plate issued. Subject to the provisions
15 of subsection A of this section, the Sooner State ABATE License
16 Plate is hereby reauthorized effective November 1, 2019;

17 70. Oklahoma License to Educate License Plate - such plates
18 shall be designed and issued to any person wishing to demonstrate
19 support for Oklahoma educators. Such plates shall be designed in
20 consultation with the State Department of Education. As provided in
21 this section, an amount of the fee collected shall be deposited in
22 the Oklahoma Teacher Recruitment Revolving Fund created in Section
23 6-132 of Title 70 of the Oklahoma Statutes;

1 71. Piedmont Education Foundation License Plate - such plates
2 shall be designed and issued to any person wishing to demonstrate
3 support for the Piedmont Public Schools Education Foundation. Such
4 plates shall be designed in consultation with the Foundation. As
5 provided in this section, an amount of the fee collected shall be
6 deposited in the Piedmont Public Schools Education Foundation
7 License Plate Revolving Fund created in Section 1104.28 of this
8 title;

9 72. The Pride of Oklahoma License Plate - such plates shall be
10 designed and issued to any person wishing to demonstrate support for
11 the University of Oklahoma Marching Band and shall be designed in
12 consultation with the University of Oklahoma Marching Band. ~~The~~
13 ~~Oklahoma Tax Commission~~ Service Oklahoma shall be authorized to
14 enter into a licensing agreement with the University of Oklahoma or
15 the University of Oklahoma Marching Band for any licensing fees
16 which may be required in order to use the applicable logo or design.
17 The licensing agreement shall provide for a payment to the Pride of
18 Oklahoma Fund at the University of Oklahoma Foundation, Inc. of not
19 more than Twenty Dollars (\$20.00) for each license plate issued;

20 73. Jenks Trojans License Plate - such plates shall be designed
21 and issued to any person wishing to demonstrate support for the
22 Jenks School District. The license plates shall be designed in
23 consultation with the administration of the Jenks School District.
24 ~~The Tax Commission~~ Service Oklahoma shall be authorized to enter

1 into a licensing agreement with the Jenks School District for any
2 licensing fees which may be required in order to use the school
3 district's logo or design. The licensing agreement shall provide
4 for a payment to the Jenks School District of not more than Twenty
5 Dollars (\$20.00) for each license plate issued;

6 74. Bixby Spartans License Plate - such plates shall be
7 designed and issued to any person wishing to demonstrate support for
8 the Bixby School District. The license plates shall be designed in
9 consultation with the administration of the Bixby School District.

10 ~~The Tax Commission~~ Service Oklahoma shall be authorized to enter
11 into a licensing agreement with the Bixby School District for any
12 licensing fees which may be required in order to use the school
13 district's logo or design. The licensing agreement shall provide
14 for a payment to the Bixby School District of not more than Twenty
15 Dollars (\$20.00) for each license plate issued;

16 75. Oklahoma Aeronautics Commission License Plate - such plates
17 shall be designed and issued to any person wishing to demonstrate
18 support for the Oklahoma aviation industry and to promote awareness
19 of aviation and aerospace. Such plates shall be designed in
20 consultation with the Oklahoma Aeronautics Commission and shall be
21 issued to any person in any combination of numbers and letters from
22 one to a maximum of seven, as for personalized license plates.
23 Twenty-four Dollars (\$24.00) of the fee collected shall be deposited
24 in the Oklahoma Aeronautics Commission Revolving Fund, for

1 expenditure as provided in Section 91 of Title 3 of the Oklahoma
2 Statutes;

3 76. Ducks Unlimited License Plate - such plates shall be
4 designed and issued to any person wishing to demonstrate support for
5 Ducks Unlimited. Such plates shall be designed in consultation with
6 Ducks Unlimited. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall
7 be authorized to enter into a licensing agreement with Ducks
8 Unlimited for any licensing fee which may be required in order to
9 use the Ducks Unlimited logo or design. The licensing agreement
10 shall provide for a payment to Ducks Unlimited of not more than
11 Twenty Dollars (\$20.00) for each license plate issued;

12 77. Prisoner of War and Missing in Action License Plate - such
13 plates shall be issued to any person wishing to increase awareness
14 of those who are currently prisoners of war or missing in action and
15 provide financial support for current veterans. The license plates
16 shall be designed in consultation with Rolling Thunder Oklahoma. As
17 provided in this section, an amount of the fee collected shall be
18 deposited in the Prisoner of War and Missing in Action License Plate
19 Revolving Fund created in Section 1104.29 of this title;

20 78. Woodward Boomers License Plate - such plates shall be
21 designed and issued to any person wishing to demonstrate support for
22 the Woodward School District. The license plates shall be designed
23 in consultation with the administration of the Woodward School
24 District. ~~The Tax Commission~~ Service Oklahoma shall be authorized

1 to enter into a licensing agreement with the Woodward School
2 District for any licensing fees which may be required in order to
3 use the school district's logo or design. The licensing agreement
4 shall provide for a payment to the Woodward School District of not
5 more than Twenty Dollars (\$20.00) for each license plate issued;

6 79. Clinton Public School Foundation License Plate - such
7 plates shall be designed and issued to any person wishing to
8 demonstrate support for the Clinton Public School Foundation. The
9 license plates shall be designed in consultation with the Clinton
10 Public School Foundation. ~~The Tax Commission~~ Service Oklahoma shall
11 be authorized to enter into a licensing agreement with the Clinton
12 Public School Foundation for any licensing fees which may be
13 required in order to use the school foundation's logo or design.
14 The licensing agreement shall provide for a payment to the Clinton
15 Public School Foundation of not more than Twenty Dollars (\$20.00)
16 for each license plate issued;

17 80. Navajo School Foundation License Plate - such plates shall
18 be issued to any person wishing to demonstrate support for the
19 Navajo School Foundation. The license plates shall be designed in
20 consultation with the administration of the Navajo School
21 Foundation. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall be
22 authorized to enter into a licensing agreement with the Navajo
23 School Foundation for any licensing fees which may be required in
24 order to use the Foundation's logo or design. The licensing

1 agreement shall provide for a payment to the Navajo School
2 Foundation of not more than Twenty Dollars (\$20.00) for each license
3 plate issued;

4 81. Oklahoma Music Hall of Fame Inc. License Plate - such
5 plates shall be designed in consultation with the Oklahoma Music
6 Hall of Fame Inc. and issued to any member of the organization
7 wishing to demonstrate support. ~~The Tax Commission~~ Service Oklahoma
8 shall be authorized to enter into a licensing agreement with the
9 Oklahoma Music Hall of Fame Inc. for any licensing fees which may be
10 required in order to use the organization's logo or design. The
11 licensing agreement shall provide for a payment to the Oklahoma
12 Music Hall of Fame Inc. of not more than Twenty Dollars (\$20.00) for
13 each license plate issued. The plates shall incorporate a numbering
14 system agreed upon by the Oklahoma Music Hall of Fame Inc. and ~~the~~
15 ~~Tax Commission~~ Service Oklahoma. Subject to the provisions of
16 subsection A of this section, the Oklahoma Music Hall of Fame Inc.
17 License Plate is hereby reauthorized effective November 1, 2019;

18 82. Techlahoma Foundation License Plate - such plates shall be
19 issued to any person wishing to provide financial support for the
20 Techlahoma Foundation. The license plate shall be designed in
21 consultation with the Techlahoma Foundation. The plate shall be
22 issued to any person in any combination of numbers and letters from
23 one to a maximum of seven, as for personalized license plates. ~~The~~
24 ~~Tax Commission~~ Service Oklahoma shall be authorized to enter into a

1 licensing agreement with the Techlahoma Foundation for any licensing
2 fees, which may be required in order to use the association's logo
3 or design. The licensing agreement shall provide for a payment to
4 the Techlahoma Foundation of not more than Twenty Dollars (\$20.00)
5 for each license plate issued;

6 83. Bethany Public Schools Foundation License Plate - such
7 plates shall be issued to any person wishing to demonstrate support
8 for the Bethany Public Schools Foundation. The license plates shall
9 be designed in consultation with the administration of the Bethany
10 Public Schools Foundation. ~~The Oklahoma Tax Commission~~ Service
11 Oklahoma shall be authorized to enter into a licensing agreement
12 with the Bethany Public Schools Foundation for any licensing fees
13 which may be required in order to use the Foundation's logo or
14 design. The licensing agreement shall provide for a payment to the
15 Bethany Public Schools Foundation of not more than Twenty Dollars
16 (\$20.00) for each license plate issued;

17 84. Cystic Fibrosis Foundation License Plate - such plates
18 shall be issued to any person wishing to demonstrate support for the
19 Cystic Fibrosis Foundation. The license plates shall be designed in
20 consultation with the administration of the Cystic Fibrosis
21 Foundation. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall be
22 authorized to enter into a licensing agreement with the Cystic
23 Fibrosis Foundation for any licensing fees which may be required in
24 order to use the Foundation's logo or design. The licensing

1 agreement shall provide for a payment to the Cystic Fibrosis
2 Foundation of not more than Twenty Dollars (\$20.00) for each license
3 plate issued;

4 85. Down Syndrome Association of Central Oklahoma License Plate
5 - such plates shall be designed and issued to any person wishing to
6 demonstrate support for the Down Syndrome Association of Central
7 Oklahoma. Such plates shall be designed in consultation with the
8 Association. As provided in this section, an amount of the fee
9 collected shall be deposited in the Down Syndrome Association of
10 Central Oklahoma License Plate Revolving Fund created in Section
11 1104.30 of this title;

12 86. Elk City Education Foundation License Plate - such plates
13 shall be designed and issued to any person wishing to demonstrate
14 support for the Elk City Education Foundation. Such plates shall be
15 designed in consultation with the Foundation. As provided in this
16 section, an amount of the fee collected shall be deposited in the
17 Elk City Education Foundation License Plate Revolving Fund created
18 in Section 1104.31 of this title;

19 87. A Brotherhood Aiming Toward Education of Oklahoma (ABATE)
20 License Plate - such plates shall be designed and issued to any
21 person wishing to provide financial support for ABATE of Oklahoma.
22 Such plates shall be designed in consultation with ABATE of
23 Oklahoma. The plates shall be issued to any person in any
24 combination of numbers and letters from one to a maximum of seven,

1 as for personalized plates. The license plate for a motorcycle may
2 be of similar design as space permits or a new design in order to
3 meet the space requirements of a motorcycle license plate. ~~The~~
4 ~~Oklahoma Tax Commission~~ Service Oklahoma shall be authorized to
5 enter into a licensing agreement with ABATE of Oklahoma for any
6 licensing fees which may be required in order to use the ABATE of
7 Oklahoma logo or design. The licensing agreement shall provide for
8 a payment to ABATE of Oklahoma of not more than Twenty Dollars
9 (\$20.00) for each license plate issued;

10 88. Downed Bikers Association License Plate - such plates shall
11 be designed for a vehicle or motorcycle in any combination of
12 numbers and letters from one to a maximum of seven, as for
13 personalized license plates, and issued to any person wishing to
14 demonstrate support for the Downed Bikers Association, a nonprofit
15 charitable organization exempt from taxation pursuant to the
16 provisions of the Internal Revenue Code, 26 U.S.C., Section
17 501(c)(3), which provides emotional and financial support for downed
18 bikers. The license plate shall be designed in consultation with
19 the Central Oklahoma Chapter of the Downed Bikers Association and
20 shall contain any official logo or design of the organization. The
21 license plate for a motorcycle may be of similar design as space
22 permits or a new design in order to meet the space requirements of a
23 motorcycle license plate. ~~The Tax Commission~~ Service Oklahoma, if
24 necessary, may enter into a licensing agreement with the Downed

1 Bikers Association for any licensing fees which may be required in
2 order to use the organization's logo or design. The licensing
3 agreement shall provide for a payment to the Downed Bikers
4 Association of not more than Twenty Dollars (\$20.00) for each
5 license plate;

6 89. Eagle Scout License Plate - such plates shall be designed
7 to demonstrate support for Eagle Scouts and shall include the Eagle
8 Scout logo. Plates may be issued to any person who can show proof
9 of having obtained the rank of Eagle Scout. ~~The Oklahoma Tax~~
10 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
11 licensing agreement with the various Oklahoma local councils for any
12 licensing fees which may be required in order to use the applicable
13 logo or design. The licensing agreement shall provide for a payment
14 of not more than Twenty Dollars (\$20.00) for each license plate
15 issued to the specific Oklahoma local area Council designated by the
16 applicant;

17 90. Extraordinary Educators License Plate - such plates shall
18 be designed and issued to any person wishing to provide financial
19 support for common education in Oklahoma. Such plates shall be
20 designed in consultation with the State Department of Education.
21 The plates shall be issued to any person in any combination of
22 numbers and letters from one to a maximum of seven, as for
23 personalized license plates. As provided in this section, an amount
24 of the fee collected shall be deposited in the Extraordinary

1 Educators License Plate Revolving Fund created in Section 1104.32 of
2 this title;

3 91. Former Oklahoma Legislator License Plate - such plates
4 shall be designed and issued to any person who previously served as
5 a member of the ~~Oklahoma~~ House of Representatives or ~~Oklahoma State~~
6 Senate. The license plates shall be designed in consultation with
7 the Oklahoma Historical Society. As provided in this section, an
8 amount of the fee collected shall be deposited in the Oklahoma
9 Historical Society Capital Improvement and Operations Revolving Fund
10 created in Section 1.10a of Title 53 of the Oklahoma Statutes. ~~The~~
11 ~~Tax Commission~~ Service Oklahoma shall create and maintain a list of
12 former members of the ~~Oklahoma~~ House of Representatives and ~~Oklahoma~~
13 ~~State~~ Senate eligible to be issued such plates; provided, that no
14 former member of the ~~Oklahoma~~ House of Representatives and ~~Oklahoma~~
15 ~~State~~ Senate shall be eligible to possess more than two of such
16 plates at any one time. ~~The Tax Commission~~ Service Oklahoma shall
17 confer as needed with the Chief Clerk of the ~~Oklahoma~~ House of
18 Representatives and the Secretary of the ~~Oklahoma State~~ Senate to
19 confirm that such list is complete and accurate;

20 92. Monarch Butterfly License Plate - such plates shall be
21 designed and issued to any person wishing to demonstrate support for
22 the operations of the Nature Conservancy of Oklahoma. Such plates
23 shall be designed in consultation with the Oklahoma Chapter of the
24 Nature Conservancy. ~~The Tax Commission~~ Service Oklahoma shall be

1 authorized to enter into a licensing agreement with the Nature
2 Conservancy of Oklahoma for any licensing fees which may be required
3 in order to use the foundation's logo or design. The plates shall
4 be issued to any person in any combination of numbers and letters
5 from one to a maximum of seven, as for personalized license plates.
6 The licensing agreement shall provide for a payment to the Nature
7 Conservancy of Oklahoma of not more than Twenty Dollars (\$20.00) for
8 each license plate issued;

9 93. Oklahoma Tennis Foundation License Plate - such plates
10 shall be designed and issued to any person wishing to demonstrate
11 support for the Oklahoma Tennis Foundation. The license plates
12 shall be designed in consultation with the Oklahoma Tennis
13 Foundation. ~~The Tax Commission~~ Service Oklahoma shall be authorized
14 to enter into a licensing agreement with the Oklahoma Tennis
15 Foundation for any licensing fees which may be required in order to
16 use the foundation's logo or design. The licensing agreement shall
17 provide for a payment to the Oklahoma Tennis Foundation of not more
18 than Twenty Dollars (\$20.00) for each license plate issued;

19 94. Oklahoma Veterans of Foreign Wars License Plate - such
20 plates shall be designed to honor the Oklahoma Veterans of Foreign
21 Wars and shall be issued to any resident of this state upon proof of
22 membership in the Oklahoma Veterans of Foreign Wars organization.
23 The license plates shall be designed in consultation with the
24 Oklahoma Veterans of Foreign Wars organization. ~~The Tax Commission~~

1 Service Oklahoma shall be authorized to enter into a licensing
2 agreement with the Oklahoma Veterans of Foreign Wars organization
3 for any licensing fees which may be required in order to use the
4 organization's logo or design. The licensing agreement shall
5 provide for a payment to the Oklahoma Veterans of Foreign Wars
6 organization of not more than Twenty Dollars (\$20.00) for each
7 license plate issued. ~~The Tax Commission~~ Service Oklahoma shall
8 reinstate any Veterans of Foreign Wars license plates issued prior
9 to November 1, 2021, and shall reimburse any individual who held a
10 Veterans of Foreign Wars License Plate on October 31, 2021, for fees
11 incurred for the replacement of such plate;

12 95. Oklahoma Women Veterans Organization License Plate - such
13 plates shall be designed and issued to any female veteran of any
14 branch of the United States Armed Forces wishing to demonstrate
15 support for the Oklahoma Women Veterans Organization. The license
16 plates shall be designed in consultation with the Oklahoma Women
17 Veterans Organization. ~~The Tax Commission~~ Service Oklahoma shall be
18 authorized to enter into a licensing agreement with the Oklahoma
19 Women Veterans Organization for any licensing fees which may be
20 required in order to use the organization's logo or design. The
21 licensing agreement shall provide for a payment to the Oklahoma
22 Women Veterans Organization of not more than Twenty Dollars (\$20.00)
23 for each license plate issued;

24

1 96. FIRST (For Inspiration and Recognition of Science and
2 Technology) License Plate - such plates shall be issued to any
3 person wishing to demonstrate support for FIRST Robotics Programs.
4 The license plates shall be designed in consultation with the
5 administration of FIRST. ~~The Oklahoma Tax Commission~~ Service
6 Oklahoma shall be authorized to enter into a licensing agreement
7 with FIRST for any licensing fees which may be required in order to
8 use the FIRST logo or design. The licensing agreement shall provide
9 for a payment to FIRST of not more than Twenty Dollars (\$20.00) for
10 each license plate issued;

11 97. Pittsburg State University License Plate - such plates
12 shall be designed and issued to any person wishing to demonstrate
13 support for the Pittsburg State University. The license plates
14 shall be designed in consultation with Pittsburg State University.
15 ~~The Tax Commission~~ Service Oklahoma shall be authorized to enter
16 into a licensing agreement with Pittsburg State University for any
17 licensing fees which may be required in order to use the school
18 foundation's logo or design. The licensing agreement shall provide
19 for a payment to the Pittsburg State University of not more than
20 Twenty Dollars (\$20.00) for each license plate issued;

21 98. Historic Greenwood District License Plate - such plates
22 shall be issued to persons wishing to demonstrate support for the
23 Historic Greenwood District Juneteenth Festival held in the Historic
24 Greenwood District in Tulsa, Oklahoma. The plates shall be issued

1 to any person in any combination of numbers and letters from one to
2 a maximum of seven, as for personalized license plates. The license
3 plates shall be designed in consultation with the Black Wall Street
4 Chamber of Commerce. ~~The Tax Commission~~ Service Oklahoma shall be
5 authorized to enter into a licensing agreement with the Historic
6 Greenwood District Juneteenth Festival for any licensing fees which
7 may be required in order to use the Festival's logo or design. For
8 each license plate issued, the licensing agreement shall provide for
9 a payment of Twenty-five Dollars (\$25.00) of the fee collected to
10 the Historic Greenwood District Juneteenth Festival and an
11 additional Two Dollars (\$2.00) of the fee collected shall be
12 deposited in the Public School Classroom Support Revolving Fund, for
13 expenditure as provided in Section 1-123 of Title 70 of the Oklahoma
14 Statutes;

15 99. Oklahoma Veterans of Foreign Wars Auxiliary License Plate -
16 such plates shall be designed to honor the Oklahoma Veterans of
17 Foreign Wars Auxiliary and issued to any resident of this state upon
18 proof of membership in the Oklahoma Veterans of Foreign Wars
19 Auxiliary organization in this state. The license plates shall be
20 designed in consultation with the Oklahoma Veterans of Foreign Wars
21 Auxiliary organization. ~~The Tax Commission~~ Service Oklahoma shall
22 be authorized to enter into a licensing agreement with the Oklahoma
23 Veterans of Foreign Wars Auxiliary organization for any licensing
24 fees which may be required in order to use the organization's logo

1 or design. The licensing agreement shall provide for a payment to
2 the Oklahoma Veterans of Foreign Wars Auxiliary organization of not
3 more than Twenty Dollars (\$20.00) for each license plate issued;

4 100. Transportation to Transportation License Plate - such
5 plates shall be designed and issued to persons wishing to support
6 county roads and bridges. The license plates shall be designed in
7 consultation with the Association of County Commissioners of
8 Oklahoma. Twenty Dollars (\$20.00) of the fee collected shall be
9 paid to the county treasurer for the county in which the license
10 plate was purchased to be credited to the County Highway Fund
11 created pursuant to Section 1503 of Title 69 of the Oklahoma
12 Statutes;

13 101. Blue Star Mothers License Plate - such plates shall be
14 designed and issued to any person showing proof of membership in an
15 Oklahoma Chapter of Blue Star Mothers of America, Inc. The license
16 plates shall be designed in consultation with Blue Star Mothers of
17 America, Inc., Oklahoma Chapter One. ~~The Tax Commission~~ Service
18 Oklahoma shall be authorized to enter into a licensing agreement
19 with Blue Star Mothers of America, Inc., Oklahoma Chapter One for
20 any licensing fees which may be required in order to use the Blue
21 Star Mothers of America logo or design. The licensing agreement
22 shall provide for a payment to Blue Star Mothers of America, Inc.,
23 Oklahoma Chapter One of not more than Twenty Dollars (\$20.00) for
24 each license plate issued;

1 102. Stillwater Public Schools License Plate - such plates
2 shall be designed and issued to any person wishing to demonstrate
3 support for the Stillwater School District. The license plates
4 shall be designed in consultation with the administration of the
5 Stillwater School District. ~~The Tax Commission~~ Service Oklahoma
6 shall be authorized to enter into a licensing agreement with the
7 Stillwater School District for any licensing fees which may be
8 required in order to use the school district's logo or design. The
9 licensing agreement shall provide for a payment to the Stillwater
10 School District of not more than Twenty Dollars (\$20.00) for each
11 license plate issued;

12 103. Oklahoma Golf License Plate - such plates shall be
13 designed and issued to any person wishing to demonstrate support for
14 the sport of golf in Oklahoma. The license plates shall be designed
15 in consultation with the South Central Section of the Professional
16 Golfers' Association of America and issued to any person wishing to
17 demonstrate support for the sport of golf in Oklahoma. ~~The Tax~~
18 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
19 licensing agreement with the South Central Section of the
20 Professional Golfers' Association of America for any licensing fees
21 which may be required in order to use the organization's logo or
22 design. The licensing agreement shall provide for a payment to the
23 South Central Section of the Professional Golfers' Association of
24

1 America of not more than Twenty Dollars (\$20.00) for each license
2 plate issued;

3 104. Paramedic License Plate - such plates shall be designed
4 and issued to any person who is a paramedic. Such persons may apply
5 for a paramedic license plate for each vehicle with a rated carrying
6 capacity of one (1) ton or less upon proof of a paramedic license.
7 The license plates shall be designed in consultation with the
8 Oklahoma State University-Oklahoma City Paramedicine Program and the
9 Oklahoma Emergency Medical Technicians Association. ~~The Tax~~
10 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
11 licensing agreement with the Oklahoma Emergency Medical Technicians
12 Association for any licensing fees which may be required in order to
13 use the Association's logo or design. The licensing agreement shall
14 provide for deposit to the Emergency Medical Personnel Death Benefit
15 Revolving Fund created in Section 1-2505.2 of Title 63 of the
16 Oklahoma Statutes of not more than Twenty Dollars (\$20.00) for each
17 license plate issued;

18 105. National Defense Service Medal License Plate - such plates
19 shall be designed and issued to those persons who have received the
20 National Defense Service Medal and wish to demonstrate support for
21 the Oklahoma Department of Veterans Affairs. The license plates
22 shall be designed in consultation with the Oklahoma Department of
23 Veterans Affairs. ~~The Tax Commission~~ Service Oklahoma shall be
24 authorized to enter into a licensing agreement with the Oklahoma

1 Department of Veterans Affairs for any licensing fees which may be
2 required in order to use the Department's logo or design. The
3 licensing agreement shall provide for a payment to the Oklahoma
4 Department of Veterans Affairs of not more than Twenty Dollars
5 (\$20.00) for each license plate issued;

6 106. University of Oklahoma RUF/NEKS License Plate - such
7 plates shall be designed and issued to any past or present member of
8 the University of Oklahoma RUF/NEKS upon providing proof of
9 membership in the organization as may be required by ~~the Tax~~
10 ~~Commission~~ Service Oklahoma. The license plates shall be designed
11 in consultation with the University of Oklahoma RUF/NEKS. ~~The Tax~~
12 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
13 licensing agreement with the University of Oklahoma RUF/NEKS for any
14 licensing fees which may be required in order to use the
15 organization's logo or design. The licensing agreement shall
16 provide for a payment to the University of Oklahoma RUF/NEKS
17 Scholarship Fund of not more than Twenty Dollars (\$20.00) for each
18 license plate issued;

19 107. Tulsa Community College License Plate - such plates shall
20 be issued to persons wishing to support Tulsa Community College.
21 The plates shall be designed in consultation with Tulsa Community
22 College. ~~The Tax Commission~~ Service Oklahoma shall be authorized to
23 enter into a licensing agreement with Tulsa Community College for
24 any licensing fees which may be required in order to use the

1 organization's logo or design. The licensing agreement shall
2 provide for a payment to Tulsa Community College of not more than
3 Twenty Dollars (\$20.00) for each license plate issued;

4 108. Guthrie Street Kings License Plate - such plates shall be
5 designed and issued to any person wishing to demonstrate support for
6 the Guthrie Street Kings. The license plates shall be designed in
7 consultation with the Guthrie Street Kings. ~~The Tax Commission~~
8 Service Oklahoma shall be authorized to enter into a licensing
9 agreement with the Guthrie Street Kings for any licensing fees which
10 may be required in order to use the organization's logo or design.
11 The licensing agreement shall provide for a payment to the Guthrie
12 Street Kings of not more than Twenty Dollars (\$20.00) for each
13 license plate issued;

14 109. Epilepsy Foundation License Plate - such plates shall be
15 designed and issued to any person wishing to demonstrate support for
16 the Epilepsy Foundation. The license plates shall be designed in
17 consultation with the Epilepsy Foundation of Oklahoma. ~~The Tax~~
18 ~~Commission~~ Service Oklahoma shall be authorized to enter into
19 licensing agreements with the Epilepsy Foundation for any licensing
20 fees which may be required in order to use the organization's logo
21 or design. The licensing agreement shall provide for a payment to
22 the Epilepsy Foundation of not more than Twenty Dollars (\$20.00) for
23 each license plate issued; and
24

1 110. America First License Plate - such plates shall be
2 designed and issued to any person wishing to demonstrate support for
3 the proclamation of "America First". The license plates shall be
4 designed in consultation with Warriors for Freedom and the Honoring
5 America's Warriors Foundations. ~~The Tax Commission~~ Service Oklahoma
6 shall be authorized to enter into licensing agreements with the
7 Warriors for Freedom and Honoring America's Warriors Foundations for
8 any licensing fees which may be required in order to use the
9 Foundations' logos or designs. The licensing agreements shall
10 provide for a payment to the Honoring America's Warriors Foundation
11 of not more than Ten Dollars (\$10.00) and a payment to the Warriors
12 for Freedom Foundation of not more than Ten Dollars (\$10.00) for
13 each license plate issued.

14 C. The fee for such plates shall be Thirty-five Dollars
15 (\$35.00) per year of renewal and shall be in addition to all other
16 registration fees provided by the Oklahoma Vehicle License and
17 Registration Act. The fee shall be apportioned as follows:

18 1. Twenty Dollars (\$20.00) per year of renewal or any other
19 amount as provided in this title of the fee shall be apportioned as
20 provided or deposited in a fund as specified within the paragraph
21 authorizing the special license plate;

22 2. Eight Dollars (\$8.00) per year of renewal of the fee shall
23 be deposited in the Oklahoma Tax Commission Reimbursement Fund to be
24 used for the administration of the Oklahoma Vehicle License and

1 Registration Act. Beginning January 1, 2023, Eight Dollars (\$8.00)
2 per year of renewal of the fee shall be deposited in the Service
3 Oklahoma Reimbursement Fund to be used for the administration of the
4 Oklahoma Vehicle License and Registration Act; and

5 3. Any remaining amounts of the fee shall be apportioned as
6 provided in Section 1104 of this title.

7 SECTION 166. AMENDATORY 47 O.S. 2021, Section 1135.6, as
8 last amended by Section 8, Chapter 276, O.S.L. 2021, is amended to
9 read as follows:

10 Section 1135.6. ~~The Oklahoma Tax Commission~~ Service Oklahoma is
11 hereby authorized to design and issue National Association for Stock
12 Car Auto Racing Driver ("NASCAR") Theme License Plates. Such plates
13 shall be designed and issued to any person wishing to demonstrate
14 interest in NASCAR auto racing. The plates shall be of such design
15 as the supplier of the license plates in consultation with ~~the~~
16 ~~Oklahoma Tax Commission~~ Service Oklahoma may prescribe. The fee for
17 such plate shall be Forty Dollars (\$40.00) and shall be in addition
18 to all other registration fees required by the Oklahoma Vehicle
19 License and Registration Act. On and after January 1, 2022, if a
20 special license plate is issued pursuant to this section, any
21 registration fee required for such plate pursuant to this section
22 and the fee required pursuant to Section 1132 of this title shall be
23 remitted at the same time and subject to a single registration
24 period. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall

1 determine, by rule, a method for making required fee and
2 registration period adjustments if a special license plate is
3 obtained during a twelve-month period for which a registration fee
4 has already been remitted pursuant to Section 1132 of this title.
5 The combination of fees in a single remittance shall not alter the
6 apportionment otherwise provided for in this section. ~~The Tax~~
7 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
8 licensing agreement with the supplier of such NASCAR Driver license
9 plates or other entity for any required licensing fees. The
10 licensing agreement shall provide for a payment of not more than
11 Twenty-five Percent (25%) of the fee authorized for each license
12 plate issued. Five Dollars (\$5.00) of the forty-dollar fee shall be
13 apportioned to the General Revenue Fund. The remaining amount of
14 such fee shall be deposited in the Oklahoma Tax Commission
15 Reimbursement Fund. Beginning January 1, 2023, the remaining amount
16 of such fee shall be deposited in the Service Oklahoma Reimbursement
17 Fund.

18 For license plates numbered zero (0) through one hundred (100)
19 displaying a particular NASCAR Driver theme, ~~the Oklahoma Tax~~
20 ~~Commission~~ Service Oklahoma may establish an auction or similar
21 procedure for the purpose of determining the order in which such
22 distinctive license plates are sold and the amount of the additional
23 fee for the distinctive license plates. This amount shall be due at
24 the time the original application is submitted to ~~the Tax Commission~~

1 Service Oklahoma and Forty Dollars (\$40.00) thereafter annually at
2 the time of renewal registration.

3 SECTION 167. AMENDATORY 47 O.S. 2021, Section 1135.7, as
4 last amended by Section 7, Chapter 543, O.S.L. 2021, is amended to
5 read as follows:

6 Section 1135.7. A. ~~The Oklahoma Tax Commission~~ Service
7 Oklahoma or private vendor with whom ~~the Commission~~ Service Oklahoma
8 has contracted is authorized to design and issue special license
9 plates to any person that applies to ~~the Tax Commission~~ Service
10 Oklahoma or private vendor for the creation of a special license
11 plate and meets the minimum standards and qualifications specified
12 in this section.

13 B. If the following standards and guidelines are satisfied, ~~the~~
14 ~~Tax Commission~~ Service Oklahoma shall authorize the issuance of a
15 special license plate to the person making application for the
16 special license plate:

17 1. The license plate is to:

18 a. show membership in or affiliation with an
19 organization, or

20 b. demonstrate support for an organization, group or
21 cause;

22 2. The license plate does not advertise or endorse a product,
23 brand or service that is provided for sale;

24

1 3. The license plate does not promote any philosophy based on
2 prejudice or that is contrary to state civil rights laws; and

3 4. Two hundred prepaid applications for the special license
4 plate are received by ~~the Tax Commission~~ Service Oklahoma or private
5 vendor.

6 C. The fee for special license plates shall be determined in
7 accordance with Section 1135.9 of this title. If the special
8 license plate does not provide financial assistance the fee shall be
9 no less than Fifteen Dollars (\$15.00) per year of renewal and shall
10 be in addition to all other registration fees provided by the
11 Oklahoma Vehicle License and Registration Act. Unless otherwise
12 provided in this section, Fifteen Dollars (\$15.00) of the fee shall
13 be apportioned as follows: Eight Dollars (\$8.00) of the special
14 license plate fee shall be deposited in the Oklahoma Tax Commission
15 Reimbursement Fund to be used for the administration of the Oklahoma
16 Vehicle License and Registration Act and the remaining amounts of
17 the special license plate fee shall be apportioned as provided in
18 Section 1104 of this title. Beginning January 1, 2023, Eight
19 Dollars (\$8.00) of the special license plate fee shall be deposited
20 in the Service Oklahoma Reimbursement Fund to be used for the
21 administration of the Oklahoma Vehicle License and Registration Act
22 and the remaining amounts of the special license plate fee shall be
23 apportioned as provided in Section 1104 of this title.
24

1 D. For special license plates that provide financial assistance
2 created pursuant to the provisions of this section, ~~the Tax~~
3 ~~Commission~~ Service Oklahoma shall be authorized to enter into a
4 licensing agreement with an organization for any licensing fees that
5 may be required to use the organization's logo or design.

6 E. The fee for special license plates that provide financial
7 assistance shall be determined in accordance with Section 1135.9 of
8 this title. Provided, the fee shall be no less than Thirty-five
9 Dollars (\$35.00) and shall be in addition to all other registration
10 fees provided by the Oklahoma Vehicle License and Registration Act.
11 Thirty-five Dollars (\$35.00) per year of renewal of the fee shall be
12 apportioned as follows:

13 1. a. Twenty Dollars (\$20.00) of the fee shall be
14 apportioned to the License Plate Special Program
15 Assistance Revolving Fund created in Section 1135.8 of
16 this title to be used in the manner detailed in the
17 application for the special license plate, except as
18 provided in subparagraph b of this paragraph.

19 b. If ~~the Tax Commission~~ Service Oklahoma has entered
20 into a licensing agreement with an organization for
21 the use of its design or logo pursuant to Chapter 74
22 of this title, an amount to be determined in the
23 licensing agreement, but not to exceed Twenty Dollars
24 (\$20.00) per license plate issued, shall be

1 transferred monthly to that organization as payment of
2 licensing fees and no fee shall be apportioned to the
3 License Plate Special Program Assistance Revolving
4 Fund;

5 2. Eight Dollars (\$8.00) of the fee shall be deposited in the
6 Oklahoma Tax Commission Reimbursement Fund to be used for the
7 administration of the Oklahoma Vehicle License and Registration Act.
8 Beginning January 1, 2023, Eight Dollars (\$8.00) of the fee shall be
9 deposited in the Service Oklahoma Reimbursement Fund to be used for
10 the administration of the Oklahoma Vehicle License and Registration
11 Act; and

12 3. Any remaining amounts of the fee shall be apportioned as
13 provided in Section 1104 of this title.

14 F. Except as otherwise provided in subsection D and
15 subparagraph b of paragraph 1 of subsection E of this section, if a
16 person applies for a special license plate that provides financial
17 assistance, the application shall designate a state agency to be
18 responsible for expending the funds generated by the special license
19 plate and the application shall designate a specific public purpose
20 for which the funds are to be used. The application shall include
21 an acknowledgment from the designated state agency of their
22 agreement with acceptance of the designated funds.

23 G. Special license plates shall not be transferred to any other
24 person but shall be removed from the vehicle upon transfer of

1 ownership and retained. The special license plate may then be used
2 on another vehicle but only after such other vehicle has been
3 registered for the current year.

4 Special license plates shall be renewed each year by ~~the Tax~~
5 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
6 operator, unless authorized by ~~the Tax Commission~~ Service Oklahoma
7 to be renewed for a period greater than one (1) year. ~~The Tax~~
8 ~~Commission~~ Service Oklahoma shall notify all persons issued special
9 license plates of the renewal procedures prior to the expiration of
10 the special license plate. The notice shall contain all necessary
11 information and shall contain instructions for the renewal procedure
12 upon presentation to a ~~motor license agent~~ licensed operator or ~~the~~
13 ~~Tax Commission~~ Service Oklahoma. The license plates shall be issued
14 on a staggered system.

15 ~~The Tax Commission~~ Service Oklahoma is hereby directed to
16 develop and implement a system whereby ~~motor license agents~~ licensed
17 operators are permitted to accept applications for special license
18 plates authorized under this section. The ~~motor license agent~~
19 licensed operator shall confirm the applicant's eligibility, if
20 applicable, collect and deposit any amount specifically authorized
21 by law, accept and process the necessary information directly into
22 such system and generate a receipt accordingly. For performance of
23 these duties, ~~motor license agents~~ licensed operators shall retain
24 the fee provided in Section 1141.1 of this title for registration of

1 a motor vehicle. The ~~motor license agent~~ licensed operator fees for
2 acceptance of applications and renewals shall be paid out of the
3 Oklahoma Tax Commission Reimbursement Fund. Beginning January 1,
4 2023, the licensed operator fees for acceptance of applications and
5 renewals shall be paid out of the Service Oklahoma Reimbursement
6 Fund.

7 H. All special plates issued by ~~the Tax Commission~~ Service
8 Oklahoma prior to November 1, 2005, shall not be subject to the
9 requirements and qualifications outlined in this section.

10 I. As used in this section, "person" includes an individual,
11 group, organization or not-for-profit corporation that is recognized
12 as such by the Internal Revenue Service.

13 SECTION 168. AMENDATORY 47 O.S. 2021, Section 1135.8, is
14 amended to read as follows:

15 Section 1135.8. A. 1. There is hereby created in the State
16 Treasury a revolving fund for the Oklahoma Tax Commission, to be
17 designated the "License Plate Special Program Assistance Revolving
18 Fund". The fund shall be a continuing fund, not subject to fiscal
19 year limitations, and shall consist of any monies transferred
20 thereto by paragraph 1 of subsection D of Section ~~6 of this act~~
21 1135.7 of this title.

22 2. There is hereby created in the State Treasury a revolving
23 fund for Service Oklahoma, to be designated the "Service Oklahoma
24 License Plate Special Program Assistance Revolving Fund". The fund

1 shall be a continuing fund, not subject to fiscal year limitations,
2 and shall consist of any monies transferred thereto by paragraph 1
3 of subsection D of Section 1135.7 of this title, beginning January
4 1, 2023.

5 B. All monies accruing to the credit of said fund are hereby
6 appropriated and shall be expended by the Tax Commission on December
7 31 of each year. Beginning January 1, 2023, all monies accruing to
8 the credit of said fund are hereby appropriated and shall be
9 expended by Service Oklahoma on December 31 of each year. The
10 monies shall be distributed to the appropriate state agency to be
11 expended in accordance with the specifications contained in the
12 application for each special license plate that provides financial
13 support in an amount based on the number of special license plates
14 that are in circulation for that particular organization.

15 SECTION 169. AMENDATORY 47 O.S. 2021, Section 1135.9, is
16 amended to read as follows:

17 Section 1135.9. A. ~~The Oklahoma Tax Commission~~ Service
18 Oklahoma is authorized to enter into a contract with a private
19 vendor experienced in the marketing and sale of:

20 1. Personalized license plates authorized under Section 1135.4
21 of Title 47 of the Oklahoma Statutes; and

22 2. Special license plates authorized under Sections 1135.3,
23 1135.5 and 1135.7 of Title 47 of the Oklahoma Statutes.

1 B. 1. ~~The Commission~~ Service Oklahoma shall establish by rule
2 administrative fees for license plates issued and renewed under the
3 provisions of subsection A of this section. The administrative fees
4 authorized by this paragraph shall be reasonable but not less than
5 the amounts necessary for ~~the Commission~~ Service Oklahoma to recover
6 costs to ~~the Commission~~ Service Oklahoma associated with the:

- 7 a. awarding of the contract authorized by this section,
8 b. implementation and enforcement of such contract, and
9 c. direct and indirect administrative costs associated
10 with administering the provisions of this section.

11 2. The fees authorized by this subsection shall be in addition
12 to all other registration fees provided by the Oklahoma Vehicle
13 License and Registration Act, including the fees required by
14 Sections 1135.3, 1135.4, 1135.5 and 1135.7 of Title 47 of the
15 Oklahoma Statutes.

16 C. The contracted amount payable to a private vendor related to
17 the marketing and sale of special license plates shall only be
18 payable from amounts derived from administrative fees associated
19 with the issuance and renewal of such personalized and special
20 license plates.

21 D. 1. ~~The Commission~~ Service Oklahoma may approve additional
22 designs and color combinations for personalized and special license
23 plates authorized under the provisions of Title 47 of the Oklahoma
24 Statutes, including for special license plates that may be

1 personalized, that may be marketed and sold by a private vendor
2 under a contract entered into under the provisions of this section.
3 Each approved license plate design and color combination shall
4 remain the property of ~~the Commission~~ Service Oklahoma.

5 2. This subsection shall not be interpreted to authorize:

- 6 a. ~~the Commission~~ Service Oklahoma to approve a design or
7 color combination for a specialty license plate, or
8 b. the private vendor to market or sell a special license
9 plate with a design or color combination,

10 that is inconsistent with the design or color combination specified
11 for the license plate in the special license plate's authorizing
12 statute.

13 E. ~~The Commission~~ Service Oklahoma shall not:

14 1. Restrict the background color, color combinations or color
15 alphanumeric license plate numbers of a special license plate,
16 except as determined by the Department of Public Safety as necessary
17 for law enforcement purposes;

18 2. Restrict the private vendor from conducting reasonable
19 events or auctions;

20 3. Restrict the right of the private vendor to offer a variety
21 of plate categories with both personalized and nonpersonalized
22 patterns; or

23 4. Unreasonably disapprove or limit the ability for the private
24 vendor to offer plate terms that exceed one (1) year.

1 F. ~~The Commission~~ Service Oklahoma may cancel a license plate
2 or require the discontinuation or redesign of a license plate design
3 or color combination that is marketed and sold by a private vendor
4 under contract at any time if ~~the Commission~~ Service Oklahoma
5 determines that the cancellation or discontinuation is in the best
6 interest of the state or the motoring public.

7 G. To the extent fees collected under the provisions of this
8 section are in excess of the total amounts provided in subparagraphs
9 a, b and c of paragraph 1 of subsection B of this section and other
10 apportionment provisions for personalized or specialized license
11 plates, the excess amount shall be deposited to the credit of the
12 General Revenue Fund.

13 H. 1. A contract entered into with a private vendor under the
14 provisions of this section shall provide for ~~the Commission~~ Service
15 Oklahoma to recover all costs incurred by ~~the Commission~~ Service
16 Oklahoma in implementing the provisions of this section. Under the
17 provisions of the contract, ~~the Commission~~ Service Oklahoma may
18 require the private vendor to reimburse ~~the Commission~~ Service
19 Oklahoma in advance for:

- 20 a. not more than one-half (1/2) of ~~the Commission's~~
21 Service Oklahoma's anticipated costs in initiating the
22 contract, and
23
24

1 b. ~~the Commission's~~ Service Oklahoma's anticipated costs
2 in coordinating the introduction of a new special
3 license plate.

4 2. The initial term of contract entered into under the
5 provisions of this section shall be no less than five (5) years in
6 duration. Such contract may provide for additional terms at least
7 equal in length to the initial term of the contract.

8 I. As applied to contracts entered under the provisions of this
9 section, ~~the Commission~~ Service Oklahoma shall not:

10 1. Unreasonably disapprove or limit any aspect of a private
11 vendor's marketing and sales plan; or

12 2. Unreasonably interfere with the selection, assignment or
13 management by the private vendor of the private vendor's employees,
14 agents or subcontractors.

15 J. A private vendor shall not market and sell license plates
16 that compete directly for sales with other special license plates
17 issued under the provisions of Title 47 of the Oklahoma Statutes,
18 unless ~~the Commission~~ Service Oklahoma and the agency or
19 organization associated with the special license plate authorizes
20 such marketing and sale.

21 K. ~~The Tax Commission~~ Service Oklahoma is hereby directed to
22 develop and implement a system whereby ~~motor license agents~~ licensed
23 operators are permitted to accept applications for special license
24 plates authorized under this section. The ~~motor license agent~~

1 licensed operator shall collect and deposit any amount specifically
2 authorized by law, accept and process the necessary information
3 directly into such system and generate a receipt accordingly. For
4 performance of these duties, ~~motor license agents~~ licensed operators
5 shall retain the fee provided in Section 1141.1 of Title 47 of the
6 Oklahoma Statutes for each year of registration of a motor vehicle.
7 The ~~motor license agent~~ licensed operator fees for acceptance of
8 applications and renewals shall be paid out of the ~~Oklahoma Tax~~
9 ~~Commission~~ Service Oklahoma Reimbursement Fund.

10 SECTION 170. AMENDATORY 47 O.S. 2021, Section 1136.2, is
11 amended to read as follows:

12 Section 1136.2. A. Except as provided in this section, former
13 military vehicles shall be exempt from the provisions of the
14 Oklahoma Vehicle License and Registration Act if:

15 1. The former military vehicle is used only for exhibitions,
16 club activities, parades, and other functions of public interest and
17 will not be used for regular transportation; and

18 2. The owner of the former military vehicle files with ~~the~~
19 ~~Oklahoma Tax Commission~~ Service Oklahoma or a ~~motor license agent~~
20 licensed operator a sworn affidavit, signed by the owner, stating
21 that the vehicle is a former military vehicle and will be used
22 solely for the purposes listed in paragraph 1 of this subsection.

23 B. Upon each former military vehicle, the annual license fee
24 shall be Twenty Dollars (\$20.00). Upon initial registration, the

1 owner shall make application for the flat license fee which
2 application shall include the year of manufacture and a description
3 of the vehicle containing information as may be required by ~~the~~
4 ~~Commission~~ Service Oklahoma, including the information required in
5 paragraphs 1 and 2 of subsection A of this section.

6 C. A former military vehicle shall not be required to display a
7 license plate if current proof of registration for the vehicle, in a
8 form prescribed by ~~the Commission~~ Service Oklahoma, is carried in
9 the vehicle. In addition, the vehicle shall display in a prominent
10 location on the vehicle a registration mark prescribed by ~~the~~
11 ~~Commission~~ Service Oklahoma. ~~The Commission~~ Service Oklahoma shall
12 allow the use of a unique identification mark similar to the mark
13 assigned that vehicle by the branch of the armed forces in which the
14 vehicle was used. If such a mark is not used, ~~the Commission~~
15 Service Oklahoma shall designate a registration mark consisting of
16 numbers, letters, or numbers and letters in combination at least two
17 (2) inches in height. To the extent possible, the location and
18 design of the registration mark shall conform to the official
19 military design and markings of the vehicle.

20 D. A certificate of title shall be issued for a former military
21 vehicle, and the applicable fees for the issuance of a certificate
22 of title as provided pursuant to the Oklahoma Vehicle License and
23 Registration Act shall apply.

1 E. All penalties pursuant to the Oklahoma Vehicle License and
2 Registration Act relating to the failure to register a vehicle shall
3 apply to this section if the former military vehicle is not properly
4 registered or is used in a manner which violates the provisions of
5 paragraph 1 or 2 of subsection A of this section.

6 F. As used in this section, "former military vehicle" means a
7 vehicle which has been, but no longer is, used by the armed forces
8 of a national government and which displays markings indicating it
9 was a military vehicle.

10 SECTION 171. AMENDATORY 47 O.S. 2021, Section 1137.1, is
11 amended to read as follows:

12 Section 1137.1. A. Except for vehicles, travel trailers or
13 commercial trailers which display a current Oklahoma license tag,
14 upon the purchase or transfer of ownership of a used motor vehicle,
15 travel trailer or commercial trailer, including an out-of-state
16 purchase or transfer of the same, to a licensed used motor vehicle
17 dealer, wholesale used motor vehicle dealer, used travel trailer
18 dealer or used commercial trailer dealer, subsequently referred to
19 in this section as "dealer", the dealer shall affix a used dealer's
20 plate visible from the rear of the vehicle, travel trailer or
21 commercial trailer. Such license plate shall expire on December 31
22 of each year. When the vehicle, travel trailer or commercial
23 trailer is parked on the dealer's licensed place of business, it
24 shall not be required to have a license plate of any kind affixed.

1 A dealer shall obtain from ~~the Oklahoma Tax Commission~~ Service
2 Oklahoma at a cost of Ten Dollars (\$10.00) a dealer license plate
3 for demonstrating, transporting or any other normal business of a
4 dealer including use by an individual holding a valid salesperson's
5 license issued by the Oklahoma Used Motor Vehicle and Parts
6 Commission. Any dealer who operates a wrecker or towing service
7 licensed pursuant to Sections 951 through 957 of this title shall
8 register each wrecker vehicle and display a wrecker license plate on
9 each vehicle as required by Section 1134.3 of this title. A dealer
10 may obtain as many additional license plates as may be desired upon
11 the payment of Ten Dollars (\$10.00) for each additional license
12 plate. Use of the used dealer license plate by a licensed dealer
13 for other than the purposes as set forth herein shall constitute
14 grounds for revocation of the dealer's license. ~~The Oklahoma Tax~~
15 ~~Commission~~ Service Oklahoma shall design the official used dealer
16 license plate to include the used dealer's license number issued to
17 him or her each year by ~~the Commission~~ Service Oklahoma or the Used
18 Motor Vehicle and Parts Commission.

19 B. Upon the purchase or transfer of ownership of an out-of-
20 state used motor vehicle, travel trailer or commercial trailer to a
21 licensed dealer, the dealer shall make application for an Oklahoma
22 certificate of title pursuant to the Oklahoma Vehicle License and
23 Registration Act, Section 1101 et seq. of this title. Upon receipt
24 of the Oklahoma certificate of title, the dealer shall follow the

1 procedure as set forth in subsection A of this section. Provided,
2 nothing in this title shall be construed as requiring a dealer to
3 register a used motor vehicle, travel trailer or commercial trailer
4 purchased in another state which will not be operated or sold in
5 this state.

6 C. Upon sale or transfer of ownership of the used motor vehicle
7 or travel trailer, the dealer shall place upon the reassignment
8 portion of the certificate of title a tax stamp issued by the county
9 treasurer of the county in which the dealer has his or her primary
10 place of business. The tax stamp shall be issued upon payment of a
11 fee of Three Dollars and fifty cents (\$3.50) and shall be in lieu of
12 the dealer's ad valorem tax on the inventories of used motor
13 vehicles or travel trailers but shall not relieve any other property
14 of the dealer from ad valorem taxation.

15 D. Upon sale of a used motor vehicle or travel trailer to
16 another licensed dealer, the selling dealer shall place the tax
17 stamp required in subsection C of this section upon the certificate
18 of title. The used dealer license plate or wholesale dealer license
19 plate shall be removed by the selling dealer. The purchasing dealer
20 shall, at time of purchase, place his or her dealer license plate on
21 the used motor vehicle, travel trailer or commercial trailer as
22 provided in subsection A of this section; provided, for vehicles,
23 travel trailers or commercial trailers purchased by a licensed used
24 dealer at an auction, in lieu of such placement of the dealer

1 license plate, the auction may provide temporary documentation as
2 approved by the Director of the Motor Vehicle Division of ~~the~~
3 ~~Oklahoma Tax Commission~~ Service Oklahoma for the purpose of
4 transporting such vehicle to the purchaser's point of destination.
5 Such temporary documentation shall be valid for two (2) days
6 following the date of sale.

7 E. The purchaser of every used motor vehicle, travel trailer or
8 commercial trailer, except as otherwise provided by law, shall
9 obtain registration and title for the vehicle or trailer within
10 thirty (30) days from the date of purchase of same. It shall be the
11 responsibility of the selling dealer to place a temporary license
12 plate, in size similar to the permanent Oklahoma license plate but
13 of a weatherproof plastic-impregnated substance approved by the Used
14 Motor Vehicle and Parts Commission, upon a used motor vehicle,
15 travel trailer or commercial trailer when a transaction is completed
16 for the sale of said vehicle. The temporary license plate under
17 this subsection shall be placed at the location provided for the
18 permanent motor vehicle license plate. The temporary license plate
19 shall show the license number which is issued to the dealer each
20 year by ~~the Oklahoma Tax Commission~~ Service Oklahoma or the Used
21 Motor Vehicle and Parts Commission, the date the used motor vehicle,
22 travel trailer or commercial trailer was purchased and the company
23 name of the selling dealer. The Used Motor Vehicle and Parts
24 Commission is hereby directed to develop the temporary license plate

1 design to incorporate these requirements in a manner that will
2 permit law enforcement personnel to readily identify the dealer
3 license number and date of the vehicle purchase. The Used Motor
4 Vehicle and Parts Commission is hereby authorized to develop
5 additional requirements and parameters as deemed appropriate to
6 discourage or prevent illegal duplication and use of the temporary
7 license plate. Such temporary license plate shall be valid for a
8 period of thirty (30) days from the date of purchase. Use of the
9 temporary license by a dealer for other than the purposes set forth
10 herein shall constitute grounds for revocation of the dealer's
11 license to conduct business. Purchasers of a commercial trailer
12 shall affix the temporary license plate to the rear of the
13 commercial trailer. The purchaser shall display the temporary
14 license plate for a period not to exceed thirty (30) days or until
15 registration and title are obtained as provided in this section.

16 The provisions of this subsection on temporary licenses shall
17 apply to nonresidents who purchase a used motor vehicle, travel
18 trailer or commercial trailer within this state that is to be
19 licensed in another state. The nonresident purchaser shall be
20 allowed to operate the vehicle or trailer within the state with a
21 temporary license plate for a period not to exceed thirty (30) days
22 from date of purchase. Any nonresident purchaser found to be
23 operating a used motor vehicle, travel trailer or commercial trailer
24 within this state after thirty (30) days shall be subject to the

1 registration fees of this state upon the same terms and conditions
2 applying to residents of this state.

3 F. It shall be unlawful for any dealer to procure the
4 registration and licensing of any used motor vehicle, travel trailer
5 or commercial trailer sold by the dealer or to act as the agent for
6 the purchaser in the procurement of the registration and licensing
7 of the purchaser's used vehicle, travel trailer or commercial
8 trailer. A license of any dealer violating the provision of this
9 section may be revoked.

10 G. Dealers following the procedure set forth herein shall not
11 be required to register vehicles, travel trailers or commercial
12 trailers to which this section applies, nor will the registration
13 fee otherwise required be assessed. Provided, dealers shall not
14 purchase or trade for a used motor vehicle, travel trailer or
15 commercial trailer on which the registration therefor has been
16 expired for a period exceeding thirty (30) days without obtaining
17 current registration therefor.

18 H. A nonprofit charitable organization which is exempt from
19 taxation pursuant to the provisions of the Internal Revenue Code, 26
20 U.S.C., Section 501(c)(3), and which accepts donations of used motor
21 vehicles previously titled in Oklahoma to be subsequently
22 transferred to another owner, upon the qualifying organization
23 providing sufficient documentation of its tax-exempt status, may
24 obtain from ~~the Oklahoma Tax Commission~~ Service Oklahoma charitable

1 nonprofit organization license plates for demonstrating,
2 transporting or test-driving donated vehicles, provided that no
3 organization shall possess or use at any one time more than eight
4 such plates. ~~The Tax Commission~~ Service Oklahoma shall design
5 distinctive license plates for that purpose. The cost for said
6 plates shall be the same as provided in subsection A of this section
7 for dealer plates.

8 I. The transfer of ownership from the vehicle donor to the
9 qualifying nonprofit organization described in subsection H of this
10 section shall be made without the payment of motor vehicle excise
11 tax levied pursuant to Section 2103 of Title 68 of the Oklahoma
12 Statutes.

13 SECTION 172. AMENDATORY 47 O.S. 2021, Section 1137.2, is
14 amended to read as follows:

15 Section 1137.2. ~~The Oklahoma Tax Commission~~ Service Oklahoma
16 shall have the sole authority to issue the dealer license plate
17 specified in subsection A of Section 1137.1 of this title.

18 SECTION 173. AMENDATORY 47 O.S. 2021, Section 1137.3, is
19 amended to read as follows:

20 Section 1137.3. The purchaser of every new motor vehicle,
21 travel trailer or commercial trailer shall register or license the
22 same within thirty (30) days from the date of purchase. It shall be
23 the responsibility of the selling dealer to place a temporary
24 license plate, in size similar to the permanent Oklahoma license

1 plate but of a weatherproof plastic-impregnated substance approved
2 by the Oklahoma Motor Vehicle Commission, upon a new motor vehicle,
3 travel trailer or commercial trailer when a transaction is completed
4 for the sale of said vehicle or trailer. Except for cab and chassis
5 trucks, the temporary license plate under this section shall be
6 placed at the location provided for the permanent motor vehicle
7 license plate. The purchaser of a new cab and chassis truck may
8 place the temporary license plate under this section in the rear
9 window. Said temporary license plate shall show the dealer's
10 license number which is issued to him or her each year by ~~the~~
11 ~~Oklahoma Tax Commission~~ Service Oklahoma, the date the new motor
12 vehicle, travel trailer or commercial trailer was purchased and the
13 company name of the selling dealer. The Oklahoma Motor Vehicle
14 Commission is hereby directed to develop a temporary license plate
15 design to incorporate these requirements in a manner that will
16 permit law enforcement personnel to readily identify the dealer
17 license number and date of the vehicle purchase. The Motor Vehicle
18 Commission is further authorized to develop additional requirements
19 and parameters designed to discourage or prevent illegal duplication
20 and use of the temporary license plate. On or before thirty (30)
21 days from the date of purchase of a new motor vehicle, travel
22 trailer or commercial trailer, said temporary license plate shall be
23 removed and replaced with a permanent, current Oklahoma license
24 plate. Use of said temporary license plate by a licensed dealer for

1 other than the purpose of normally doing business shall constitute
2 grounds for revocation of the dealer's license.

3 It shall be unlawful for any licensed dealer of new motor
4 vehicles, travel trailers or commercial trailers to procure the
5 registration and licensing of any new motor vehicle, travel trailer
6 or commercial trailer sold by such licensed dealer or to act as the
7 agent for such purchaser in the procurement of said registration and
8 licensing. The license of any licensed dealer of new motor
9 vehicles, travel trailers or commercial trailers violating the
10 provisions of this section shall be revoked.

11 SECTION 174. AMENDATORY 47 O.S. 2021, Section 1139.1, is
12 amended to read as follows:

13 Section 1139.1. At the time required for payment of any fee
14 imposed pursuant to the provisions of the Oklahoma Vehicle License
15 and Registration Act, any vehicle which is the subject of a lease or
16 lease-purchase agreement between the owner of such vehicle and any
17 county of this state shall be exempt from the fees so imposed.
18 Owners of vehicles claiming the exemption provided by this section
19 shall present adequate proof that the vehicle for which exemption is
20 sought is the subject of a lease or lease-purchase agreement with a
21 county of this state at the time any fee imposed by such act would
22 otherwise be due. ~~The Oklahoma Tax Commission~~ Service Oklahoma
23 shall have the authority to determine what constitutes adequate
24 proof as required by this section.

1 SECTION 175. AMENDATORY 47 O.S. 2021, Section 1140, is
2 amended to read as follows:

3 Section 1140. A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
4 Operator Board shall adopt rules prescribing minimum qualifications
5 and requirements for locating ~~motor license agencies~~ Service
6 Oklahoma locations and for persons applying for ~~appointment as a~~
7 ~~motor license agent~~ a license to operate a designated Service
8 Oklahoma location. Such qualifications and requirements shall
9 include, but not be limited to, the following:

- 10 1. Necessary job skills and experience;
- 11 2. Minimum office hours;
- 12 3. Provision for sufficient staffing, equipment, office space
13 and parking to provide maximum efficiency and maximum convenience to
14 the public;
- 15 4. Obtainment of a faithful performance surety bond as provided
16 for by law;
- 17 ~~5. In counties with a population in excess of thirty thousand~~
18 ~~(30,000) persons according to the latest Federal Decennial Census, a~~
19 ~~requirement that operation of a motor license agency be the primary~~
20 ~~source of income for the agent;~~
- 21 ~~6.~~ 5. That the applicant has not been convicted of a felony and
22 that no felony charges are pending against the applicant;
- 23 ~~7. That a complete financial statement be submitted by the~~
24 ~~applicant on forms provided by the Tax Commission;~~

1 ~~8. That a report of the applicant's credit history be obtained~~
2 ~~through the appropriate credit bureau; and~~

3 ~~9. 6. That the location specified in the individual's~~
4 ~~application for appointment as a motor license agent~~ a license to
5 operate a designated Service Oklahoma location not be owned by a
6 member of ~~the Oklahoma Tax Commission~~ Service Oklahoma or an
7 employee of ~~the Oklahoma Tax Commission~~ Service Oklahoma or any
8 person related to a member of ~~the Oklahoma Tax Commission~~ Service
9 Oklahoma or an employee of ~~the Tax Commission~~ Service Oklahoma
10 within the third degree by consanguinity ~~or affinity,~~ marriage or
11 adoption and that the location not be within a three-mile radius of
12 an existing ~~motor license agency~~ Service Oklahoma location unless
13 the applicant is assuming the location of an operating agency. ~~If~~
14 ~~the applicant is assuming the location of an existing or operating~~
15 ~~agency, the current agent may submit a letter of resignation~~
16 ~~contingent upon the appointment of the applicant regardless of the~~
17 ~~population of the municipality in which the agency is located. The~~
18 ~~Tax Commission may, at its discretion, approve the relocation of an~~
19 ~~existing agency within a three-mile radius of another existing~~
20 ~~agency only if a naturally intervening geographic barrier within~~
21 ~~that radius causes the locations to be separated by not less than~~
22 ~~three (3) miles of roadway by the most direct route~~ Service Oklahoma
23 location;

1 7. That a single website, designated by Service Oklahoma will
2 be used for the distribution of services provided by Service
3 Oklahoma with motor vehicle services to be fulfilled by licensed
4 operators;

5 8. Licensed operator will attend all required training provided
6 by Service Oklahoma; and

7 9. That there should be at least one (1) Service Oklahoma
8 location in each county, House of Representatives District, and
9 Senate District.

10 ~~B. After the necessary information has been forwarded to the~~
11 ~~Tax Commission, the Tax Commission or its designees may select~~
12 ~~applicants to be interviewed and each item of information shall be~~
13 ~~reviewed.~~

14 1. Any person making application to the Tax Commission Service
15 Oklahoma Operator Board for the purpose of becoming a motor license
16 agent obtaining a license to operate a designated Service Oklahoma
17 location shall pay when submitting the application, a nonrefundable
18 application fee of One Hundred Dollars (\$100.00). All such
19 application fees shall be deposited in the Oklahoma Tax Commission
20 Revolving Fund. Beginning January 1, 2023, all such application
21 fees shall be deposited in the Service Oklahoma Revolving Fund.

22 2. Any person making application to Service Oklahoma Operator
23 Board for the purpose of obtaining a license to operate a designated
24 Service Oklahoma location shall meet standardization and branding

1 requirements established by the Service Oklahoma Operator Board,
2 upon recommendation from Service Oklahoma. Upon approval, the
3 person shall either pay a fee to Service Oklahoma for all costs
4 related to meeting the standardization and branding requirements or
5 obtain approval from the Service Oklahoma Operator Board that the
6 location meets all standardization and branding requirements. All
7 such fees shall be deposited in the Service Oklahoma Revolving
8 Fund. The amount of the license fee shall be determined by the
9 Service Oklahoma Operator Board. This provision shall not apply to
10 any existing Service Oklahoma location.

11 C. Upon application by a person to serve as a ~~motor license~~
12 ~~agent licensed operator, in such counties, the Tax Commission~~
13 Service Oklahoma Operator Board is authorized to make a
14 determination whether such person and such location meets the
15 ~~qualifications and requirements prescribed herein~~ criteria and
16 guidelines established by Service Oklahoma Operator Board and, if
17 such be the case, may ~~appoint such person to serve as a motor~~
18 ~~license agent~~ issue a license to operator a designated Service
19 Oklahoma location.

20 D. ~~A motor license agent, appointed pursuant to this~~
21 ~~subsection, shall be permitted to operate a motor license agency at~~
22 ~~a single location and shall be prohibited from operating subagencies~~
23 ~~or branch agencies.~~

24

1 1. A licensed operator may be permitted, upon application, to
2 sell or transfer an existing license to operate a designated Service
3 Oklahoma location. Any sale or transfer of a license is subject to
4 approval of the Service Oklahoma Operator Board. In order to sell
5 or transfer an existing license, the licensed operator shall meet
6 the following guidelines and requirements:

7 a. the licensed operator shall be in good standing with
8 Service Oklahoma and the Service Oklahoma Operator
9 Board,

10 b. the licensed operator shall have held a licensed
11 operator license, issued by Service Oklahoma Operator
12 Board, for a minimum of five (5) years, and

13 c. the licensed operator shall provide the Service
14 Oklahoma Operator Board evidence that the proposed
15 buyer or transferee of the licensed operator licensee
16 meets the qualifications and requirements set forth in
17 subsection A of this section, have the ability to meet
18 all financial requirements and terms of any current
19 existing contract between the licensed operator and
20 Service Oklahoma, and agree to the onboarding and
21 training requirements of Service Oklahoma, as
22 established by Service Oklahoma and the Service
23 Oklahoma Operator Board.

1 2. The purchase price of a licensed operator license shall be
2 agreed upon by the licensed operator and the individual purchasing
3 the license to operate the designated Service Oklahoma location.
4 However, the purchaser or transferee agrees to pay a transfer fee to
5 Service Oklahoma in the amount of three percent (3%) of the last
6 annual gross revenue from fees retained at the Service Oklahoma
7 location to be purchased, not to exceed Fifteen Thousand Dollars
8 (\$15,000.00). The transfer fee shall be deposited in the Service
9 Oklahoma Revolving Fund.

10 3. Upon receipt of the application to see or transfer an
11 existing licensed operator license, the Service Oklahoma Operator
12 Board will determine whether the licensed operator license may be
13 sold or transferred on the condition that the existing location is
14 in good standing and the new licensee meets the requirements
15 outlined in this act.

16 4. The Service Oklahoma Operator Board may, at its discretion,
17 buy back a licensed operator license from a licensed operator who
18 desires to sell or transfer its license operator license but has
19 held a licensed operator license issued by Service Oklahoma for less
20 than five (5) years. The purchase price for such a license will be
21 at one half (1/2) times the most recent annual revenue from fees
22 retained of that Service Oklahoma location, not to exceed Two
23 Hundred Thousand Dollars (\$200,000.00).

1 E. 1. ~~Motor license agents~~ Licensed operators ~~appointed~~
2 ~~pursuant to this section~~ shall be subject to all laws relating to
3 ~~motor license agents~~ licensed operators and shall be subject to
4 removal for cause by ~~the Tax Commission~~ Service Oklahoma Operator
5 Board. Any action taken by ~~the Tax Commission~~ Service Oklahoma
6 Operator Board to remove or revoke a ~~motor license agent~~ license
7 ~~from his or her position~~ shall be pursuant to and in accordance with
8 the provisions of the Administrative Procedures Act. For the
9 purposes of this section, "for cause" shall be defined as follows:

10 ~~1. a. Repeated~~ repeated violations of written contracts,
11 rules, regulations and statutes pertaining to ~~motor~~
12 ~~license agents~~ licensed operators after written
13 warning by the ~~Tax Commission~~ Service Oklahoma
14 Operator Board and an opportunity to correct such
15 violations~~†,~~

16 ~~2. b. Failure~~ failure of the ~~motor license agent~~ licensed
17 operator to promptly remit funds owed to ~~the Tax~~
18 ~~Commission~~ Service Oklahoma upon written demand~~†,~~

19 ~~3. c. Being~~ being charged with a felony crime involving
20 dishonesty or moral turpitude~~†,~~

21 ~~4. d. Failure~~ failure to timely file state and federal
22 income tax returns~~†,~~ or

23 ~~5. e. Any~~ any act of official misconduct as set forth in
24 Section 93 of Title 51 of the Oklahoma Statutes.

1 In the event a license is revoked by the Service Oklahoma
2 Operator Board for cause, the Service Oklahoma location operated by
3 the licensed operator will be permanently closed and the licensed
4 operator shall not be entitled to any compensation.

5 2. A license to operate a designated Service Oklahoma location
6 may be revoked by the Service Oklahoma Operator Board for failure to
7 meet the standards for customer satisfaction established by the
8 Service Oklahoma Operator Board. In the event of revocation, the
9 licensed operator shall sell their license to operate a Service
10 Oklahoma location to Service Oklahoma at a rate of one half (1/2)
11 times the most recent gross revenue from fees retained of that
12 Service Oklahoma location, not to exceed Two Hundred Thousand
13 Dollars (\$200,000.00)

14 ~~The Tax Commission shall appoint as many motor license agents as~~
15 ~~it deems necessary to carry out the provisions of the Motor Vehicle~~
16 ~~License and Registration Act. There shall be no less than one (1)~~
17 ~~motor license agent located in a county of this state. Provided,~~
18 ~~that in counties with a population in excess of twenty-five thousand~~
19 ~~(25,000) persons, according to the latest Federal Decennial Census,~~
20 ~~having only one motor license agent serving the county, the Tax~~
21 ~~Commission may establish at least one additional agency to serve the~~
22 ~~county.~~

23 ~~E. F.~~ All ~~motor license agents~~ licensed operators shall be
24 ~~self-employed independent contractors and shall be~~ licensed by and

1 under the supervision of ~~the Tax Commission~~ Service Oklahoma;
2 provided, any agent authorized to issue registrations pursuant to
3 the International Registration Plan shall also be under the
4 supervision of the Corporation Commission, subject to rules
5 promulgated by the Corporation Commission pursuant to the provisions
6 of subsection E of Section 1166 of this title. ~~Any~~ Service Oklahoma
7 shall be the holder of all licenses and has the right to approve and
8 revoke such licenses. After obtaining a license any such agent
9 licensed operator, ~~upon being appointed~~, shall furnish and file with
10 ~~the Tax Commission~~ Service Oklahoma a bond in such amount as may be
11 fixed by ~~the Tax Commission~~ Service Oklahoma. Such agent licensed
12 operator shall be removable at the will of ~~the Tax Commission~~
13 Service Oklahoma. Such agent licensed operator shall perform all
14 duties and do such things in the administration of the laws of this
15 state as shall be enjoined upon and required by ~~the Tax Commission~~
16 ~~or the Corporation Commission~~ Service Oklahoma Operator Board.
17 Provided, ~~the Tax Commission~~ Service Oklahoma may operate a motor
18 ~~license agency~~ Service Oklahoma location in any county where a
19 vacancy occurs.

20 F. ~~In the event of a vacancy existing by reason of resignation,~~
21 ~~removal, death or otherwise, in the position of any motor license~~
22 ~~agent, the Tax Commission is hereby empowered and authorized to take~~
23 ~~any and all actions it deems appropriate in order to provide for the~~
24 ~~orderly transition and for the maintenance of operations of the~~

~~motor license agency including but not limited to the designation of one of its regular employees to serve as "acting agent" without bond, and to receive and expend all fees or charges authorized or provided by law and exercise the same powers and authority as a regularly appointed motor license agent. An acting agent may be authorized by the Tax Commission equally as the preceding agent to make disbursements from any balances in the preceding motor license agent's operating account and the agent's operating funds for the payment of expenses of operations and salaries and other overhead. If such funds are insufficient, the Tax Commission is authorized to expend from funds appropriated for the operation of the Tax Commission such amounts as are necessary to maintain and continue the operation of any such motor license agency until a successor agent is appointed and qualified. The Tax Commission may require a blanket fiduciary bond of the agency employees.~~

G In the event of a vacancy due to the death of a licensed operator, the licensed operator's designee or a licensed operator location employee shall immediately notify Service Oklahoma. A licensed operator may designate an individual to continue to operate the Service Oklahoma location upon the death of the licensed operator. The designee shall apply to obtain a license to operate the vacant operator location with the Service Oklahoma Operator Board within thirty (30) days of the licensed operator's death. In the event that no designee is designated or that the designee fails

1 to apply to be a licensed operator with Service Oklahoma within
2 thirty (30) days, Service Oklahoma may take any and all action it
3 deems appropriate in order to provide for the orderly transition and
4 the maintenance of operations of the Service Oklahoma location, as
5 permitted by law.

6 G. H. When an application for registration is made with ~~the Tax~~
7 ~~Commission, Corporation Commission~~ Service Oklahoma or a ~~motor~~
8 ~~license agent~~ licensed operator, a registration fee of One Dollar
9 and seventy-five cents (\$1.75) shall be collected for each license
10 plate or decal issued. Such fees shall be in addition to the
11 registration fees on motor vehicles and when an application for
12 registration is made to the ~~motor license agent~~ licensed operator
13 such ~~motor license agent~~ licensed operator shall retain a fee as
14 provided in Section 1141.1 of this title. When the fee is paid by a
15 person making application directly with ~~the Tax Commission or~~
16 ~~Corporation Commission,~~ Service Oklahoma as applicable, the
17 registration fees shall be in the same amount as provided for ~~motor~~
18 ~~license agents~~ licensed operators and the fee provided by Section
19 1141.1 of this title shall be deposited in the Oklahoma Tax
20 Commission Revolving Fund or as provided in Section 1167 of this
21 title, as applicable. Beginning January 1, 2023, the fee provided
22 by Section 1141.1 of this title shall be deposited in the Service
23 Oklahoma Revolving Fund or as provided in Section 1167 of this
24 title, as applicable. ~~The Tax Commission~~ Service Oklahoma shall

1 prepare schedules of registration fees and charges for titles which
2 shall include the fees for such ~~agents~~ licensed operators and all
3 fees and charges paid by a person shall be listed separately on the
4 application and registration and totaled on the application and
5 registration. The motor license agents shall charge only such fees
6 as are specifically provided for by law, and all such authorized
7 fees shall be posted in such a manner that any person shall have
8 notice of all fees that are imposed by law.

9 ~~H. No person shall be appointed as a motor license agent unless~~
10 ~~the person has attested under oath that the person is not related by~~
11 ~~affinity or consanguinity within the third degree to:~~

12 ~~1. Any member of the Oklahoma Tax Commission; or~~

13 ~~2. Any employee of the Tax Commission.~~

14 I. Any ~~motor license agent~~ licensed operator ~~appointed under~~
15 ~~the provisions of this title~~ shall be responsible for all costs
16 incurred by ~~the Tax Commission~~ Service Oklahoma when relocating an
17 existing ~~motor license agency~~ Service Oklahoma location. The ~~Tax~~
18 ~~Commission~~ Service Oklahoma Operator Board may waive payment of such
19 costs in case of unforeseen business or emergency conditions beyond
20 the control of the ~~agent~~ licensed operator.

21 J. Any existing contracts by or between any motor license agent
22 and the Oklahoma Tax Commission shall be assigned to Service
23 Oklahoma. All existing motor license agents in good standing with
24 the Oklahoma Tax Commission will be offered a subsequent contract

1 from Service Oklahoma to become a licensed operator to take effect
2 on January 1, 2023. The contract between existing motor license
3 agents and Service Oklahoma must be agreed to no later than December
4 31, 2022. In the event an existing motor license agent declines to
5 enter into the subsequent contract with Service Oklahoma to become a
6 licensed operator, that motor license agent may continue to conduct
7 business pursuant to the existing contract through December 31,
8 2025, so long as that motor license agent remains in good standing
9 with Service Oklahoma in accordance with the terms of the existing
10 contract.

11 SECTION 176. AMENDATORY 47 O.S. 2021, Section 1140.2, is
12 amended to read as follows:

13 Section 1140.2. A. There is hereby created in the State
14 Treasury a revolving fund for ~~the Oklahoma Tax Commission~~ Service
15 Oklahoma to be designated the "License and ID Apportionment
16 Reimbursement Revolving Fund". The fund shall be a continuing fund,
17 not subject to fiscal year limitations, and shall consist of all
18 monies appropriated to the fund by law. All monies accruing to the
19 credit of the fund are hereby appropriated and may be expended by
20 the Oklahoma Tax Commission to offset the increased fees retained by
21 ~~motor license agents~~ licensed operators, pursuant to the provisions
22 of Section 6-101 of Title 47 of the Oklahoma Statutes, beginning
23 upon the effective date of this act and ending on February 28, 2023.

24

1 B. There is hereby created in the State Treasury a revolving
2 fund for Service Oklahoma to be designated the "Service Oklahoma
3 License and ID Apportionment Reimbursement Revolving Fund". The
4 fund shall be a continuing fund, not subject to fiscal year
5 limitations, and shall consist of all monies appropriated to the
6 fund by law. All monies accruing to the credit of the fund are
7 hereby appropriated and may be expended by Service Oklahoma to
8 offset the increased fees retained by licensed operators, pursuant
9 to the provisions of Section 6-101 of Title 47 of the Oklahoma
10 Statutes, beginning January 1, 2023 and ending on February 28, 2023.

11 SECTION 177. AMENDATORY 47 O.S. 2021, Section 1141, is
12 amended to read as follows:

13 Section 1141. It shall be unlawful for any person to display
14 any sign or to advertise in any manner representing to the public
15 that he or she is an official or authorized ~~motor license agent~~
16 licensed operator of the state, or that he or she has authority to
17 register motor vehicles and issue license plates therefor, unless
18 such person is a duly ~~appointed~~ licensed and qualified ~~motor license~~
19 ~~agent~~ licensed operator under the provisions of Section 1140 of this
20 title; and it shall be unlawful for any person to solicit, accept or
21 receive any gratuity or compensation for acting as a messenger or
22 for acting as the agent or representative of another person in
23 applying for the registration of a motor vehicle and obtaining the
24 license plate therefor from ~~the Oklahoma Tax Commission~~ Service

1 Oklahoma or from any official and authorized ~~motor license agent~~
2 licensed operator, or to advertise, solicit, or in any manner offer
3 to render such services for hire or compensation unless the ~~motor~~
4 ~~license agent~~ licensed operator has appointed, authorized and
5 approved said person to perform such acts and said person shall
6 furnish to the ~~motor license agent~~ licensed operator of the county
7 in which such service is performed a surety bond in such amount as
8 said ~~motor license agent~~ licensed operator shall determine to be
9 commensurate with the amount of money which may be involved at any
10 one time.

11 Any person violating the provisions hereof shall be deemed
12 guilty of a misdemeanor and upon conviction shall be punished by a
13 fine of not more than Five Hundred Dollars (\$500.00), or by
14 imprisonment in the county jail for not exceeding one (1) year, or
15 both. Each day that any such person advertises or in any manner
16 offers to render such services to the public or to any person shall
17 constitute a separate offense.

18 Nothing herein shall be construed as affecting or diminishing
19 the responsibility and liability to ~~the Commission~~ Service Oklahoma
20 of the official ~~motor license agent~~ licensed operator or of his or
21 her bond made to ~~the Commission~~ Service Oklahoma.

22 SECTION 178. AMENDATORY 47 O.S. 2021, Section 1141.1, as
23 last amended by Section 10, Chapter 276, O.S.L. 2021, is amended to
24 read as follows:

1 Section 1141.1. A. Each ~~motor license agent~~ licensed operator
2 shall be entitled to retain the following amounts from the taxes and
3 fees collected by such ~~agent~~ licensed operator to be used to fund
4 the operation of the office of such ~~motor license agent~~ licensed
5 operator subject to the provisions of Sections 1140 through 1147 of
6 this title:

7 1. Beginning July 1, 2006, through December 31, 2021, Three
8 Dollars and fifty-six cents (\$3.56) for each vehicle registered and
9 for each special license plate issued pursuant to the Oklahoma
10 Vehicle License and Registration Act;

11 2. Beginning on or after January 1, 2022, and for all
12 subsequent years, if a special or personalized license plate is
13 issued pursuant to Sections 1135.1 through 1135.7 of this title and
14 remittance is combined with the registration required pursuant to
15 Section 1132 of this title, Seven Dollars and twelve cents (\$7.12);

16 3. One Dollar and twenty-five cents (\$1.25) for each
17 certificate of title issued for boats and motors pursuant to the
18 Oklahoma Statutes;

19 4. For each certificate of registration issued for boats and
20 motors pursuant to the Oklahoma Statutes, an amount determined
21 pursuant to the provisions of subsection B of this section;

22 5. Two Dollars and twenty-five cents (\$2.25) for each
23 certificate of title issued pursuant to the Oklahoma Vehicle License
24 and Registration Act. Provided, the fee retention amount for

1 certificates of title issued pursuant to the provisions of
2 subsection H of Section 1105 of this title, in which an insurer pays
3 the optional twenty-two-dollar-fee amount, is Four Dollars and fifty
4 cents (\$4.50);

5 6. Beginning October 1, 2000, three percent (3%) of the vehicle
6 excise tax collected pursuant to Section 2103 of Title 68 of the
7 Oklahoma Statutes. Beginning July 1, 2001, each ~~motor license agent~~
8 licensed operator shall be entitled to retain three and one hundred
9 twenty-five one-thousandths percent (3.125%) of the vehicle excise
10 tax collected pursuant to Section 2103 of Title 68 of the Oklahoma
11 Statutes. Beginning July 1, 2002, and for all subsequent years,
12 each ~~motor license agent~~ licensed operator shall be entitled to
13 retain three and twenty-five one-hundredths percent (3.25%) of the
14 vehicle excise tax collected pursuant to Section 2103 of Title 68 of
15 the Oklahoma Statutes. However, beginning July 1, 2003, the
16 Legislature shall annually review the percentage to be retained by
17 the ~~motor license agents~~ licensed operators pursuant to this
18 paragraph to determine whether such percentage should be adjusted;

19 7. Four percent (4%) of the excise tax collected on the
20 transfer of boats and motors pursuant to the Oklahoma Statutes;

21 8. Two Dollars (\$2.00) for each driver license, endorsement,
22 identification license, or renewal or duplicate issued pursuant to
23 Section 6-101 et seq. of this title;

1 9. Two Dollars (\$2.00) for the recording of security interests
2 as provided in Section 1110 of this title;

3 10. Two Dollars (\$2.00) for each inspection conducted pursuant
4 to subsection L of Section 1105 of this title;

5 11. Three Dollars (\$3.00) for each inspection conducted
6 pursuant to subsection M of Section 1105 of this title;

7 12. One Dollar (\$1.00) for each certificate of ownership filed
8 pursuant to subsection R of Section 1105 of this title;

9 13. One Dollar (\$1.00) for each temporary permit issued
10 pursuant to Section 1124 of this title;

11 14. One Dollar and fifty cents (\$1.50) for processing each
12 proof of financial responsibility, driver license information,
13 insurance verification information, and other additional information
14 as provided in Section 7-602 of this title;

15 15. The mailing fees and registration fees provided in ~~Sections~~
16 ~~1131 and 1140~~ of this title;

17 16. The notary fee provided in Section 1143 of this title;

18 17. Three Dollars (\$3.00) for each lien entry form completed
19 and recorded on a certificate of title pursuant to subsection G of
20 Section 1105 of this title;

21 18. Seven Dollars (\$7.00) for each notice of transfer as
22 provided by subsection B of Section 1107.4 of this title;

23
24

1 19. Seven Dollars (\$7.00) for each certificate of title or each
2 certificate of registration issued for repossessed vehicles pursuant
3 to Section 1126 of this title;

4 20. Any amount specifically authorized by law to be retained by
5 the ~~motor license agent~~ licensed operator for the furnishing of a
6 summary of a traffic record; and

7 21. Beginning July 1, 2009, each ~~motor license agent~~ licensed
8 operator shall also be entitled to a portion of the penalties for
9 delinquent registration or payment of excise tax as provided for in
10 subsection C of Section 1115, subsection F of Section 1132 and
11 subsection C of Section 1151 of this title and of subsection A of
12 Section 2103 of Title 68 of the Oklahoma Statutes.

13 22. Beginning ~~with the effective date of this act~~ January 1,
14 2023, each ~~motor license agent~~ licensed operator shall be entitled
15 to retain three and twenty-five one hundredths percent (3.25%) of
16 the vehicle excise tax collected pursuant to Section 2103 of Title
17 68 of the Oklahoma Statutes for each electric vehicle but such
18 amount shall not be in addition to any other amount authorized by
19 this section to be retained with respect to a vehicle.

20 The balance of the funds collected shall be remitted to ~~the~~
21 ~~Oklahoma Tax Commission~~ Service Oklahoma as provided in Section 1142
22 of this title to be apportioned pursuant to Section 1104 of this
23 title.

1 B. For each certificate of registration issued for boats and
2 motors, each ~~motor license agent~~ licensed operator shall be entitled
3 to retain the greater of One Dollar and twenty-five cents (\$1.25) or
4 an amount to be determined by ~~the Tax Commission~~ Service Oklahoma
5 according to the provisions of this subsection. At the end of
6 fiscal year 1997 and each fiscal year thereafter, ~~the Tax Commission~~
7 Service Oklahoma shall compute the average amount of registration
8 fees for all boats and motors registered in this state during the
9 fiscal year and shall multiply the result by six and twenty-two one-
10 hundredths percent (6.22%). The resulting product shall be the
11 amount which may be retained by each ~~motor license agent~~ licensed
12 operator for each certificate of registration for boats and motors
13 issued during the following calendar year.

14 C. When an application for registration is made with Service
15 Oklahoma, Corporation Commission or a licensed operator, a
16 registration fee of One Dollar and seventy-five cents (\$1.75) shall
17 be collected for each license plate or decal issued. Such fees shall
18 be in addition to the registration fees on motor vehicles and when
19 an application for registration is made to the licensed operator
20 such licensed operator shall retain a fee as provided in Section
21 1141.1 of this title. When the fee is paid by a person making
22 application directly with Service Oklahoma or Corporation
23 Commission, as applicable, the registration fees shall be in the
24 same amount as provided for licensed operators and the fee provided

1 by Section 1141.1 of this title shall be deposited in the Service
2 Oklahoma Revolving Fund or as provided in Section 1167 of this
3 title, as applicable. Service Oklahoma shall prepare schedules of
4 registration fees and charges for titles which shall include the
5 fees for licensed operators and all fees and charges paid by a
6 person shall be listed separately on the application and
7 registration and totaled on the application and registration. The
8 licensed operators shall charge only such fees as are specifically
9 provided for by law, and all such authorized fees shall be posted in
10 such a manner that any person shall have notice of all fees that are
11 imposed by law.

12 SECTION 179. AMENDATORY 47 O.S. 2021, Section 1142, is
13 amended to read as follows:

14 Section 1142. A. There is hereby created as an official
15 depository of ~~the Oklahoma Tax Commission~~ Service Oklahoma a special
16 agency account. ~~The Tax Commission~~ Service Oklahoma is hereby
17 authorized and directed to assign an appropriate and distinctive
18 number or designation for the account herein created which shall be
19 designated the ~~Oklahoma Tax Commission~~ Service Oklahoma ~~Motor~~
20 ~~License Agent~~ Licensed Operator Account. ~~The Tax Commission~~ Service
21 Oklahoma shall assign an appropriate and distinctive subaccount
22 number or designation for each ~~motor license agent~~ licensed
23 operator. Every ~~motor license agent~~ licensed operator appointed
24 under the provisions of the Oklahoma Vehicle License and

1 Registration Act shall safeguard and preserve, in the manner herein
2 required, all monies paid to such ~~agent~~ licensed operator which the
3 ~~agent~~ licensed operator is bound to account for and pay over to ~~the~~
4 ~~Tax Commission~~ Service Oklahoma.

5 B. Each ~~motor license agent~~ licensed operator shall establish,
6 in a bank or banks authorized to do a banking business in the state,
7 such special ~~agency~~ licensed operator account and at any time that
8 the ~~motor license agent~~ licensed operator accumulates a total amount
9 of receipts of One Hundred Dollars (\$100.00) or more then such ~~motor~~
10 ~~license agent~~ licensed operator shall deposit within a period of one
11 (1) banking business day after the close of business, all receipts
12 which the ~~agent~~ licensed operator is obligated to account for and
13 remit to ~~the Tax Commission~~ Service Oklahoma in the designated
14 ~~Oklahoma Tax Commission~~ Service Oklahoma ~~Motor License Agent~~
15 Licensed Operator Account and no such monies shall be deposited in
16 any other banks or other depositories unless the said bank accounts
17 are maintained by ~~the Tax Commission~~ Service Oklahoma. Provided
18 that, where a ~~motor license agent~~ licensed operator is doing
19 business in a municipality where there is no bank located, such
20 ~~motor license agent~~ licensed operator shall have a period of three
21 (3) banking business days after the close of business to make such
22 deposits. Advice of deposit receipts or duplicate deposit receipts,
23 in a form and in an amount prescribed by ~~the Tax Commission~~ Service
24 Oklahoma, shall be obtained and preserved as directed by ~~the Tax~~

1 ~~Commission~~ Service Oklahoma. One shall be retained by the ~~agent~~
2 licensed operator, and one shall be immediately forwarded to ~~the Tax~~
3 ~~Commission~~ Service Oklahoma. Withdrawals or transfers from such
4 ~~Oklahoma Tax Commission~~ Service Oklahoma ~~Motor License Agent~~
5 Licensed Operator Account shall be made only by the duly authorized
6 agent of ~~the Tax Commission~~ Service Oklahoma. That part of the
7 ~~agent's~~ licensed operator's fees to be retained by the ~~agent~~
8 licensed operator as the ~~agent's~~ licensed operator's personal
9 compensation shall not be deposited in said ~~Oklahoma Tax Commission~~
10 Service Oklahoma ~~Motor License Agent~~ Licensed Operator Account.

11 Each ~~motor license agent~~ licensed operator shall submit the
12 appropriate reports designated by ~~the Tax Commission~~ Service
13 Oklahoma to properly account for all funds, regardless of source,
14 received by a ~~motor license agent~~ licensed operator in the
15 performance of the ~~agent's~~ licensed operator's duties. Reports
16 shall cover a period from the first day of the month to the
17 fifteenth day of the month and from the sixteenth day of the month
18 to the last day of the month. It shall be the responsibility of the
19 ~~motor license agent~~ licensed operator to mail or deliver such
20 reports and all documents of all transactions to ~~the Tax Commission~~
21 Service Oklahoma within a time period to be established by ~~the Tax~~
22 ~~Commission~~ Service Oklahoma. Service Oklahoma shall be responsible
23 to mail or deliver such reports and documents and transfer funds
24 from all transactions received from the licensed operators to the

1 Oklahoma Tax Commission within a time period agreed to between the
2 Oklahoma Tax Commission and Service Oklahoma.

3 C. ~~Motor license agents~~ Licensed operators shall deposit in
4 such account all monies, taxes and fees collected and received by
5 them as ~~such agents~~ licensed operators, which they are obligated to
6 account for and remit to ~~the Tax Commission~~ Service Oklahoma, and it
7 is specifically required that checks or similar instruments accepted
8 or received by such agents for taxes or fees must be deposited in
9 such account, less any amount provided by this act that the ~~agents~~
10 licensed operators are entitled to retain as fees.

11 No ~~motor license agent~~ licensed operator shall withdraw any
12 funds from the ~~agent's motor license agent~~ licensed operator's
13 licensed operator account. All checks, drafts, orders and vouchers
14 so deposited shall bear an endorsement to the ~~motor license agent~~
15 licensed operator account which endorsement shall include the
16 assigned account number and the ~~agent's~~ licensed operator's
17 subaccount number. Items deposited shall be credited at par and
18 should payment be refused on any such check, draft, order or
19 voucher, or should the same prove otherwise worthless, the amount
20 thereof shall not be charged by ~~the Tax Commission~~ Service Oklahoma
21 against the individual subaccounts of the ~~agent~~ licensed operator.
22 The ~~agent~~ licensed operator shall continue to attempt to require
23 proper payment of all such worthless items, but shall not be
24 personally liable to ~~the Tax Commission~~ Service Oklahoma for their

1 payment. ~~The Tax Commission~~ Service Oklahoma or ~~agent~~ the licensed
2 operator shall charge the person issuing the check a fee of Twenty-
3 five Dollars (\$25.00) for each check to cover the costs of the
4 processing of each returned check, and all necessary travel expenses
5 of collection, as provided by the State Travel Reimbursement Act;
6 provided, such charge shall not be made unless efforts have been
7 made to present such check, draft, order or voucher for payment a
8 second time. Any ~~motor license agent~~ licensed operator who collects
9 a dishonored check pursuant to the provisions of Section 1121 of
10 this title shall also collect a fee of Twenty-five Dollars (\$25.00)
11 and shall be entitled to retain such fee.

12 D. ~~Notwithstanding anything to the contrary, the Tax Commission~~
13 ~~shall continue to have the exclusive authority and standing to~~
14 ~~collect any taxes or other revenues owed to the State of Oklahoma or~~
15 ~~any political subdivision thereof pursuant to the provisions of the~~
16 ~~Motor Vehicle License and Registration Act.~~

17 E. It is specifically provided that nothing in this section
18 shall be considered or construed as in any way affecting, relieving
19 or relinquishing the liability of such agent to ~~the Tax Commission~~
20 Service Oklahoma for any monies collected by the ~~agent~~ licensed
21 operator and due the state or the liability of such ~~agent~~ licensed
22 operator or any surety on or under the ~~agent's~~ licensed operator's
23 bond made to ~~the Tax Commission~~ Service Oklahoma.

24

1 Unless provided otherwise, any ~~motor license agent~~ licensed
2 operator who fails to comply with any provision of this section
3 shall pay a penalty to be imposed by ~~the Tax Commission~~ Service
4 Oklahoma. Monies collected for payment of the penalty shall be
5 deposited to the credit of the General Revenue Fund of the State
6 Treasury. Any ~~motor license agent~~ licensed operator who pays a
7 penalty pursuant to this section shall not allocate his or her
8 payment thereof as a part of his or her operating expenses, but
9 shall use his or her personal funds for payment of the penalty.
10 Such penalty shall be equal to one percent (1%) of the gross amount
11 of the receipts received by the ~~motor license agent~~ licensed
12 operator for that particular day that the ~~agent~~ licensed operator
13 fails to deposit all such funds required by this section or one
14 percent (1%) of the gross amount of the receipts received by the
15 ~~motor license agent~~ licensed operator for the report period that the
16 ~~agent~~ licensed operator fails to timely mail the required report or
17 remit any excess ~~agent~~ licensed operator funds as provided in
18 subsection B of this section. Such penalty shall be increased to
19 three percent (3%) of the gross amount of the receipts received for
20 that particular day if the ~~motor license agent~~ licensed operator
21 fails to fulfill any of said requirements within a period of five
22 (5) days. Provided that such penalty shall be three percent (3%) of
23 the gross amount of the receipts received by the ~~motor license agent~~
24 licensed operator for the report period that the agent fails to

1 timely mail the required report or remit any excess ~~agent~~ licensed
2 operator funds as provided in subsection B of this section if the
3 ~~motor license agent~~ licensed operator fails to fulfill these
4 requirements within five (5) days.

5 The ~~Tax Commission~~ Service Oklahoma Operator Board may waive the
6 penalty for failing to timely file the accounting report required by
7 this section if ~~the Tax Commission~~ Service Oklahoma Operator Board
8 finds that:

9 1. The funds to which the report applies have been properly
10 deposited;

11 2. The failure to timely file the report was due to emergency
12 conditions beyond the control of the ~~agent~~ licensed operator; and

13 3. The report has been filed within a week of the date on which
14 it was required to be filed.

15 SECTION 180. AMENDATORY 47 O.S. 2021, Section 1142.1, is
16 amended to read as follows:

17 Section 1142.1. A. It shall be unlawful for any ~~motor license~~
18 ~~agent~~ licensed operator or any employee of such ~~motor license agent~~
19 licensed operator to carry on a messenger service, courier service
20 or pick up and delivery service for the recording of a security
21 interest or for the registration of a motor vehicle or boat or a
22 motor, or obtaining license plates and decals, or for the issuance
23 of a certificate of title for any motor vehicle or boat or motor.
24 Provided, nothing in this subsection shall be construed to prevent a

1 ~~motor license agent~~ licensed operator or any employee of such ~~motor~~
2 ~~license agent~~ licensed operator from performing such services for
3 the ~~motor license agent's~~ licensed operator's depository bank, when
4 the ~~motor license agent~~ licensed operator or his employee goes to
5 the ~~agent's~~ licensed operator's depository bank to deposit tax
6 monies into the ~~agent's~~ licensed operator's designated ~~Oklahoma Tax~~
7 ~~Commission Motor License Agent Service Oklahoma Licensed Operator~~
8 Account. ~~After September 1, 1991, the Oklahoma Tax Commission~~
9 ~~Service Oklahoma~~ shall not designate or assign a ~~motor license agent~~
10 licensed operator more than one active ~~Oklahoma Tax Commission Motor~~
11 ~~License Agent Service Oklahoma Licensed Operator~~ Account. Accounts
12 designated prior to September 1, 1991, may remain active.

13 B. It shall be unlawful for any ~~motor license agent~~ licensed
14 operator to compensate in any manner a messenger service, courier
15 service or pick up and delivery service or any one attempting to
16 provide messenger service, courier service or pick up and delivery
17 service for recording a security interest or for the registration of
18 a motor vehicle or boat or motor, or obtaining license plates and
19 decals, or for the issuance of a certificate of title for any motor
20 vehicle or boat or motor.

21 C. A ~~motor license agent~~ licensed operator who violates the
22 provisions of this section shall be subject to a fine of Two
23 Thousand Dollars (\$2,000.00) per occurrence.

1 SECTION 181. AMENDATORY 47 O.S. 2021, Section 1143, is
2 amended to read as follows:

3 Section 1143. A. A ~~motor license agent~~ licensed operator
4 ~~appointed under the provisions of this title~~ shall retain as
5 compensation those taxes and fees collected and retained pursuant to
6 Section 1141.1 of this title, and shall additionally retain:

7 1. All amounts remaining from notary and mailing fees received
8 by such ~~agent~~ licensed operator, after payment of all costs of
9 handling and mailing;

10 2. All profits from any concessions operated in the ~~agent's~~
11 licensed operator's office; and

12 3. All amounts collected pursuant to subsection H of Section
13 1111 of this title.

14 B. A ~~motor license agent~~ licensed operator shall receive a fee
15 as regulated in Title 49 of the Oklahoma Statutes for each document
16 notarized.

17 C. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall initiate
18 a mail order vehicle registration notification program, which shall
19 consist of notification annually to all vehicle owners in this state
20 of such time an owner shall register and license a vehicle as
21 provided for in Section 1101 et seq. of this title. The
22 notification issued by ~~the Tax Commission~~ Service Oklahoma shall
23 include a breakdown of all charges to be paid by the owner, other
24 items deemed necessary by ~~the Tax Commission~~ Service Oklahoma and

1 shall notify the owner of the option of paying registration fees and
2 receiving the license plate or decal through the mail directly from
3 ~~the Tax Commission~~ Service Oklahoma or of registering and receiving
4 the license plate or decal from a ~~motor license agent~~ licensed
5 operator. On the back of such registration notification forms there
6 shall be the address of ~~the Oklahoma Tax Commission~~ Service Oklahoma
7 in large black type and an explanation of the apportionment of all
8 license fees and penalties collected and their disposition. Such
9 explanation shall include information as to all charges included in
10 the total license fee and any fees or charges incident to the
11 registration of a motor vehicle, to include all fees that a ~~motor~~
12 ~~license agent~~ licensed operator is authorized to collect. If the
13 owner chooses the option of receiving these services through the
14 mail, either from ~~the Tax Commission~~ Service Oklahoma or the ~~motor~~
15 ~~license agent~~ licensed operator, the owner shall then be instructed
16 to pay the final total listed. The costs of mailing shall be the
17 cost of postage plus One Dollar and twenty-five cents (\$1.25) for
18 license plates, the cost of postage plus One Dollar (\$1.00) for
19 decals and for the mailing of any other form, title, decal or device
20 provided for in the Oklahoma Vehicle License and Registration Act.
21 Provided however, ~~the Tax Commission~~ Service Oklahoma may adjust any
22 mailing costs from time to time as it deems appropriate and as will
23 allow for additional fees the U.S. Postal Service may charge.

1 D. Money received by ~~the Tax Commission~~ Service Oklahoma for
2 the issuance of any registrations, license plates or otherwise shall
3 be apportioned to the schools in accordance with other laws
4 controlling such distributions.

5 E. Failure by an owner of a vehicle to receive registration
6 notification as provided for in the Motor Vehicle License and
7 Registration Act shall not in any manner relieve such person from
8 the obligation of proper and timely registration and licensing of
9 such vehicle, and such person shall be subject to any penalties
10 prescribed by the Oklahoma Vehicle License and Registration Act.

11 F. A ~~motor license agent~~ licensed operator, out of the taxes
12 and fees collected and retained pursuant to Section 1141.1 of this
13 title, shall obtain a faithful performance surety bond or cash bond
14 in the amount of Thirty Thousand Dollars (\$30,000.00) or in such
15 additional amount and form required by ~~the Tax Commission~~ Service
16 Oklahoma or by the Oklahoma Vehicle License and Registration Act, a
17 blanket surety bond or cash bond covering adequately all office
18 personnel, necessary insurance, necessary office equipment and
19 furniture, and other goods and services essential to the proper
20 operation of the ~~motor license agency~~ Service Oklahoma location.
21 Provided that ~~the Tax Commission~~ Service Oklahoma shall have the
22 authority to lower such required surety bond to an amount that is
23 commensurate with the amount of business conducted by the ~~motor~~
24 ~~license agent~~ licensed operator, but in no event shall that amount

1 be less than Five Thousand Dollars (\$5,000.00). ~~Motor license~~
2 ~~agents~~ Licensed operators shall obtain the surety bond or cash bond
3 required by this section only during their first year of operation.
4 Thereafter, the ~~motor license agents~~ licensed operators shall be
5 subject to the provisions of Section 1143.1 of this title.

6 SECTION 182. AMENDATORY 47 O.S. 2021, Section 1143.1, is
7 amended to read as follows:

8 Section 1143.1. A. 1. There is hereby created the Oklahoma
9 Motor License Agent Indemnity Fund. The fund shall be a continuing
10 fund, not subject to fiscal year limitations, and shall consist of
11 annual assessments levied on ~~motor license agencies~~ licensed
12 operators. All monies accruing to the credit of the funds are
13 hereby appropriated and may be expended, in amounts and as
14 authorized by the Legislature, by the Office of Management and
15 Enterprise Services. The purpose of the fund is to ensure that ~~the~~
16 ~~Oklahoma Tax Commission~~ Service Oklahoma recovers tax revenue and
17 the Corporation Commission recovers apportioned vehicle registration
18 fees, not remitted to either ~~Commission~~ because of negligence,
19 malfeasance or fraud by a ~~motor license agent~~ licensed operator. In
20 addition, claims arising from ~~tag agent~~ licensed operator errors and
21 omissions may be paid from monies in the fund in excess of Five
22 Hundred Thousand Dollars (\$500,000.00). Upon final determination by
23 ~~the Tax Commission~~ Service Oklahoma of a tax revenue shortage or
24 liability of a ~~motor license agent~~ licensed operator whose ~~agency~~

1 Service Oklahoma location has been closed, or by the Corporation
2 Commission of apportioned vehicle registration fee shortage, a claim
3 in the amount of such liability may be made by either Service
4 Oklahoma or the Corporation Commission against the fund. The claim
5 shall be paid out of the fund by the Office of Management and
6 Enterprise Services. At least sixty (60) days' written notice shall
7 be given to the delinquent ~~motor license agent~~ licensed operator
8 before any such claim is paid. The Office shall have the power to
9 seek restitution to the fund from any ~~motor license agent~~ licensed
10 operator whose liability was paid out of the fund. The monies in
11 the fund shall be invested by the State Treasurer and the interest
12 shall be deposited in the fund. Beginning January 1, 2023, all
13 funds to be deposited in the Oklahoma Motor License Agent Indemnity
14 Fund shall be deposited in the Oklahoma Licensed Operator Indemnity
15 Fund.

16 2. There is hereby created the Oklahoma Licensed Operator
17 Indemnity Fund. The fund shall be a continuing fund, not subject to
18 fiscal year limitations, and shall consist of annual assessments
19 levied on licensed operators. Beginning January 1, 2023, all monies
20 accruing to the credit of the funds are hereby appropriated and may
21 be expended, in amounts and as authorized by the Legislature and by
22 the Office of Management and Enterprise Services. The purpose of
23 the fund is to ensure that Service Oklahoma recovers revenue fees,
24 not remitted to it because of negligence, malfeasance, or fraud by a

1 licensed operator. In addition, claims arising from licensed
2 operator errors and omissions may be paid from monies in the fund in
3 excess of Five Hundred Thousand Dollars (\$500,000.00). Upon final
4 determination by Service Oklahoma of a tax revenue shortage or
5 liability of a licensed operator whose Service Oklahoma location has
6 been closed, or by the Corporation Commission of apportioned vehicle
7 registration fee shortage, a claim in the amount of such liability
8 may be made by either Service Oklahoma or the Corporation Commission
9 against the fund. The claim shall be paid out of the fund by the
10 Office of Management and Enterprise Services. At least sixty (60)
11 days' written notice shall be given to the delinquent licensed
12 operator before any such claim is paid. The Office of Management
13 and Enterprise Services shall have the power to seek restitution to
14 the fund from any licensed operator whose liability was paid out of
15 the fund. The monies in the fund shall be invested by the State
16 Treasurer and the interest shall be deposited in the fund.

17 B. Each fiscal year, the Office of Management and Enterprise
18 Services shall collect and deposit into the fund an annual
19 assessment from all ~~motor license agencies~~ licensed operators that
20 have been operating for a period of not less than one (1) year.
21 Such assessments shall be payable by each ~~motor license agency~~
22 licensed operator on a quarterly basis. The amount on which the
23 assessment shall be based shall be determined annually for each
24 ~~motor license agency~~ licensed operator by the ~~Tax Commission~~ Service

1 Oklahoma by dividing the volume of tax monies collected each fiscal
2 year by the ~~agency~~ licensed operator by the number of reporting
3 periods required by ~~the Tax Commission~~ Service Oklahoma. The
4 assessments shall be in the following amounts:

5 1. Each ~~motor license agency~~ licensed operator which has been
6 in operation for more than three (3) years and subject to the
7 assessment pursuant to this subsection shall pay such assessment as
8 follows:

- 9 a. when the fund contains less than Five Hundred Thousand
10 Dollars (\$500,000.00) on June 30 of any year, the
11 assessment shall be one percent (1%) of the amount
12 determined for the ~~motor license agency~~ licensed
13 operator by ~~the Tax Commission~~ Service Oklahoma, and
14 b. when the fund contains Five Hundred Thousand Dollars
15 (\$500,000.00) or more on June 30 of any year, ~~the Tax~~
16 ~~Commission~~ Service Oklahoma shall reduce or suspend
17 the assessment for such ~~agencies~~ licensed operators if
18 ~~the Commission~~ Service Oklahoma determines that the
19 fund is fiscally sound and meets the needs for which
20 the fund is established.

21 Provided, however, if the fund contains less than Five Hundred
22 Thousand Dollars (\$500,000.00) at any time during the fiscal year
23 for which ~~the Tax Commission~~ Service Oklahoma has reduced or
24 suspended the assessment hereunder, ~~the Tax Commission~~ Service

1 Oklahoma shall immediately issue an assessment pursuant to
2 subparagraph a of this paragraph in an amount equal to the amount
3 which would have been paid during the remaining quarters of the
4 fiscal year; and

5 2. Each ~~motor license agency~~ licensed operator which has been
6 in operation for less than three (3) years but more than one (1)
7 year shall pay the assessment in an amount equal to one percent (1%)
8 of the amount determined for the ~~motor license agency~~ licensed
9 operator by ~~the Tax Commission~~ Service Oklahoma until the ~~agency~~
10 licensed operator reaches the end of its third year of operation.
11 At such time, such ~~agency~~ licensed operator shall be subject to the
12 assessment specified in subparagraph a of paragraph 1 of this
13 subsection.

14 C. Any assessments required by subsection B of this section,
15 shall be paid in quarterly amounts and due on September 30, December
16 30, March 30 and June 30 of each year. Such payments shall be
17 deemed delinquent after October 15, January 15, April 15 and July 15
18 of each year. ~~Motor license agents~~ Licensed operators who are
19 delinquent in remitting any quarterly payment for their operating
20 ~~agencies~~ Service Oklahoma locations in excess of fifteen (15) days
21 after the date of the delinquency shall be subject to dismissal.

22 D. No annual assessment shall exceed One Thousand Two Hundred
23 Dollars (\$1,200.00).
24

1 SECTION 183. AMENDATORY 47 O.S. 2021, Section 1143.2, is
2 amended to read as follows:

3 Section 1143.2. A. In addition to the duties and functions
4 authorized to be performed by ~~motor license agents~~ licensed
5 operators pursuant to the provisions of the Oklahoma Vehicle License
6 and Registration Act, ~~the Oklahoma Tax Commission~~ Service Oklahoma
7 is authorized to utilize ~~motor license agents~~ licensed operators to
8 perform the following duties:

9 1. Process, receive, and issue permits, licenses, and
10 registration relating to any tax which is payable to, collectible
11 by, or administered by ~~the Tax Commission~~ Service Oklahoma;

12 2. Accept documents, reports, or returns required to be filed
13 with ~~the Tax Commission~~ Service Oklahoma and accept payment of
14 remittances required to be made to ~~the Tax Commission~~ Service
15 Oklahoma as provided by the tax laws of this state;

16 3. Provide information regarding the status of any permit or
17 license issued by ~~the Tax Commission~~ Service Oklahoma, or the
18 franchise tax status of any corporation, upon written request and
19 subject to the provisions of Section 205 of Title 68 of the Oklahoma
20 Statutes and any other provision of law relating to the
21 confidentiality of records or information; and

22 4. Perform any other duties specified by ~~the Tax Commission~~
23 Service Oklahoma relating to the enforcement or administration of
24 any state tax law.

1 B. Any permit, license, or registration issued by a ~~motor~~
2 ~~license agent~~ licensed operator, and any document, report, return,
3 or remittance accepted by a ~~motor license agent~~ licensed operator,
4 pursuant to the provisions of subsection A of this section, shall be
5 deemed on the date of such issuance or acceptance to have been
6 issued or accepted by ~~the Tax Commission~~ Service Oklahoma.

7 C. In addition to the amounts authorized to be retained by
8 ~~motor license agents~~ licensed operators pursuant to the provisions
9 of Section 1141.1 of Title 47 of the Oklahoma Statutes, ~~motor~~
10 ~~license agents~~ licensed operators shall be entitled to charge and
11 receive fees for duties performed pursuant to the provisions of this
12 section as provided by law.

13 SECTION 184. AMENDATORY 47 O.S. 2021, Section 1144, is
14 amended to read as follows:

15 Section 1144. A. Payments for any required registration fees,
16 license plates or decals or excise taxes except as otherwise
17 provided by law, may be made as follows:

18 1. By the applicant's personal or company check if presented
19 within the period of time required for purchase or renewal of the
20 registration and license plates or decals. At the time of
21 presentment, the ~~motor license agent~~ licensed operator may utilize a
22 check verification system provided by ~~the Oklahoma Tax Commission~~
23 Service Oklahoma to confirm that there are sufficient funds to pay
24 the check. Upon notification that there are insufficient funds, the

1 agent shall refuse to accept the check or deliver the license plate
2 or decal. If ~~an agent~~ a licensed operator fails to utilize the
3 check verification system and the check is returned for nonpayment,
4 the ~~agent~~ licensed operator shall not receive any fees for the
5 transaction. No ~~motor license agent~~ licensed operator shall be
6 required to accept any check from any person during any penalty
7 period relating to that person's registration; or

8 2. By a nationally recognized credit or debit card issued to
9 the applicant. ~~The Tax Commission~~ Service Oklahoma may add an
10 amount equal to the amount of the service charge incurred as a
11 service charge for the acceptance of such credit card. For purposes
12 of this paragraph, "nationally recognized credit or debit card"
13 means any instrument or device, whether known as a credit card,
14 credit plate, charge plate, debit card or by any other name, issued
15 with or without fee by an issuer for the use of the cardholder in
16 obtaining goods, services or anything else of value on credit which
17 is accepted by over one thousand merchants in this state. ~~The Tax~~
18 ~~Commission~~ Service Oklahoma shall determine which nationally
19 recognized credit or debit cards will be accepted by a ~~motor license~~
20 ~~agent~~ licensed operator as payment for any required motor vehicle
21 registration fees, license plates or decals or excise taxes.
22 Provided however ~~the Tax Commission~~ Service Oklahoma must ensure
23 that no loss of state revenue will occur by the use of such card.

1 B. Each ~~motor license agent's office~~ licensed operator location
2 shall be open a minimum of forty (40) hours per week, of which four
3 (4) such hours per week shall be in the evening hours or on
4 Saturday, subject to the approval of ~~the Tax Commission~~ Service
5 Oklahoma, except during such weeks that contain a legal holiday
6 prescribed by the statutes of this state. Provided that ~~the Tax~~
7 ~~Commission~~ Service Oklahoma may authorize a ~~motor license agent~~
8 licensed operator to stay open a lesser period of time if ~~the Tax~~
9 ~~Commission~~ Service Oklahoma is satisfied that the public is being
10 properly served. Provided further, that there shall be at least one
11 ~~motor license agent~~ licensed operator in each county open the hours
12 designated in this section. All ~~motor license agents~~ licensed
13 operator shall post their hours in a conspicuous place for the
14 public's information.

15 SECTION 185. AMENDATORY 47 O.S. 2021, Section 1146, is
16 amended to read as follows:

17 Section 1146. A. ~~The Oklahoma Tax Commission~~ Service Oklahoma
18 shall audit all ~~motor license agents~~ licensed operators at least
19 once during each calendar year and shall have the power to require
20 any changes it deems necessary in the operation of ~~motor license~~
21 ~~agents~~ licensed operators. ~~The Tax Commission~~ Service Oklahoma
22 shall issue such rules as it deems necessary for the proper control
23 of all fiscal matters involving ~~motor license agents~~ licensed
24 operators.

1 B. Any review or audit of a ~~motor license agency~~ licensed
2 operator performed by ~~the Tax Commission~~ Service Oklahoma pursuant
3 to the provisions of Sections 1140 through 1147 of this title shall
4 be an open record and shall be made available for public inspection
5 at ~~the Tax Commission~~ Service Oklahoma, notwithstanding the
6 provisions of Section 205 of Title 68 of the Oklahoma Statutes.

7 C. Any and all records, files, books or otherwise of a ~~motor~~
8 ~~license agent~~ licensed operator relating to the operation of the
9 ~~motor license agency~~ Service Oklahoma location shall be public
10 record which shall be open to public inspection at reasonable times,
11 regardless of their location.

12 SECTION 186. AMENDATORY 47 O.S. 2021, Section 1146.2, is
13 amended to read as follows:

14 Section 1146.2. The State Auditor and Inspector, or his
15 designee, shall advise all ~~motor vehicle agents~~ licensed operators
16 on procedural and technical matters relating to accounting and
17 budget procedures. It shall be the duty of the ~~motor vehicle agents~~
18 licensed operators with notice of such advice to follow the
19 instructions or advice of the State Auditor and Inspector until
20 relieved of such duty by a court of competent jurisdiction or until
21 the Supreme Court shall hold otherwise.

22 SECTION 187. AMENDATORY 47 O.S. 2021, Section 1147, is
23 amended to read as follows:

1 Section 1147. ~~The Commission~~ Service Oklahoma may designate the
2 office of county treasurer of any county within the state as a ~~motor~~
3 ~~license agent~~ licensed operator.

4 SECTION 188. AMENDATORY 47 O.S. 2021, Section 1149, is
5 amended to read as follows:

6 Section 1149. It shall be the duty of ~~the Oklahoma Tax~~
7 ~~Commission~~ Service Oklahoma, and ~~the Tax Commission~~ Service Oklahoma
8 is hereby granted authority and jurisdiction to administer this act
9 with the aid of its ~~motor license agents~~ licensed operators, the
10 Department of Public Safety, the Highway Patrol, county sheriffs and
11 all other duly authorized peace officers. ~~The Tax Commission~~
12 Service Oklahoma is hereby authorized to promulgate all necessary
13 rules and prepare forms and records to carry this act into effect
14 and to enforce the provisions thereof. ~~The Tax Commission~~ Service
15 Oklahoma shall have the authority in cases of dispute to determine
16 the actual sales price of any vehicle. ~~The Tax Commission~~ Service
17 Oklahoma shall periodically cause to be prepared and shall
18 distribute to each authorized ~~motor license agent~~ licensed operator
19 a manual of procedure containing instructions, directions and
20 guidelines to be followed by all ~~motor license agents~~ licensed
21 operators in the performance of their duties.

22 SECTION 189. AMENDATORY 47 O.S. 2021, Section 1150, is
23 amended to read as follows:

1 Section 1150. Any employee of ~~the Oklahoma Tax Commission~~
2 Service Oklahoma charged with the duty of administering or assisting
3 in the administration of this act shall, when designated by ~~the~~
4 ~~Oklahoma Tax Commission~~ Service Oklahoma, have the power and
5 authority to administer oaths to taxpayers with the same force and
6 effect as if the oath had been administered by any other officer of
7 the state authorized by the statutes to administer oaths.

8 SECTION 190. AMENDATORY 47 O.S. 2021, Section 1151, is
9 amended to read as follows:

10 Section 1151. A. It shall be unlawful for any person to commit
11 any of the following acts:

12 1. To lend or to sell to, or knowingly permit the use of by,
13 one not entitled thereto any certificate of title, license plate or
14 decal issued to or in the custody of the person so lending or
15 permitting the use thereof;

16 2. To alter or in any manner change a certificate of title,
17 registration certificate, license plate or decal issued under the
18 laws of this or any other state;

19 3. To procure from another state or country, or display upon
20 any vehicle owned by such person within this state, except as
21 otherwise provided in the Oklahoma Vehicle License and Registration
22 Act, any license plate issued by any state or country other than
23 this state, unless there shall be displayed upon such vehicle at all
24 times the current license plate and decal assigned to it by ~~the~~

1 ~~Oklahoma Tax Commission~~ Service Oklahoma or the Corporation
2 Commission or the vehicle shall display evidence that the vehicle is
3 registered as a nonresident vehicle pursuant to rules promulgated by
4 ~~the Tax Commission~~ Service Oklahoma, with the concurrence of the
5 Department of Public Safety. A violation of the provisions of this
6 paragraph shall be presumed to have occurred if a person who is the
7 holder of an Oklahoma driver license operates a vehicle owned by
8 such person on the public roads or highways of this state and there
9 is not displayed on the vehicle a current Oklahoma license plate and
10 decal, unless the vehicle is owned by a member of the Armed Forces
11 of the United States assigned to duty in this state in compliance
12 with official military or naval orders or the spouse of such a
13 member of the Armed Forces;

14 4. To drive, operate or move, or for the owner to cause or
15 permit to be driven or moved, upon the roads, streets or highways of
16 this state, any vehicle loaded in excess of its registered laden
17 weight, or which is licensed for a capacity less than the
18 manufacturer's rated capacity as provided for in the Oklahoma
19 Vehicle License and Registration Act;

20 5. To operate a vehicle without proper license plate or decal
21 or on which all taxes due the state have not been paid. No citation
22 may be issued by any state, county or municipal law enforcement
23 officer during the thirty-day period immediately succeeding the last
24 day of the month during which a vehicle registration should have

1 | been renewed and a current license plate decal obtained and
2 | displayed on the license plate of the vehicle;

3 | 6. To buy, sell or dispose of, or possess for sale, use or
4 | storage, any secondhand or used vehicle on which the registration or
5 | license fee has not been paid, as required by law, and on which
6 | vehicle the person neglects, fails or refuses to display at all
7 | times the license plate or decal assigned to it;

8 | 7. To give a fictitious name or fictitious address or make any
9 | misstatement of facts in application for certificate of title and
10 | registration of a vehicle;

11 | 8. To purchase a license plate on an assigned certificate of
12 | title. This particular paragraph shall be applicable to all persons
13 | except a bona fide registered dealer in used cars who are holders of
14 | a current and valid used car dealer license;

15 | 9. To operate a vehicle upon the highways of this state after
16 | the registration deadline for that vehicle without a proper license
17 | plate, as prescribed by the Oklahoma Vehicle License and
18 | Registration Act, for the current year;

19 | 10. For any owner of a vehicle registered on the basis of laden
20 | weight to fail or refuse to weigh or reweigh it when requested to do
21 | so by any enforcement officer charged with the duty of enforcing
22 | this law;

23 | 11. To operate or possess any vehicle which bears a motor
24 | number or serial number other than the original number placed

1 thereon by the factory except a number duly assigned and authorized
2 by the state;

3 12. For any ~~motor license agent~~ licensed operator to release a
4 license plate, a manufactured home registration receipt, decal or
5 excise tax receipt to any unauthorized person or source including
6 any dealer in new or used motor vehicles. Violation of this
7 paragraph shall constitute sufficient grounds for discharge of a
8 ~~motor license agent~~ licensed operator by the ~~Tax Commission~~ Service
9 Oklahoma;

10 13. To operate any vehicle registered as a commercial vehicle
11 without the lettering requirements of Section 1102 of this title; or

12 14. To operate any vehicle in violation of the provisions of
13 Sections 7-600 through 7-606 of this title while displaying a yearly
14 decal issued to the owner who has filed an affidavit with the
15 appropriate ~~motor license agent~~ licensed operator in accordance with
16 Section 7-607 of this title.

17 Any person convicted of violating any provision of this
18 subsection, other than paragraph 3 of this subsection, shall be
19 deemed guilty of a misdemeanor and upon conviction shall be punished
20 by a fine not to exceed Five Hundred Dollars (\$500.00). Any person
21 convicted of violating the provisions of paragraph 3 of this
22 subsection shall be deemed guilty of a misdemeanor and, upon
23 conviction, shall be punished by a fine of not less than One Hundred
24 Dollars (\$100.00) and not more than Five Hundred Dollars (\$500.00)

1 and shall be required to obtain an Oklahoma license plate.
2 Employees of the Corporation Commission may be authorized by the
3 Corporation Commission to issue citations to motor carriers or
4 operators of commercial motor vehicles, pursuant to the jurisdiction
5 of the Corporation Commission, for a violation of this subsection.
6 If a person convicted of violating the provisions of this subsection
7 was issued a citation by a duly authorized employee of the
8 Corporation Commission, the fine herein levied shall be apportioned
9 as provided in Section 1167 of this title.

10 B. Except as otherwise authorized by law, it shall be unlawful
11 to:

12 1. Lend or sell to, or knowingly permit the use of by, one not
13 entitled thereto any certificate of title issued for a manufactured
14 home, manufactured home registration receipt, manufactured home
15 registration decal or excise tax receipt;

16 2. Alter or in any manner change a certificate of title issued
17 for a manufactured home under the laws of this state or any other
18 state;

19 3. Remove or alter a manufactured home registration receipt,
20 manufactured home registration decal or excise tax receipt attached
21 to a certificate of title or attach such receipts to a certificate
22 of title with the intent to misrepresent the payment of the required
23 excise tax and registration fees;

24

1 4. Buy, sell or dispose of, or possess for sale, use or storage
2 any used manufactured home on which the registration fees or excise
3 taxes have not been paid as required by law; or

4 5. Purchase identification, manufactured home registration
5 receipt, manufactured home registration decal or excise tax receipt
6 on an assigned certificate of title.

7 Anyone violating the provisions of this subsection, upon
8 conviction, shall be guilty of a felony.

9 C. In the event a new vehicle is not registered within thirty
10 (30) days from date of purchase, the penalty for the failure of the
11 owner of the vehicle to register the vehicle within thirty (30) days
12 shall be One Dollar (\$1.00) per day; provided, that in no event
13 shall the penalty exceed One Hundred Dollars (\$100.00). No penalty
14 shall be waived by ~~the Oklahoma Tax Commission~~ Service Oklahoma or
15 any ~~motor license agent~~ licensed operator except as provided in
16 subsection C of Section 1127 of this title. Of each dollar penalty
17 collected pursuant to this subsection:

18 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
19 Section 1104 of this title;

20 2. Twenty-one cents (\$0.21) shall be retained by the ~~motor~~
21 ~~license agent~~ licensed operator; and

22 3. Fifty-eight cents (\$0.58) shall be deposited in the General
23 Revenue Fund. The penalty for new commercial vehicles shall be
24 equal to the license fee for such vehicles.

1 If a used vehicle is brought into Oklahoma by a resident of this
2 state and is not registered within thirty (30) days, a penalty of
3 One Dollar (\$1.00) per day shall be charged from the date of entry
4 to the date of registration; provided, that in no event shall the
5 penalty exceed One Hundred Dollars (\$100.00). No penalty shall be
6 waived by ~~the Oklahoma Tax Commission~~ Service Oklahoma or any ~~motor~~
7 ~~license agent~~ licensed operator except as provided in subsection C
8 of Section 1127 of this title. Of each dollar penalty collected
9 pursuant to this subsection:

10 1. Twenty-one cents (\$0.21) shall be apportioned as provided in
11 Section 1104 of this title;

12 2. Twenty-one cents (\$0.21) shall be retained by the ~~motor~~
13 ~~license agent~~ licensed operator; and

14 3. Fifty-eight cents (\$0.58) shall be deposited in the General
15 Revenue Fund. The penalty for used commercial vehicles shall be
16 equal to the license fee for such vehicles.

17 D. Any owner who knowingly makes or causes to be made any false
18 statement of a fact required in this section to be shown in an
19 application for the registration of one or more vehicles shall be
20 deemed guilty of a misdemeanor and, upon conviction, shall be fined
21 not more than One Thousand Dollars (\$1,000.00), or shall be
22 imprisoned in the county jail for not more than one (1) year, or by
23 both such fine and imprisonment.
24

1 E. The following self-propelled or motor-driven and operated
2 vehicles shall not be registered under the provisions of the
3 Oklahoma Vehicle License and Registration Act or, except as provided
4 for in Section 11-1116 of this title, be permitted to be operated on
5 the streets or highways of this state:

6 1. Vehicles known and commonly referred to as "minibikes" and
7 other similar trade names; provided, minibikes may be registered and
8 operated in this state by food vendor services upon streets having a
9 speed limit of thirty (30) miles per hour or less;

10 2. Golf carts;

11 3. Go-carts; and

12 4. Other motor vehicles, except motorcycles, which are
13 manufactured principally for use off the streets and highways.

14 Transfers and sales of such vehicles shall be subject to sales
15 tax and not motor vehicle excise taxes.

16 F. Any person violating paragraph 3 or 6 of subsection A of
17 this section, in addition to the penal provisions provided in this
18 section, shall pay as additional penalty a sum equal to the amount
19 of license fees due on such vehicle or registration fees due on a
20 manufactured home known to be in violation and such amount is hereby
21 declared to be a lien upon the vehicle as provided in the Oklahoma
22 Vehicle License and Registration Act. In addition to the penalty
23 provisions provided in this section, any person violating paragraph
24 3 of subsection A of this section shall be deemed guilty of a

1 misdemeanor and shall, upon conviction, be punished by a fine of One
2 Hundred Dollars (\$100.00).

3 G. Each violation of any provision of the Oklahoma Vehicle
4 License and Registration Act for each and every day such violation
5 has occurred shall constitute a separate offense.

6 H. Anyone violating any of the provisions heretofore enumerated
7 in this section shall be guilty of a misdemeanor and upon conviction
8 shall be fined not less than Ten Dollars (\$10.00) and not to exceed
9 Three Hundred Dollars (\$300.00).

10 I. Any violation of any portion of the Oklahoma Vehicle License
11 and Registration Act where a specific penalty has not been imposed
12 shall constitute a misdemeanor and upon conviction thereof the
13 person having violated it shall be fined not less than Ten Dollars
14 (\$10.00) and not to exceed Three Hundred Dollars (\$300.00).

15 J. Any provision of the Oklahoma Vehicle License and
16 Registration Act providing for proportional registration under
17 reciprocal agreements and the International Registration Plan that
18 relates to the promulgation of rules and regulations shall not be
19 subject to the provisions of this section.

20 SECTION 191. AMENDATORY 47 O.S. 2021, Section 1151.3, is
21 amended to read as follows:

22 Section 1151.3. A. Mini-trucks shall be registered pursuant to
23 the provisions of the Oklahoma Vehicle License and Registration Act.
24

1 ~~The Oklahoma Tax Commission~~ Service Oklahoma shall promulgate rules
2 for the titling and registration of mini-trucks.

3 B. Mini-trucks which have been titled and registered pursuant
4 to the provisions of the Oklahoma Vehicle License and Registration
5 Act may be operated on the roadways of this state; provided,
6 however, mini-trucks shall not be permitted to travel upon any
7 highway in this state which is a part of the National System of
8 Interstate and Defense Highways. Operators of mini-trucks shall
9 comply with all traffic regulations and rules of conduct for the
10 operation of motor vehicles on the roadways of this state provided
11 by law.

12 SECTION 192. AMENDATORY 47 O.S. 2021, Section 1151.4, is
13 amended to read as follows:

14 Section 1151.4. A. Medium-speed electrical vehicles shall be
15 registered pursuant to the provisions of the Oklahoma Vehicle
16 License and Registration Act. ~~The Oklahoma Tax Commission~~ Service
17 Oklahoma shall promulgate rules for the titling and registration of
18 medium-speed electric vehicles.

19 B. Medium-speed electrical vehicles which have been titled and
20 registered pursuant to the provisions of the Oklahoma Vehicle
21 License and Registration Act may be operated on the roadways of this
22 state with a posted speed limit of forty-five (45) miles per hour or
23 less; provided, however, medium-speed electrical vehicles shall not
24 be permitted to travel upon any highway in this state which is a

1 part of the National System of Interstate and Defense Highways and
2 which otherwise meets or exceeds the National Highway Traffic Safety
3 Administration regulations set forth in 49 C.F.R. 571.500.

4 Operators of medium-speed electrical vehicles shall comply with all
5 traffic regulations and rules of conduct for the operation of motor
6 vehicles on the roadways of this state provided by law.

7 SECTION 193. AMENDATORY 47 O.S. 2021, Section 1166, is
8 amended to read as follows:

9 Section 1166. A. Effective July 1, 2004, all powers, duties
10 and responsibilities exercised by the Motor Vehicle Enforcement
11 Section shall be transferred from the Oklahoma Tax Commission to the
12 Corporation Commission. Beginning July 1, 2004, and effective July
13 1, 2005, all powers, duties and responsibilities exercised by the
14 International Registration Plan Section and the International Fuel
15 Tax Agreement Section shall be transferred from the Tax Commission
16 to the Corporation Commission. All records, property and matters
17 pending of the sections shall be transferred to the Corporation
18 Commission. Funds sufficient to administer the powers, duties and
19 responsibilities exercised by these sections shall be appropriated
20 or allocated to the Corporation Commission for fiscal year 2005 as
21 provided herein. Such funds appropriated or allocated to ~~the~~
22 Corporation Commission shall not be subject to budgetary
23 limitations. The Director of State Finance is hereby authorized to
24 transfer such funds as may be necessary to effect such allocations.

1 B. The period of July 1, 2004, through June 30, 2005, shall be
2 a transitional period in which the Corporation Commission shall
3 gradually assume complete administration and management over the
4 powers, duties, responsibilities and staff currently carrying out
5 the administration of the International Registration Plan Section
6 and the International Fuel Tax Agreement Section. During this
7 transition period, the employees assigned to the International
8 Registration Plan Section and the International Fuel Tax Agreement
9 Section shall continue to be employees of the Tax Commission unless
10 otherwise agreed to by the Tax Commission and the Corporation
11 Commission. Effective July 1, 2005, the International Registration
12 Plan Section and the International Fuel Tax Agreement Section shall
13 be administered solely by the Corporation Commission. For the
14 period of July 1, 2004, through June 30, 2005, the Corporation
15 Commission and the Tax Commission shall enter into a contract
16 whereby funds shall be paid to the Tax Commission by the Corporation
17 Commission in exchange for the Tax Commission's agreement to
18 continue to operate the International Registration Plan Section and
19 the International Fuel Tax Agreement Section.

20 C. The powers, duties and responsibilities exercised by the
21 Motor Vehicle Enforcement Section of the Tax Commission shall be
22 fully transferred to the Corporation Commission on July 1, 2004.

23 D. All employees of the Tax Commission whose duties are
24 transferred under this act shall be transferred to the Corporation

1 Commission. Personnel transferred pursuant to the provisions of
2 this section shall not be required to accept a lesser salary than
3 presently received; provided, the provisions of this section shall
4 not operate to prohibit the Corporation Commission or the Tax
5 Commission from imposing furloughs or reductions-in-force with
6 respect to such personnel as allowed by law. Personnel transferred
7 shall be placed within the classification level in which they meet
8 qualifications without an entrance exam. All such persons shall
9 retain seniority, leave, sick and annual time earned and any
10 retirement benefits which have accrued during their tenure with the
11 Tax Commission. The transfer of personnel among the agencies shall
12 be coordinated with the Office of ~~Personnel~~ Management and
13 Enterprise Services.

14 E. Effective July 1, 2004, any administrative rules promulgated
15 by the Tax Commission related to the administration of the
16 International Registration Plan authorized by Section 1120 of Title
17 47 of the Oklahoma Statutes, the International Fuel Tax Agreement
18 authorized by Section 607 of Title 68 of the Oklahoma Statutes, or
19 the enforcement of Section 1115.1 of Title 47 of the Oklahoma
20 Statutes shall be transferred to and become a part of the
21 administrative rules of the Corporation Commission. The Office of
22 Administrative Rules in the Secretary of State's office shall
23 provide adequate notice in the Oklahoma Register of the transfer of
24 rules, and shall place the transferred rules under the

1 Administrative Code section of the Corporation Commission. From and
2 after July 1, 2004, any amendment, repeal or addition to the
3 transferred rules shall be under the jurisdiction of the Corporation
4 Commission. All documents issued by the sections transferred to the
5 Corporation Commission, including, but not limited to, vehicle
6 registrations and permits, shall be deemed to have been issued by
7 the Corporation Commission.

8 F. The Corporation Commission may promulgate rules necessary
9 for the utilization of ~~motor license agents~~ licensed operator in the
10 registration of vehicles pursuant to Section 1120 of Title 47 of the
11 Oklahoma Statutes.

12 SECTION 194. AMENDATORY 47 O.S. 2021, Section 1167, is
13 amended to read as follows:

14 Section 1167. A. The Corporation Commission is hereby
15 authorized to promulgate rules pursuant to the Administrative
16 Procedures Act to establish the amounts of fees, fines and penalties
17 as set forth in Section 1166 et seq. of this title. The Corporation
18 Commission shall notify all interested parties of any proposed rules
19 to be promulgated as provided herein and shall provide such parties
20 an opportunity to be heard prior to promulgation.

21 B. The Corporation Commission shall adjudicate enforcement
22 actions initiated by Corporation Commission personnel.

23

24

1 C. Revenue derived from all fines and penalties collected or
2 received by the Corporation Commission pursuant to the provisions of
3 the Trucking One-Stop Shop Act shall be apportioned as follows:

4 1. For the period beginning August 23, 2013, the first Three
5 Hundred Thousand Dollars (\$300,000.00) collected or received each
6 fiscal year shall be remitted to the Department of Public Safety for
7 the purpose of staffing the port of entry weigh stations to conduct
8 safety inspections. The next Five Hundred Fifty Thousand Dollars
9 (\$550,000.00) shall be remitted to the Oklahoma Tax Commission and
10 apportioned as provided in Section 1104 of this title; and

11 2. The remaining amount shall be deposited to the Trucking One-
12 Stop Shop Fund created in subsection D of this section.

13 D. There is hereby created in the State Treasury a revolving
14 fund for the Corporation Commission to be known and designated as
15 the "Trucking One-Stop Shop Fund". The Trucking One-Stop Shop Fund
16 shall consist of:

17 1. All funds apportioned thereto in subsection C of this
18 section;

19 2. Fees collected by the Commission to be retained as a ~~motor~~
20 ~~license agent~~ licensed operator or other Corporation Commission
21 registration or motor fuel fees as allowed by statute or rule; and

22 3. Any other monies to be utilized for the Trucking One-Stop
23 Shop Act.

1 The fund shall be a continuing fund, not subject to fiscal year
2 limitations, and shall not be subject to legislative appropriation.
3 Monies in the Trucking One-Stop Shop Fund shall only be expended for
4 direct expenses relating to the Trucking One-Stop Shop Act.
5 Expenditures from the revolving fund shall be made pursuant to the
6 laws of this state. In addition, expenditures from the revolving
7 fund may be made pursuant to The Oklahoma Central Purchasing Act for
8 the purpose of immediately responding to emergency situations,
9 within the Commission's jurisdiction, having potentially critical
10 environmental or public safety impact. Warrants for expenditures
11 from the fund shall be drawn by the State Treasurer against claims
12 filed as prescribed by law with the Director of the Office of
13 Management and Enterprise Services for approval and payment.

14 E. There is hereby created in the State Treasury a revolving
15 fund for the Department of Transportation to be designated the
16 "Weigh Station Improvement Revolving Fund". The fund shall be a
17 continuing fund, not subject to fiscal year limitations, and shall
18 consist of all monies deposited thereto. All monies accruing to the
19 credit of the fund are hereby appropriated and may be budgeted and
20 expended by the Department for the purpose of constructing,
21 equipping and maintaining facilities to determine the weight of
22 vehicles traveling on the roads and highways of this state.
23 Expenditures from the fund shall be made upon warrants issued by the
24 State Treasurer against claims filed as prescribed by law with the

1 Director of the Office of Management and Enterprise Services for
2 approval and payment.

3 SECTION 195. AMENDATORY 47 O.S. 2021, Section 1502, is
4 amended to read as follows:

5 Section 1502. As used in the Motor Vehicle Chop Shop, Stolen
6 and Altered Property Act:

7 1. "Chop shop" means any building, lot or other premise where
8 one or more persons are or have been knowingly engaged in altering,
9 destroying, disassembling, dismantling, reassembling, or knowingly
10 storing any motor vehicle, or motor vehicle part known to be
11 illegally obtained by theft, fraud or conspiracy to defraud, in
12 order to either:

13 a. alter, counterfeit, deface, destroy, disguise,
14 falsify, forge, obliterate, or remove the identity,
15 including the vehicle identification number of such
16 motor vehicle or motor vehicle part, in order to
17 misrepresent the identity of such motor vehicle or
18 motor vehicle part, or to prevent the identification
19 of such motor vehicle or motor vehicle part~~+~~, or

20 b. sell or dispose of such motor vehicle or motor vehicle
21 part.

22 2. "Motor vehicle" means and includes every device in, upon, or
23 by which any person or property is or may be transported or drawn
24 upon a highway, which is self-propelled or which may be connected to

1 and towed by a self-propelled device, and also includes any and all
2 other land-based devices which are self-propelled but which are not
3 designed for use upon a highway, including but not limited to, farm
4 machinery and construction equipment.

5 3. "Person" means and includes a natural person, company,
6 corporation, unincorporated association, partnership, professional
7 corporation, and any other legal entity.

8 4. "Unidentifiable" means that the uniqueness of a motor
9 vehicle or motor vehicle part cannot be established by either expert
10 law enforcement investigative personnel specially trained and
11 experienced in motor vehicle theft investigative procedures and
12 motor vehicle identification examination techniques, or by expert
13 employees of not-for-profit motor vehicle theft prevention agencies
14 specially trained and experienced in motor vehicle theft
15 investigation procedures and motor vehicle identification
16 examination techniques.

17 5. "Vehicle identification number" means a number or numbers, a
18 letter or letters, a character or characters, a datum or data, a
19 derivative or derivatives, or a combination or combinations thereof,
20 used by the manufacturer or ~~the Oklahoma Tax Commission~~ Service
21 Oklahoma for the purpose of uniquely identifying a motor vehicle or
22 motor vehicle part. The term shall include, but not be limited to,
23 a number or numbers, a letter or letters, a character or characters,
24

1 a datum or data, a derivative or derivatives, or a combination or
2 combinations thereof.

3 SECTION 196. AMENDATORY 47 O.S. 2021, Section 1505, is
4 amended to read as follows:

5 Section 1505. A. The following are subject to forfeiture
6 unless obtained by theft, fraud or conspiracy to defraud and the
7 rightful owner is known or can be identified and located:

8 1. Any tool;

9 2. Any implement; or

10 3. Any instrumentality, including but not limited to, real
11 estate, any motor vehicle or motor vehicle part, whether owned or
12 unowned by the person from whose possession or control it was
13 seized, which is used or possessed either in violation of Section
14 1503 of this title or to promote or facilitate a violation of
15 Section 1503 of this title.

16 B. Any motor vehicle, other conveyance, or motor vehicle part
17 used by any person as a common carrier is subject to forfeiture
18 under this section where the owner or other person in charge of the
19 motor vehicle, other conveyance, or motor vehicle part is a
20 consenting party to a violation of Section 1503 of this title.

21 C. Any motor vehicle, motor vehicle part, other conveyance,
22 tool, implement, or instrumentality is not subject to forfeiture
23 under this section by reason of any act or omission which the owner
24

1 proves to have been committed or omitted without the owner's
2 knowledge or consent.

3 D. 1. Seizing agencies will utilize their best efforts to
4 identify any seized motor vehicle or motor vehicle part to determine
5 ownership or the identity of any other person having a right or
6 interest in a seized motor vehicle or motor vehicle part. In its
7 reasonable identification and owner location attempts, the seizing
8 agency will cause the stolen motor vehicle files of the state police
9 to be searched for stolen or wanted information on motor vehicles
10 similar to the seized motor vehicle or consistent with the seized
11 motor vehicle part.

12 2. Where a motor vehicle or motor vehicle part has an apparent
13 value in excess of One Thousand Dollars (\$1,000.00),

14 a. the seizing agency shall consult with an expert of the
15 type specified in paragraph 4 of Section 1502 of this
16 title,

17 b. the seizing agency shall also request searches of the
18 on-line and off-line files of the National Crime
19 Information Center (NCIC) and the National Automobile
20 Theft Bureau (NATB) when the state police files have
21 been searched with negative results.

22 E. A forfeiture of a motor vehicle, motor vehicle part, or
23 other conveyance encumbered by a bona fide security interest is
24 subject to the interest of the secured party where the secured party

1 neither had knowledge of nor consented to the act or omission
2 forming the ground for the forfeiture.

3 F. Property, described in subsection A of this section, seized
4 and held for forfeiture, shall not be subject to replevin and is
5 subject only to the order and judgments of a court of competent
6 jurisdiction hearing the forfeiture proceedings.

7 G. 1. The district attorney in the county where the seizure
8 occurs, or the attorney for the Oklahoma State Bureau of
9 Investigation (OSBI) in cases investigated by the OSBI, or the
10 attorney for the Department of Public Safety in cases investigated
11 by the Department shall bring an action for forfeiture in a court of
12 competent jurisdiction. The forfeiture action shall be brought
13 within sixty (60) days from the date of seizure except where the
14 attorney prosecuting the forfeiture in the sound exercise of
15 discretion determines that no forfeiture action should be brought
16 because of the rights of property owners, lienholders, or secured
17 creditors, or because of exculpatory, exonerating, or mitigating
18 facts and circumstances.

19 2. The attorney prosecuting the forfeiture shall give notice of
20 the forfeiture proceeding by mailing a copy of the complaint in the
21 forfeiture proceeding to each person whose right, title, or interest
22 is of record in ~~the Oklahoma Tax Commission~~ Service Oklahoma, the
23 Department of Public Safety, the Federal Aviation Agency, or any
24 other department of the state, or any other state or territory of

1 the United States, or of the federal government if such property is
2 required to be registered in any such department.

3 3. Notice of the proceeding shall be given to any such other
4 person as may appear, from the facts and circumstances, to have any
5 right, title, or interest in or to the property.

6 4. The owner of the property, or any person having, or
7 claiming, right, title, or interest in the property may within sixty
8 (60) days after the mailing of such notice file a verified answer to
9 the complaint and may appear at the hearing on the action for
10 forfeiture.

11 5. The attorney prosecuting the forfeiture shall show at a
12 forfeiture hearing, by a preponderance of the evidence, that such
13 property was used in the commission of a violation of Section 1503
14 of this title, or was used or possessed to facilitate such
15 violation.

16 6. The owner of property may show by a preponderance of the
17 evidence that the owner did not know, and did not have reason to
18 know, that the property was to be used or possessed in the
19 commission of any violation or that any of the exceptions to
20 forfeiture are applicable.

21 7. Unless the attorney prosecuting the forfeiture shall make
22 the showing required of it, the court shall order the property
23 released to the owner. Where the attorney prosecuting the
24 forfeiture has made such a showing, the court may order:

- a. the property be destroyed by the agency which seized it or some other agency designated by the court,
- b. the property be delivered and retained for use by the agency which seized it or some other agency designated by the court, or
- c. the property be sold at public sale.

H. A copy of a forfeiture order shall be filed with the sheriff of the county in which the forfeiture occurs and with each federal or state department with which such property is required to be registered. Such order, when filed, constitutes authority for the issuance to the agency to whom the property is delivered and retained for use or to any purchaser of the property of a title certificate, registration certificate, or other special certificate as may be required by law considering the condition of the property.

I. Proceeds from sale at public auction, after payment of all reasonable charges and expenses incurred by the agency designated by the court to conduct the sale in storing and selling the property, shall be paid to the general fund of the county of seizure, the special agency account of the Oklahoma State Bureau of Investigation, or treasury of the governmental unit employing the seizing agency.

J. No motor vehicle, either seized under Section 1504 of this title or forfeited under this section, shall be released by the seizing agency or used or sold by an agency designated by the court

1 unless any altered, counterfeited, defaced, destroyed, disguised,
2 falsified, forged, obliterated, or removed vehicle identification
3 number is corrected by the issuance and affixing of either an
4 assigned or replacement vehicle identification number plate as may
5 be appropriate under laws or regulations of this state.

6 K. No motor vehicle part having any altered, counterfeited,
7 defaced, destroyed, disguised, falsified, forged, obliterated, or
8 removed vehicle identification number shall be disposed of upon
9 forfeiture except by destruction thereof, except that this provision
10 shall not apply to any such motor vehicle part which is assembled
11 with and constitutes part of a motor vehicle.

12 L. No motor vehicle or motor vehicle part shall be forfeited
13 under this section solely on the basis that it is unidentifiable.
14 Instead of forfeiture, any seized motor vehicle or motor vehicle
15 part which is unidentifiable shall be the subject of a written
16 report sent by the seizing agency to the Department of Public Safety
17 which report shall include a description of the motor vehicle or
18 motor vehicle part, its color, if any, the date, time and place of
19 its seizure, the name of the person from whose possession or control
20 it was seized, the grounds for its seizure, and the location where
21 the same is held or stored.

22 M. When a seized unidentifiable motor vehicle or motor vehicle
23 part has been held for sixty (60) days or more after the notice to
24 the Department of Public Safety specified in subsection L of this

1 section, has been given, the seizing agency, or its agent, shall
2 cause the motor vehicle or motor vehicle part to be sold at public
3 sale to the highest bidder. Notice of the time and place of sale
4 shall be posted in a conspicuous place for at least thirty (30) days
5 prior to the sale on the premises where the motor vehicle or motor
6 vehicle part has been stored.

7 N. When a seized unidentifiable motor vehicle or motor vehicle
8 part has an apparent value of One Thousand Dollars (\$1,000.00) or
9 less, the seizing agency shall authorize the disposal of the motor
10 vehicle or motor vehicle part, provided that no such disposition
11 shall be made less than sixty (60) days after the date of seizure.

12 O. The proceeds of the public sale of an unidentifiable motor
13 vehicle or motor vehicle part shall be deposited in the special
14 agency account of the Oklahoma State Bureau of Investigation, or
15 treasury of the governmental unit employing the seizing agency after
16 deduction of any reasonable and necessary towing and storage
17 charges.

18 P. Seizing agencies will utilize their best efforts to arrange
19 for the towing and storing of motor vehicles and motor vehicle parts
20 in the most economical manner possible. In no event shall the owner
21 of a motor vehicle or a motor vehicle part be required to pay more
22 than the minimum reasonable costs of towing and storage.

23 Q. A seized motor vehicle or motor vehicle part that is neither
24 forfeited nor unidentifiable shall be held subject to the order of

1 the court in which the criminal action is pending or, if a request
2 for its release from such custody is made until the district
3 attorney has notified the defendant or the defendant's attorney of
4 such request and both the prosecution and defense have been afforded
5 a reasonable opportunity for an examination of the property to
6 determine its true value and to produce or reproduce, by photographs
7 or other identifying techniques, legally sufficient evidence for
8 introduction at trial or other criminal proceedings. Upon
9 expiration of a reasonable time for the completion of the
10 examination which in no event shall exceed fourteen (14) days from
11 the date of service upon the defense of the notice of request for
12 return of property as provided herein, the property shall be
13 released to the person making such request after satisfactory proof
14 of such person's entitlement to the possession thereof.

15 Notwithstanding the foregoing, upon application by either party with
16 notice to the other, the court may order retention of the property
17 if it determines that retention is necessary in the furtherance of
18 justice.

19 R. When a seized vehicle is forfeited, restored to its owner,
20 or disposed of as unidentifiable, the seizing agency shall retain a
21 report of the transaction for a period of at least one (1) year from
22 the date of the transaction.

23 S. When an applicant for a certificate of title or salvage
24 certificate presents to ~~the Oklahoma Tax Commission~~ Service Oklahoma

1 proof that the applicant purchased or acquired a motor vehicle at a
2 public sale conducted pursuant to this section and such fact is
3 attested to by the seizing agency, ~~the Oklahoma Tax Commission~~
4 Service Oklahoma shall issue a certificate of title, salvage
5 certificate for the motor vehicle upon receipt of the statutory fee,
6 properly executed application for a certificate of title, or other
7 certificate of ownership, and the affidavit of the seizing agency
8 that a state-assigned number was applied for and affixed to the
9 motor vehicle prior to the time that the motor vehicle was released
10 by the seizing agency to the purchaser.

11 SECTION 197. AMENDATORY 63 O.S. 2021, Section 2211, is
12 amended to read as follows:

13 Section 2211. In order to provide an expeditious procedure for
14 a person to make a gift of all or part of the body of the person
15 pursuant to the provisions of the Uniform Anatomical Gift Act, ~~the~~
16 ~~Department of Public Safety~~ Service Oklahoma shall make space
17 available on the front and back of the driver license and the
18 identification card for an organ and tissue donor notation. The
19 donor notation shall identify the licensee or cardholder as an organ
20 and tissue donor for the purposes of the Uniform Anatomical Gift
21 Act. Any person may have the organ and tissue donor notation
22 removed from the records of the person maintained by ~~the Department~~
23 Service Oklahoma by notifying ~~the Department~~ Service Oklahoma in
24 writing or by presenting the license or identification card to ~~the~~

1 ~~Department Service Oklahoma~~ or a ~~motor license agent~~ licensed
2 operator for replacement and payment of the appropriate fee,
3 pursuant to the provisions of Section 6-114 or subsection H of
4 Section 6-105 of Title 47 of the Oklahoma Statutes, and informing
5 ~~the Department Service Oklahoma~~ or ~~motor license agent~~ licensed
6 operator that the person desires to have the organ and tissue donor
7 notation removed from the license or identification card.

8 SECTION 198. AMENDATORY 63 O.S. 2021, Section 2220.3, is
9 amended to read as follows:

10 Section 2220.3. A. There is hereby created in the State
11 Treasury a revolving fund for the State Department of Health, to be
12 designated the "Oklahoma Organ Donor Education and Awareness Program
13 Revolving Fund". The fund shall be a continuing fund, not subject
14 to fiscal year limitations, and shall consist of all monies received
15 by the State Department of Health from:

16 1. Any state monies appropriated for the purpose of
17 implementing the provisions of the Oklahoma Organ Donor Education
18 and Awareness Program Act; and

19 2. Any monies collected pursuant to this section or any other
20 monies available to the State Department of Health to implement the
21 provisions of the Oklahoma Organ Donor Education and Awareness
22 Program Act.

23

24

1 B. All monies accruing to the credit of the fund are hereby
2 appropriated and shall be budgeted and expended to promote and
3 encourage organ donor education and awareness.

4 C. Monies credited to the fund, excluding administrative fees
5 paid to the Oklahoma Tax Commission, may be used for, but are not
6 limited to:

7 1. Administration of the Oklahoma Organ Donor Education and
8 Awareness Program Act;

9 2. Development and promotion of organ donor public education
10 and awareness programs in cooperation with the Oklahoma Organ
11 Sharing Network including, but not limited to, the American Red
12 Cross and the Oklahoma Lions Eye Bank;

13 3. To assist in the publication of information pamphlets or
14 booklets by the State Department of Health and the State
15 Superintendent of Public Instruction regarding organ donation and
16 donations to the Oklahoma Organ Donor Education and Awareness
17 Program Revolving Fund. The State Department of Health shall
18 distribute such informational pamphlets or booklets to ~~the~~
19 ~~Department of Public Safety~~ Service Oklahoma for distribution to
20 applicants for original, renewal, or replacement driver licenses and
21 identification cards when making a voluntary contribution pursuant
22 to Section 2220.5 of this title and to the Oklahoma Tax Commission
23 for distribution to individuals when making a voluntary contribution
24

1 pursuant to the state income tax check off provided for in Section
2 2220.4 of this title;

3 4. Implementation of organ donor education and awareness
4 programs in the elementary and secondary schools of this state by
5 the State Department of Education;

6 5. Grants by the State Department of Health to certified organ
7 procurement organizations for the development and implementation of
8 organ donor education and awareness programs in this state;

9 6. Encouraging the incorporation of organ donor information
10 into the medical and nursing school curriculums of the state's
11 medical and nursing schools. If funds are provided to a university
12 for this educational purpose, the university shall annually evaluate
13 the extent to which the curriculum has affected the attitudes of its
14 students and graduates with regard to organ donation and shall
15 forward the evaluation results to the State Department of Health;
16 and

17 7. A reserve fund in an interest-bearing account with five
18 percent (5%) of the monies received by the fund annually to be
19 placed in this account. No funds may be expended from the reserve
20 fund account until the required balance has reached One Hundred
21 Thousand Dollars (\$100,000.00) and then these funds may only be used
22 in years when donations do not meet the average normal operating fee
23 incurred by the fund, and funds are expended to meet expenses. Once
24 the balance in the reserve fund account reaches One Hundred Thousand

1 Dollars (\$100,000.00), excess funds earned by interest, and yearly
2 allocations may be used at the discretion of the State Department of
3 Health to cover operating costs and to provide additional funds.

4 D. The fund may accept bequests and grants from individuals,
5 corporations, organizations, associations, and any other source.
6 The fund supplements and augments services provided by state
7 agencies and does not take the place of such services.

8 E. Expenditures from the fund shall be made upon warrants
9 issued by the State Treasurer against claims filed as prescribed by
10 law with the Director of the Office of Management and Enterprise
11 Services for approval and payment.

12 SECTION 199. AMENDATORY 63 O.S. 2021, Section 2220.5, is
13 amended to read as follows:

14 Section 2220.5. A. 1. An applicant for an original or
15 replacement driver license or identification card shall be given an
16 opportunity to make a voluntary contribution of One Dollar (\$1.00)
17 to be credited to the Oklahoma Organ Donor Education and Awareness
18 Program Revolving Fund established in Section 2220.3 of this title.
19 Any voluntary contribution shall be added to the driver license or
20 identification card fee and then be referred to the State Treasurer
21 and credited to the Oklahoma Organ Donor Education and Awareness
22 Program Revolving Fund as provided in Section 2220.3 of this title.

23 2. An applicant for a vehicle title or transfer of title or for
24 a vehicle license plate shall be given an opportunity to make a

1 minimum voluntary contribution of One Dollar (\$1.00) to be credited
2 to the Oklahoma Organ Donor Education and Awareness Program
3 Revolving Fund established in Section 2220.3 of this title. Any
4 voluntary contribution shall be added to the title or license plate
5 fee and then be referred to the State Treasurer and credited to the
6 Oklahoma Organ Donor Education and Awareness Program Revolving Fund
7 as provided in Section 2220.3 of this title.

8 3. The contribution prescribed in this section is voluntary and
9 may be refused by the applicant. ~~The Department of Public Safety~~
10 ~~and the Oklahoma Tax Commission~~ Service Oklahoma shall make
11 available an information booklet or other informational sources on
12 the importance of organ donation to applicants for licensure, as
13 designed and provided by the State Department of Health and the
14 State Superintendent of Public Instruction.

15 B. ~~The Department of Public Safety~~ Service Oklahoma and ~~motor~~
16 ~~license agents~~ licensed operators shall inquire of each applicant at
17 the time of presentation of a completed application for an original
18 driver license or identification card whether the applicant is
19 interested in making the One Dollar (\$1.00) contribution prescribed
20 in subsection A of this section and whether the applicant is
21 interested in being an organ and tissue donor. ~~The Department of~~
22 ~~Public Safety~~ Service Oklahoma or ~~motor license agents~~ Llicensed
23 operators shall also specifically inform the applicant of the
24 ability to make an organ and tissue donation. ~~The Department of~~

1 ~~Public Safety~~ Service Oklahoma shall notify the State Commissioner
2 of Health of the name, address, date of birth, and driver license
3 number or identification card number of applicants who indicate that
4 they are interested in being an organ donor.

5 C. The incremental cost of administration of contributions to
6 the fund, not to exceed one percent (1%) of the monies received
7 pursuant to the provisions of this section, shall be paid by the
8 fund to ~~the Department of Public Safety or the Oklahoma Tax~~
9 ~~Commission, as applicable,~~ Service Oklahoma from amounts received
10 pursuant to the provisions of this section before funds are expended
11 for the purposes of the fund.

12 SECTION 200. AMENDATORY 63 O.S. 2021, Section 4002, is
13 amended to read as follows:

14 Section 4002. As used in the Oklahoma Vessel and Motor
15 Registration Act:

16 1. "Boat livery" means a business establishment engaged in
17 renting or hiring out vessels for profit;

18 2. "Canoe" means a light narrow vessel with both ends typically
19 tapered to a sharp point which is propelled solely by its occupants,
20 using a single-bladed paddle as a lever without the aid of a fulcrum
21 provided by oarlocks, thole pins, crutches or similar arrangements;

22 3. "Certificate of documentation" means a document issued by
23 the United States Coast Guard which is legal proof of ownership of a
24 vessel;

1 4. "Certificate of registration" means a document which is
2 legal proof of registration of a vessel or motor;

3 5. "Certificate of title" means a document which is proof of
4 legal ownership of a vessel and/or motor;

5 6. "~~Commission~~ Service Oklahoma" means:

6 a. ~~the Oklahoma Tax Commission~~ Service Oklahoma, or

7 b. the equivalent vessel registration and licensing
8 agency of a federally recognized Indian tribe in this
9 state;

10 7. "Dealer" means any person engaged in the business of
11 selling, trading, renting with option to purchase, or attempting to
12 negotiate or negotiating sales or exchanges of interests in new or
13 used vessels or motors, or new and used vessels or motors, or any
14 combination thereof;

15 8. "Dealer agreement" means the agreement, authorization or
16 written contract between a manufacturer and distributor and a new
17 vessel dealer which purports to establish the legal rights and
18 obligations of the parties to the agreement, authorization or
19 written contract with regard to the purchase and sale of new vessels
20 or new motors;

21 9. "Designated successor" means one or more persons nominated
22 by the new vessel dealer, in a written document filed by the dealer
23 with the manufacturer or distributor at the time the dealer
24 agreement is executed, to succeed the dealer in the event of the

1 dealer's death or incapacity. If a designated successor is not able
2 to succeed the new vessel dealer because of the designated
3 successor's death or legal incapacity, the dealer shall execute a
4 new document nominating a designated successor within sixty (60)
5 calendar days after the date of the death or incapacity;

6 10. "Distributor" means a person, resident or nonresident, who
7 in whole or in part offers for sale, sells, or distributes a new
8 vessel or new motor to a new vessel dealer or who maintains a
9 factory representative, resident or nonresident, or who controls a
10 person, resident or nonresident, who in whole or in part offers for
11 sale, sells, or distributes a new vessel or new motor to a new
12 vessel dealer;

13 11. "Distributor branch" means a branch office similarly
14 maintained by a distributor or wholesaler for the same purposes a
15 factory branch is maintained;

16 12. "Distributor representative" means any person, firm,
17 association, corporation or trust and each officer and employee
18 thereof engaged as a representative of a distributor or distributor
19 branch of vessels or motors, for the purpose of making or promoting
20 the sale of his or her, its or their vessels or motors, or for
21 supervising or contacting his, its or their dealers or prospective
22 dealers;

23 13. "Documented vessel" means any vessel in this state which
24 shall have and carry on board the original certificate of

1 documentation in legible form as issued by the United States Coast
2 Guard or federal agency successor thereto. All documented vessels
3 shall be required to display a current State of Oklahoma annual
4 registration decal;

5 14. "Factory branch" means a branch office maintained by a
6 person, firm, association, corporation or trust who manufactures or
7 assembles vessels or motors for the sale of vessels or motors to
8 distributors, or for the sale of vessels or motors to dealers, or
9 for directing or supervising, in whole or in part, its
10 representatives;

11 15. "Factory representative" means any person, firm,
12 association, corporation or trust and each officer and employee
13 thereof engaged as a representative of a manufacturer of vessels or
14 motors or by a factory branch, for the purpose of making or
15 promoting the sale of his, her, its or their vessels or motors, or
16 for supervising or contacting his, its or their dealers or
17 prospective dealers;

18 16. "Hull identification number" means the serial number
19 affixed to the outside of the hull of a vessel on the upper
20 starboard side (right) corner of the transom (back wall) which is
21 assigned by the manufacturer or ~~the Commission~~ Service Oklahoma;

22 17. "Inboard motor" means an internal combustion engine mounted
23 inside a vessel which provides the transfer of power to move a
24 vessel through the water;

1 18. "Inboard/outboard motor" means an internal combustion
2 engine mounted inside a vessel and an external stern drive attached
3 through the transom of the vessel providing the transfer of power to
4 move the vessel through the water;

5 19. "John boat" means a narrow, flat bottomed square-ended
6 vessel propelled by a pole, paddle or a motor of less than ten (10)
7 horsepower;

8 20. "Kayak" means a light narrow vessel with both ends
9 typically tapered to a sharp point and propelled by double-bladed
10 paddles as a lever without the aid of a fulcrum provided by
11 oarlocks, thole pins, crutches or similar arrangements by one or
12 more individuals seated inside or on top of the vessel and facing
13 the direction of travel;

14 21. "Kiteboard" means a vessel, similar in appearance to a
15 surfboard, with or without foot straps or bindings, combined with a
16 large controllable kite to propel the rider and board across the
17 water;

18 22. "Lifeboat" means a vessel carried on another vessel in
19 excess of sixty-five (65) feet for use if such other vessel has to
20 be abandoned;

21 23. "Manufacturer" means a person who manufactures or assembles
22 new vessels or new motors, or a distributor, factory branch, or
23 factory representative;

24

1 24. "Motor" means any internal combustion engine mounted at the
2 stern of a vessel or placed inside a vessel which provides the
3 transfer of power to move the vessel through the water;

4 25. "New vessel dealer" means a person who holds a dealer
5 agreement granted by a manufacturer or distributor for the sale of
6 the manufacturer's or distributor's vessels or motors, who is
7 engaged in the business of purchasing, selling, exchanging, or
8 dealing in new vessels or new motors, and who has an established
9 place of business;

10 26. "Operate" means to navigate or be in actual physical
11 control of a vessel or otherwise use a vessel or motor;

12 27. "Outboard motor" means an internal combustion engine
13 capable of being externally mounted at the stern of a vessel which
14 provides the transfer of power to move a vessel through the water;

15 28. "Owner" means a person, other than a lienholder, having a
16 property interest in or title to a vessel or motor. The term
17 includes a person entitled to the use or possession of a vessel or
18 motor subject to an interest in another person, reserved or created
19 by agreement and securing payment or performance of an obligation,
20 but the term excludes a lessee under a lease not intended as
21 security;

22 29. "Paddleboard" means a vessel, similar in appearance to a
23 surfboard, intended to be propelled only by its occupants using a
24 single- or double-bladed paddle as a lever without the aid of a

1 fulcrum provided by oarlocks, thole pins, crutches or similar
2 arrangements;

3 30. "Paddleboat" means a vessel less than eight (8) feet in
4 length designed to be propelled solely by human power through a
5 belt, chain or gears;

6 31. "Permanent number" means the distinctive and unique number
7 which:

8 a. ~~the Commission~~ Service Oklahoma permanently assigns to
9 a vessel, irrespective of any change of ownership of
10 said vessel. The permanent number shall begin with
11 the letters "OK", followed by four numerals, and then
12 followed by two letters, or

13 b. any federally recognized Indian tribe in this state
14 assigns to a vessel;

15 provided, the number is configured as prescribed in 33 C.F.R., Parts
16 173 and 174;

17 32. "Person" means a natural person, partnership, corporation,
18 association, trust, estate or other legal entity;

19 33. "Proposed new vessel dealer" means a person who has an
20 application pending for a new dealer agreement with a manufacturer
21 or distributor. Proposed new vessel dealer does not include a
22 person whose dealer agreement is being renewed or continued;

23 34. "Purchase date" means the purchase date on a bill of sale
24 or the date of complete assignment of title by the current owner;

1 35. "Sailboard" means a vessel, similar in appearance to a
2 surfboard, equipped with a swivel-mounted mast and sail not secured
3 to a hull by guys or stays;

4 36. "State" means the State of Oklahoma;

5 37. "State of principal use" means the state where the vessel
6 or motor is used, is to be used, or remains for any period in excess
7 of sixty (60) calendar days;

8 38. "Vessel" means every device, other than a seaplane on the
9 water, used or capable of being used as a means of transportation on
10 water;

11 39. "Waters of this state" means and includes all waters within
12 the territorial limits of this state; provided, such phrase shall
13 not mean or include waters which are entirely owned by a private
14 person or persons, and to which the public is not permitted access;
15 and

16 40. "Water-thrust device" means a device tethered to the water
17 jet mechanism of a vessel in a manner so that the water jet of the
18 powering vessel provides propulsion for the attached device. Such
19 devices shall be considered a component of the powering vessel.

20 SECTION 201. AMENDATORY 63 O.S. 2021, Section 4003, is
21 amended to read as follows:

22 Section 4003. A. 1. Except as otherwise provided in Sections
23 4005 and 4024 of this title, every vessel in this state,
24 irrespective of whether used on waters of this state, is required to

1 be titled within thirty (30) calendar days from the purchase date or
2 from the date the owner becomes a resident of this state and
3 annually registered under the provisions of the Oklahoma Vessel and
4 Motor Registration Act, Section 4002 et seq. of this title. The
5 owner of any such vessel shall file an application as required by
6 the Oklahoma Vessel and Motor Registration Act with ~~the Oklahoma Tax~~
7 ~~Commission~~ Service Oklahoma for a certificate of title, a number,
8 and for the annual registration for such vessel on forms prescribed
9 and furnished by ~~the Commission~~ Service Oklahoma.

10 2. The provisions of this subsection shall not apply to new
11 vessels in the inventory or stock of licensed dealers for resale
12 which new vessels shall be subject to ad valorem taxation.

13 3. Said provisions shall apply to and cover all used vessels in
14 the possession and inventory of a dealer except as provided for in
15 Section 4036 of this title.

16 B. 1. Except as otherwise provided in Sections 4005 and 4024
17 of this title, every outboard motor in excess of ten (10) horsepower
18 in this state, irrespective of whether used on waters of this state,
19 is required to be titled within thirty (30) calendar days from the
20 purchase date, or from the expiration of registration, or from the
21 date the owner becomes a resident of this state and registered under
22 the provisions of the Oklahoma Vessel and Motor Registration Act.

23 The owner of any such motor shall file an application as
24 required by the Oklahoma Vessel and Motor Registration Act for a

1 certificate of title and for an annual registration for such vessel
2 on forms prescribed and furnished by ~~the Commission~~ Service
3 Oklahoma.

4 2. The provisions of this subsection shall not apply to new
5 motors in the inventory or stock of licensed dealers for resale
6 which such new motors shall be subject to ad valorem taxation.

7 3. Said provisions shall apply to and cover all used motors in
8 the possession and inventory of a dealer except as provided for in
9 Section 4036 of this title.

10 C. Any person engaged in the business of selling, trading,
11 renting with option to purchase, or attempting to or negotiating
12 sales or exchanges of interests in new or used vessels or motors, or
13 new and used vessels or motors, or any combination thereof shall be
14 licensed pursuant to Section 4033 of this title.

15 SECTION 202. AMENDATORY 63 O.S. 2021, Section 4004, is
16 amended to read as follows:

17 Section 4004. A. It shall be the duty of ~~the Oklahoma Tax~~
18 ~~Commission~~ Service Oklahoma, and ~~the Commission~~ Service Oklahoma is
19 hereby granted authority and jurisdiction to administer the Oklahoma
20 Vessel and Motor Registration Act, Section 4002 et seq. of this
21 title, with the aid of its ~~motor license agents~~ licensed operators
22 and all duly authorized peace officers of this state.

23 B. ~~The Commission~~ Service Oklahoma is hereby authorized to
24 promulgate all necessary rules and prepare forms and records to

1 enact and enforce the provisions of the Oklahoma Vessel and Motor
2 Registration Act.

3 C. All duly authorized peace officers of this state are hereby
4 granted authority and jurisdiction to enforce the provisions of and
5 any rules pertaining to the Oklahoma Vessel and Motor Registration
6 Act within their jurisdiction.

7 D. ~~The Commission~~ Service Oklahoma shall have the authority in
8 cases of dispute to determine the factory-delivered price of any
9 vessel or motor.

10 E. ~~The Commission~~ Service Oklahoma shall periodically cause to
11 be prepared and shall distribute to each authorized ~~motor license~~
12 ~~agent~~ licensed operator a manual of procedure containing
13 instructions, directions and guidelines to be followed by all ~~motor~~
14 ~~license agents~~ licensed operators in the performance of their duties
15 regarding vessels and motors.

16 F. All rules promulgated pursuant to the provisions of this act
17 shall comply with Article 1 of the Administrative Procedures Act,
18 Section 250 et seq. of Title 75 of the Oklahoma Statutes. In
19 addition to other filing requirements of law, such rules shall be
20 filed with the Commissioner of Public Safety.

21 SECTION 203. AMENDATORY 63 O.S. 2021, Section 4006, is
22 amended to read as follows:

23 Section 4006. ~~The Commission~~ Service Oklahoma is hereby
24 authorized and directed to utilize its ~~motor license agents~~ licensed

1 operators appointed under the Oklahoma Vehicle License and
2 Registration Laws in the administration of the Oklahoma Vessel and
3 Motor Registration Act.

4 SECTION 204. AMENDATORY 63 O.S. 2021, Section 4007, is
5 amended to read as follows:

6 Section 4007. A. Except as otherwise provided by this section,
7 all information contained in the certificate of title or the
8 registration of any vessel or motor shall be confidential and
9 privileged, subject only to disclosure to the following:

10 1. Any duly authorized peace officer of this state in the
11 regular course of the peace officer's duties;

12 2. Any official person or body of any other state or of the
13 United States, when required in their governmental functions;

14 3. Any person or firm, when ~~the Oklahoma Tax Commission~~ Service
15 Oklahoma is satisfied the request for information is reasonable and
16 is related primarily to boating safety;

17 4. Any filer of a mechanics, storage or abandoned vessel
18 possessory lien under the applicable provisions of Sections 91
19 through 200 of Title 42, Section 908 of Title 47 or Section 4217.4
20 of Title 63 of the Oklahoma Statutes, when such information is
21 required to fulfill the notification requirements contained therein;

22 5. Any vessel or motor manufacturer or an authorized
23 representative thereof in connection with matters of vessel or motor
24 safety and theft, vessel motor emissions, vessel or motor product

1 alterations, recalls or advisories, performance monitoring of vessel
2 or motor parts and dealers, vessel or motor market research
3 activities, including survey research, and removal of non-owner
4 records from the original owner records of vessel or motor
5 manufacturers. The confidentiality of the information shall be
6 protected, as set out above, and used only for the purpose stated;
7 provided, further, that ~~the Tax Commission~~ Service Oklahoma shall be
8 authorized to review the use of and the measures employed to
9 safeguard the information; and provided, further, that the
10 manufacturer or representative shall bear the cost incurred by ~~the~~
11 ~~Tax Commission~~ Service Oklahoma in the production of the information
12 requested. If the confidentiality provisions, pursuant to this
13 section, are violated, the provisions of subsection D of Section 205
14 of Title 68 of the Oklahoma Statutes shall apply and the privilege
15 of obtaining information shall be terminated. Any manufacturer or
16 representative violating the provisions of this section, upon
17 conviction, shall be punishable by a fine not to exceed Fifty
18 Thousand Dollars (\$50,000.00); and

19 6. Any person compiling and publishing vessel or motor
20 statistics, provided that such statistics do not disclose the names
21 or addresses of individuals. Such information shall be provided
22 upon payment of a fee as determined by ~~the Tax Commission~~ Service
23 Oklahoma.

1 B. ~~The Tax Commission~~ Service Oklahoma or a ~~motor license agent~~
2 licensed operator may furnish the holder of a security interest in a
3 specific vessel or motor upon payment of the fee specified by
4 Section 4014 of this title, a copy or certified copy of the
5 certificate of title or registration information for such vessel.

6 SECTION 205. AMENDATORY 63 O.S. 2021, Section 4008, is
7 amended to read as follows:

8 Section 4008. Except as otherwise provided in Section 4005 of
9 this title, the owner of every vessel or motor in this state shall
10 possess a certificate of title as proof of ownership of such vessel
11 or motor. Application for a certificate of title, whether an
12 original or duplicate, may be made to ~~the Oklahoma Tax Commission~~
13 Service Oklahoma or any ~~motor license agent~~ licensed operator. When
14 application is made with a ~~motor license agent~~ licensed operator,
15 the application information shall be transmitted either
16 electronically or by mail to ~~the Commission~~ Service Oklahoma by the
17 ~~motor license agent~~ licensed operator. If the application
18 information is transmitted electronically, the ~~motor license agent~~
19 licensed operator shall forward the required application along with
20 evidence of ownership, where required, by mail. Where the
21 transmission of application information cannot be performed
22 electronically, ~~the Commission~~ Service Oklahoma is authorized to
23 provide postage-paid envelopes to ~~motor license agents~~ licensed
24 operators for the purpose of mailing the application along with

1 evidence of ownership, where required. ~~The Commission~~ Service
2 Oklahoma shall upon receipt of proper application information issue
3 an Oklahoma certificate of title. Such certificates may be mailed
4 to the applicant. Upon issuance of a certificate of title, ~~the~~
5 ~~Commission~~ Service Oklahoma shall provide the appropriate ~~motor~~
6 ~~license agent~~ licensed operator with confirmation of such issuance.

7 SECTION 206. AMENDATORY 63 O.S. 2021, Section 4009, is
8 amended to read as follows:

9 Section 4009. A. The application for a certificate of title
10 and registration for a vessel or an outboard motor shall be upon a
11 form furnished by ~~the Oklahoma Tax Commission~~ Service Oklahoma and
12 shall contain:

- 13 1. A full description of the vessel or outboard motor;
- 14 2. The manufacturer's serial and model number or other
15 identification number;
- 16 3. The length of the vessel;
- 17 4. The date on which first sold by the manufacturer or dealer
18 to the owner;
- 19 5. Any distinguishing marks;
- 20 6. A statement of the applicant's source of title;
- 21 7. Whether the vessel is a documented vessel and the number
22 assigned to such vessel;
- 23 8. Any security interest upon said vessel or outboard motor, or
24 vessel and motor; and

1 9. Such other information as ~~the Commission~~ Service Oklahoma
2 may require.

3 Every original or duplicate certificate of title and
4 registration for a vessel or an outboard motor shall contain all
5 items listed in this subsection.

6 B. To obtain an original certificate of title for a vessel or
7 outboard motor that is being registered for the first time in this
8 state or for a vessel or outboard motor that has not been previously
9 registered in any other state, the applicant shall be required to
10 deliver, as evidence of ownership, a manufacturer's certificate of
11 origin or at the discretion of ~~the Commission~~ Service Oklahoma a
12 copy of the manufacturer's certificate of origin properly assigned
13 by the manufacturer, distributor, or dealer licensed in this or any
14 other state shown thereon to be the last transferee to the applicant
15 upon a form to be prescribed and approved by ~~the Commission~~ Service
16 Oklahoma. A manufacturer's certificate of origin shall contain:

17 1. The manufacturer's serial or other identification number;
18 2. Date on which first sold by the manufacturer to the dealer;
19 3. Any distinguishing marks including model and the year same
20 was made;

21 4. A statement of any security interests upon said vessel or
22 outboard motor, or vessel and motor; and

23 5. Such other information as ~~the Commission~~ Service Oklahoma
24 may require.

1 C. In the absence of a dealer's or manufacturer's number, ~~the~~
2 ~~Commission~~ Service Oklahoma may assign such identifying number to
3 the vessel or outboard motor, which shall be permanently stamped,
4 burned or pressed into or attached onto such vessel or outboard
5 motor.

6 D. Every dealer selling new or used vessels or outboard motors
7 and every individual not licensed as a dealer who sells a new or
8 used vessel or outboard motor shall verify the hull identification
9 number or serial number is the same as the number on the current
10 registration of the vessel or outboard motor. The seller of the
11 vessel or outboard motor shall sign a notarized affidavit, under
12 penalty of perjury, affirming the numbers are the same.

13 E. 1. Before a homemade vessel is issued a hull identification
14 number from ~~the Commission~~ Service Oklahoma, the vessel and the
15 motor shall be inspected by a commissioned officer of the Oklahoma
16 Highway Patrol Division of the Department of Public Safety or by any
17 other employee of the Department or any other law enforcement
18 officer of the state as the Commissioner of Public Safety may
19 designate, pursuant to the rules promulgated by the Commissioner of
20 Public Safety. For the purposes of this act, "homemade vessel"
21 means any vessel not allotted a hull identification number (HIN) by
22 a manufacturer, and specifically excludes any vessel upon which the
23 hull identification number has been covered, altered, defaced,
24 destroyed, or removed.

1 2. The Department of Public Safety is hereby granted authority
2 and jurisdiction, pursuant to Article 1 of the Administrative
3 Procedures Act, Section 250 et seq. of Title 75 of the Oklahoma
4 Statutes, to promulgate, administer and enforce all necessary rules
5 deemed necessary to implement the provisions of this section.

6 3. The Department of Public Safety shall prescribe all forms
7 deemed necessary to implement the provisions of this section.

8 F. It shall be unlawful to:

9 1. Improperly display or fail to display a vessel's hull
10 identification number;

11 2. Operate or possess a vessel on which the hull identification
12 number has been removed; or

13 3. Operate or possess a motor on which the serial number has
14 been removed.

15 G. When registering in this state a vessel which was titled in
16 another state and which title contains the name of a secured party
17 on the face of the other state certificate of title, ~~the Oklahoma~~
18 ~~Tax Commission~~ Service Oklahoma or the ~~motor license agent~~ licensed
19 operator shall complete a lien entry form as prescribed by ~~said~~
20 ~~Commission~~ Service Oklahoma. A statement of the lien or encumbrance
21 shall be included on the Oklahoma certificate of title and the lien
22 or encumbrance shall be deemed continuously perfected as though it
23 had been perfected pursuant to Section 4013 of this title. For
24 completing the lien entry form and recording the security interest

1 on the certificate of title, ~~the Commission~~ Service Oklahoma or the
2 ~~motor license agent~~ licensed operator shall collect a fee of Three
3 Dollars (\$3.00) which shall be in addition to other fees provided by
4 the Oklahoma Vessel and Motor Registration Act.

5 H. Upon payment of all fees and taxes, a certificate of title,
6 a certificate of registration and, for a vessel, two registration
7 decals or, for an outboard motor, one registration decal shall be
8 delivered to the applicant. Provided, yearly decals shall be issued
9 for vessels and motors titled and registered to the Department of
10 Public Safety.

11 SECTION 207. AMENDATORY 63 O.S. 2021, Section 4009.1, is
12 amended to read as follows:

13 Section 4009.1. A. 1. ~~The Department of Public Safety~~ Service
14 Oklahoma shall promulgate rules specifying the location and manner
15 in which serial numbers for outboard motors shall be affixed. In
16 promulgating such rules, ~~the Department~~ Service Oklahoma shall
17 consider the existence of voluntary industry standards, the current
18 state of technology and the overall process of reducing vessel and
19 motor thefts in this state.

20 2. Any outboard motor manufactured on or after October 1, 1985,
21 which is for sale in this state shall comply with the rules
22 promulgated pursuant to this section.

23 3. Any person, firm or corporation which sells or offers to
24 sell any outboard motor or outboard motor part manufactured on or

1 after October 1, 1985, which does not comply with this subsection
2 shall be, upon conviction, guilty of a misdemeanor, punishable by a
3 fine of up to Five Hundred Dollars (\$500.00), imprisonment in the
4 county jail for a period of up to one (1) year, or both such fine
5 and imprisonment.

6 B. 1. It is unlawful for any person to knowingly possess any
7 outboard motor or outboard motor part upon which the serial number
8 required by subsection A of this section has been removed, erased,
9 defaced or otherwise altered to prevent identification.

10 2. It is unlawful for any person to knowingly possess,
11 manufacture, sell or exchange, offer to sell or exchange, aid in
12 sale or exchange, supply in blank, authorize or direct, give away,
13 or to conspire to or attempt to commit any of the previously
14 mentioned acts, any counterfeit manufacturer's outboard motor or
15 outboard motor part serial number plate or decal, used for the
16 purpose of identification of any outboard motor or outboard motor
17 part, or to conspire or attempt to commit any of these acts.

18 3. Any person violating any provision of this subsection shall
19 be, upon conviction, guilty of a felony.

20 C. If any serial number required by this section to identify
21 ownership of an outboard motor or outboard motor part does not exist
22 or has been removed, erased, defaced or otherwise altered to prevent
23 identification, and the true identity cannot be determined, the
24 outboard motor or outboard motor part may be seized by any peace

1 officer in this state and shall be subject to forfeiture pursuant to
2 the procedures established for the law enforcement agency by which
3 the seizing officer is employed. Such outboard motor or outboard
4 motor part may not be sold or used to propel a vessel on the waters
5 of this state unless and until ~~the Department of Public Safety is~~
6 ~~directed by the Oklahoma Tax Commission to issue~~ Service Oklahoma
7 issues to the outboard motor or outboard motor part a replacement
8 identifying number which shall be affixed to the motor or part and
9 shall thereafter be used for identification purposes of the motor or
10 part.

11 SECTION 208. AMENDATORY 63 O.S. 2021, Section 4012, is
12 amended to read as follows:

13 Section 4012. A. In the event of the sale or transfer of the
14 ownership of a vessel or motor for which a certificate of title has
15 been issued, the holder of such certificate shall endorse on the
16 back of same a complete assignment thereof with warranty of title in
17 form printed thereon with a statement of all liens or encumbrances
18 on said vessel or motor sworn to before a notary public or some
19 other person authorized by law to take acknowledgments, and deliver
20 same to the purchaser or transferee at the time of delivery to him
21 of such vessel or motor. The purchaser or transferee, unless such
22 person is a bona fide dealer licensed by the State of Oklahoma,
23 shall, within thirty (30) calendar days from the time of delivery to
24 him of such vessel or motor, present the assigned certificate of

1 title to ~~the Oklahoma Tax Commission~~ Service Oklahoma, or one of its
2 ~~motor license agents~~ licensed operators, accompanied by the fee
3 required pursuant to Section 4014 of this title, together with any
4 excise tax or registration fee that may be due, whereupon a new
5 certificate of title, shall be issued to the assignee.

6 B. A licensed dealer shall, on selling or otherwise disposing
7 of a vessel or motor, execute and deliver to the purchaser thereof
8 the certificate of title properly and completely reassigned.

9 C. Said certificate, when so assigned and returned to ~~the~~
10 ~~Commission~~ Service Oklahoma, together with any subsequent assignment
11 or reissue thereof, shall be appropriately filed and indexed so that
12 at all times it will be possible to trace title to the vessel or
13 motor designated therein. Provided, when the ownership of any
14 vessel or motor shall pass by operation of law, the person owning
15 such vessel or motor may, upon furnishing satisfactory proof to ~~the~~
16 ~~Commission~~ Service Oklahoma of such ownership, procure a title to
17 said vessel or motor, regardless of whether a certificate of title
18 has ever been issued. Provided, however, all homemade vessels shall
19 first comply with the provisions of subsection D of Section 4009 of
20 this title.

21 D. The dealer shall execute and deliver to the purchaser bills
22 of sale for all new vessels or new motors sold by him. On
23 presentation of a bill of sale by a dealer for a new vessel or motor
24 sold in this state, accompanied by any fee required by Section 4014

1 of this title and any excise tax that may be due, a certificate of
2 title shall be issued.

3 E. Upon proper proof of a lost certificate of title being made
4 to ~~the Commission~~ Service Oklahoma or one of its ~~motor license~~
5 ~~agents~~ licensed operators, accompanied by an application therefor
6 and payment of the fees required by Section 4014 of this title, a
7 duplicate certificate of title shall be issued to said applicant.

8 SECTION 209. AMENDATORY 63 O.S. 2021, Section 4013, is
9 amended to read as follows:

10 Section 4013. A. 1. Except for a security interest in vessels
11 or motors held by a dealer for sale or lease, a security interest,
12 as defined in paragraph (37) of Section 1-201 of Title 12A of the
13 Oklahoma Statutes, in a vessel or motor as to which a certificate of
14 title may be properly issued by ~~the Oklahoma Tax Commission~~ Service
15 Oklahoma shall be perfected only when a lien entry form prescribed
16 by ~~the Tax Commission~~ Service Oklahoma, and the existing certificate
17 of title, if any, or application for a certificate of title and
18 manufacturer's certificate of origin or other identification number
19 containing the name and address of the secured party and the date
20 of the security agreement and the required fee are delivered to ~~the~~
21 ~~Tax Commission~~ Service Oklahoma or to a ~~motor license agent~~ licensed
22 operator. The filing and duration of perfection of a security
23 interest, pursuant to the provisions of Title 12A of the Oklahoma
24 Statutes, including, but not limited to, Section 1-9-311 of Title

1 12A of the Oklahoma Statutes, shall not be applicable to perfection
2 of security interests in vessels or motors as to which a certificate
3 of title may be properly issued by ~~the Tax Commission~~ Service
4 Oklahoma, except as to vessels or motors held by a dealer for sale
5 or lease and except as provided in subsection D of this section. In
6 all other respects Title 12A of the Oklahoma Statutes shall be
7 applicable to such security interests in vessels or motors as to
8 which a certificate of title may be properly issued by ~~the Tax~~
9 ~~Commission~~ Service Oklahoma.

10 2. Whenever a person creates a security interest in a vessel or
11 motor, such person shall surrender to the secured party the
12 certificate of title or the signed application for a new certificate
13 of title, on the form prescribed by ~~the Tax Commission~~ Service
14 Oklahoma, and the manufacturer's certificate of origin or other
15 identification number. The secured party shall deliver the lien
16 entry form and the required lien filing fee within twenty-five (25)
17 calendar days as provided hereafter with certificate of title or the
18 application for certificate of title, and the manufacturer's
19 certificate of origin or other identification number to ~~the Tax~~
20 ~~Commission~~ Service Oklahoma or to a ~~motor license agent~~ licensed
21 operator. Perfection of the security interest shall begin from the
22 date of the delivery to ~~the Tax Commission~~ Service Oklahoma or to a
23 ~~motor license agent~~ licensed operator of (i) the lien entry form,
24 (ii) the lien filing fee, and (iii) the certificate of title or

1 application for certificate of title and the manufacturer's
2 certificate of origin or other identification number. When a vessel
3 or motor title is presented to a ~~motor license agent~~ licensed
4 operator for transfer or registration and the documents reflect a
5 lienholder, the ~~motor license agent~~ licensed operator shall perfect
6 the lien as provided for in subsection G of Section 1105 of Title 47
7 of the Oklahoma Statutes.

8 3. Upon the receipt of the lien entry form and the required
9 fees with either the certificate of title or an application for
10 certificate of title and manufacturer's certificate of origin or
11 other identification number, a ~~motor license agent~~ licensed operator
12 shall, by placement of a clearly distinguishing mark, record the
13 date and number shown in a conspicuous place, on each of these
14 instruments.

15 4. The certificate of title or the application for certificate
16 of title and manufacturer's certificate of origin or other
17 identification number with the record of the date of receipt clearly
18 marked thereon shall be returned to the debtor together with a
19 notice that the debtor is required to register and pay all
20 additional fees and taxes due within thirty (30) calendar days from
21 the date of purchase of said vessel or motor.

22 5. Any person creating a security interest in a vessel or motor
23 that has been previously registered in the debtor's name and on
24 which all taxes due the state have been paid shall surrender the

1 certificate of ownership to the secured party. The secured party
2 shall have the duty to record the security interest as provided in
3 this section and shall, at the same time, obtain a new certificate
4 of title which shall show the secured interest on the face of such
5 certificate of title.

6 6. The lien entry form with the date and assigned number
7 thereof clearly marked thereon shall be returned to the secured
8 party. If the lien entry form is received and authenticated, as
9 herein provided, by a ~~motor license agent~~ licensed operator, such
10 ~~agent~~ licensed operator shall make a report thereof to ~~the Tax~~
11 ~~Commission~~ Service Oklahoma upon the forms and in the manner as may
12 be prescribed by ~~the Tax Commission~~ Service Oklahoma.

13 7. ~~The Tax Commission~~ Service Oklahoma shall have the duty to
14 record the lien upon the face of the certificate of title issued at
15 the time of registering and paying all fees and taxes due on such
16 vessel or motor.

17 B. 1. A secured party shall, within seven (7) business days
18 after the satisfaction of such security interest, furnish directly
19 or by mail a release of a security interest to ~~the Tax Commission~~
20 Service Oklahoma and mail a copy thereof to the last-known address
21 of the debtor. If the security interest has been satisfied by
22 payment from a licensed used boat dealer to whom the used vessel or
23 motor has been transferred, the secured party shall also, within
24 seven (7) business days after such satisfaction, mail a certified

1 copy of copy number one of the release of security interest to such
2 dealer. If the secured party fails to furnish such release as
3 herein required, the secured party shall be liable to the debtor for
4 a penalty of One Hundred Dollars (\$100.00) and, in addition, any
5 loss caused to the debtor by such failure.

6 2. Upon release of a security interest the owner may obtain a
7 new certificate of title omitting reference to the security
8 interest, by submitting to ~~the Tax Commission~~ Service Oklahoma or to
9 a ~~motor license agent~~ licensed operator:

- 10 a. a release signed by the secured party, an application
11 for new certificate of title and the proper fees, or
- 12 b. by submitting to ~~the Tax Commission~~ Service Oklahoma
13 or the ~~motor license agent~~ licensed operator an
14 affidavit, supported by such documentation as ~~the Tax~~
15 ~~Commission~~ Service Oklahoma may require, by the owner
16 on a form prescribed by ~~the Tax Commission~~ Service
17 Oklahoma stating that the security interest has been
18 satisfied and stating the reasons why a release cannot
19 be obtained, an application for a new certificate of
20 title and the proper fees.

21 Upon receiving such affidavit that the security interest has
22 been satisfied, ~~the Tax Commission~~ Service Oklahoma shall issue a
23 new certificate of title eliminating the satisfied security interest
24 and the name and address of the secured parties who have been paid

1 and satisfied. ~~The Tax Commission~~ Service Oklahoma shall accept a
2 release of a security interest in any form that identifies the
3 debtor, the secured party, and the vessel or motor and contains the
4 signature of the secured party. ~~The Tax Commission~~ Service Oklahoma
5 shall not require any particular form for the release of a security
6 interest.

7 The words "security interest" when used in the Oklahoma Vessel
8 and Motor Registration Act do not include liens dependent upon
9 possession.

10 C. ~~The Tax Commission~~ Service Oklahoma shall file and index
11 certificates of title so that at all times it will be possible to
12 trace a certificate of title to the vessel or motor designated
13 therein, identify the lien entry form, and the names and addresses
14 of secured parties, or their assignees, so that all or any part of
15 such information may be made readily available to those who make
16 legitimate inquiry of ~~the Tax Commission~~ Service Oklahoma as to the
17 existence or nonexistence of security interest in the vessel or
18 motor.

19 D. 1. Any security interest in a vessel or motor properly
20 perfected prior to January 1, 1990, may be continued as to its
21 effectiveness or duration as provided by Section 1-9-515 of Title
22 12A of the Oklahoma Statutes, or may be terminated, assigned or
23 released as provided by Sections 1-9-513 and 1-9-514 of Title 12A of
24 the Oklahoma Statutes, as fully as if this section had not been

1 enacted, or, at the option of the secured party, may also be
2 perfected under this section, and, if so perfected, the time of
3 perfection under this section shall be the date said security
4 interest was originally perfected under the prior law.

5 2. Upon request of the secured party, the debtor or any other
6 holder of the certificate of title shall surrender said certificate
7 of title to the secured party and shall do such other acts as may be
8 required to perfect said security interest under this section.

9 SECTION 210. AMENDATORY 63 O.S. 2021, Section 4014, is
10 amended to read as follows:

11 Section 4014. A. The charge for each certificate of title for
12 any vessel or motor issued shall be Two Dollars and twenty-five
13 cents (\$2.25), which charge shall be in addition to any excise taxes
14 or fees imposed by law for such vessel or motor. One Dollar (\$1.00)
15 of each such fee shall be deposited in the ~~Oklahoma Tax Commission~~
16 Service Oklahoma Reimbursement Fund.

17 B. The charge for a duplicate certificate of title shall be Two
18 Dollars and twenty-five cents (\$2.25) which charge shall be in
19 addition to any other fees imposed by this section for any such
20 vessel or motor. One Dollar (\$1.00) of such fee shall be deposited
21 in the ~~Oklahoma Tax Commission~~ Service Oklahoma Reimbursement Fund.

22 C. For each security interest recorded on a certificate of
23 title, or manufacturer's certificate of origin or other
24 identification number, such person shall pay a fee of Eight Dollars

1 (\$8.00), which shall be in addition to other fees provided for in
2 this section.

3 D. 1. When an application for a new certificate of title or
4 duplicate certificate of title for a vessel or motor is made to ~~the~~
5 ~~Commission~~ Service Oklahoma or one of its ~~motor license agents~~
6 licensed operators, an application fee in the amount of One Dollar
7 and twenty-five cents (\$1.25) for the issuance of such certificate
8 of title shall be charged and collected.

9 2. For recording a security interest on a certificate of title
10 or manufacturer's certificate of origin or other identification
11 number, ~~the Commission~~ Service Oklahoma or a ~~motor license agent~~
12 licensed operator shall charge Two Dollars (\$2.00) for each security
13 interest so recorded.

14 E. 1. The charge for a copy of certificate of title
15 information is One Dollar (\$1.00) for each instrument.

16 2. The charge for a certified copy of certificate of title
17 information is Two Dollars (\$2.00) for each instrument.

18 SECTION 211. AMENDATORY 63 O.S. 2021, Section 4015, is
19 amended to read as follows:

20 Section 4015. Except as otherwise provided by Sections 4005 and
21 4024 of this title, every owner of a vessel or motor possessing a
22 certificate of title shall make an application for the registration
23 of such vessel or motor with ~~the Oklahoma Tax Commission~~ Service
24 Oklahoma or with a ~~motor license agent~~ licensed operator within

1 thirty (30) calendar days from the purchase date, or from the
2 expiration of registration, or from the date the owner becomes a
3 resident of this state. The application shall contain such
4 information as shall be required by ~~the Commission~~ Service Oklahoma
5 pursuant to the provisions of the Oklahoma Vessel and Motor
6 Registration Act, Section 4002 et seq. of this title.

7 SECTION 212. AMENDATORY 63 O.S. 2021, Section 4016, is
8 amended to read as follows:

9 Section 4016. A. Every owner of a vessel, when making
10 application for registration, shall furnish the following
11 information:

12 1. A full description of the vessel including the
13 manufacturer's serial, model, or other identification number, the
14 manufacturer's factory delivered price, and the total delivered
15 price of said vessel;

16 2. The correct name and address, the name of the city, county
17 and state in which the person in whose name the vessel is to be
18 registered resides;

19 3. The county of location of the vessel; and

20 4. Such other information as may be prescribed by ~~the~~
21 ~~Commission~~ Service Oklahoma.

22 B. Upon the filing of a registration application for a vessel
23 and the payment of the fees provided for in the Oklahoma Vessel and
24 Motor Registration Act, Section 4002 et seq. of this title, ~~the~~

1 ~~Oklahoma Tax Commission~~ Service Oklahoma shall issue the owner of
2 the vessel a certificate of registration and two registration decals
3 and shall also assign a permanent number for the vessel described in
4 the application. The registration decals and the permanent number
5 shall be recorded on the annual registration certificate covering
6 such vessel. The permanent number shall be displayed upon the
7 vessel as required by Section 4030 of this title.

8 C. The current certificate of registration shall be legible and
9 available for inspection at all times.

10 D. On all new and used vessels, prior to receipt of the
11 certificate of registration and the registration decals, the
12 dealer's bill of sale shall be available for inspection at all times
13 for the first thirty (30) calendar days from the date of purchase.
14 Thereafter, prior to receipt of the certificate of registration and
15 the registration decals, the official registration receipt from ~~the~~
16 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
17 operator shall be available for inspection at all times.

18 SECTION 213. AMENDATORY 63 O.S. 2021, Section 4017, is
19 amended to read as follows:

20 Section 4017. A. Every owner of an outboard motor in excess of
21 ten (10) horsepower, when making application for registration, shall
22 furnish the following information:

23 1. A full description of the outboard motor including the
24 manufacturer's serial, model, or other identification number, the

1 manufacturer's factory delivered price, and the total delivered
2 price of said outboard motor;

3 2. The correct name and address, and the name of the city,
4 county and state in which the person in whose name the outboard
5 motor is to be registered resides;

6 3. The county of location of such outboard motor; and

7 4. Such other information as may be prescribed by ~~the Oklahoma~~
8 ~~Tax Commission~~ Service Oklahoma.

9 B. Upon the filing of a registration application for an
10 outboard motor and the payment of the fees provided for in the
11 Oklahoma Vessel and Motor Registration Act, ~~the Commission~~ Service
12 Oklahoma shall issue the owner of the outboard motor a certificate
13 of registration and a registration decal.

14 C. The current certificate of registration shall be legible and
15 available for inspection at all times.

16 D. On all new and used outboard motors, prior to receipt of the
17 certificate of registration and the registration decal, the dealer's
18 bill of sale shall be available for inspection at all times for the
19 first thirty (30) calendar days from the date of purchase.

20 Thereafter, prior to receipt of the certificate of registration and
21 the registration decal, the official registration receipt from ~~the~~
22 ~~Commission~~ Service Oklahoma or a ~~motor license agent~~ licensed
23 operator shall be available for inspection at all times.

1 SECTION 214. AMENDATORY 63 O.S. 2021, Section 4019, is
2 amended to read as follows:

3 Section 4019. A. 1. The registration fees herein levied upon
4 vessels and motors located within this state shall be due on the
5 first day of July each year and shall become delinquent on the first
6 day of August thereafter.

7 2. Any person owning a vessel or motor subject to the
8 provisions of this subsection and failing or refusing to file
9 application for the registration of such vessel or motor and to pay
10 the annual registration fee as provided by the Oklahoma Vessel and
11 Motor Registration Act, on or before the 31st day of July each year,
12 shall be deemed delinquent.

13 B. On the registration of new vessels or new motors purchased
14 in this state and on new or used vessels or motors used in this
15 state or brought into this state between July 1 and September 30,
16 inclusive, of any year the payment of the full annual registration
17 and license fee shall be collected; and between October 1 and
18 December 31, inclusive, of any year the payment of three-fourths
19 (3/4) the annual registration and license fee shall be collected;
20 and between January 1 and March 31, inclusive, of any year the
21 payment of one-half (1/2) the annual registration and license fee
22 shall be collected; and between April 1 and June 30, inclusive, of
23 any year the payment of one-fourth (1/4) of the annual registration
24 and license fee shall be collected.

1 C. Any person registering a vessel or motor under the
2 provisions of the Oklahoma Vessel and Motor Registration Act may
3 elect to have the vessel or motor registered for a three-year
4 period. If a person elects to register the vessel or motor for a
5 three-year period, the person shall pay ninety percent (90%) of the
6 registration fees that the person would have otherwise paid if the
7 person had registered the vessel or a motor on an annual basis over
8 the three-year period. If a person is registering a vessel or motor
9 pursuant to the provisions of subsection B of this section and
10 elects to register the vessel or motor for a three-year period, the
11 partial year registration shall count as one of the three (3) years
12 of registration. The ~~motor license agent~~ licensed operator
13 registering the vessel or motor for a three-year period shall
14 receive one hundred percent (100%) of the fees the ~~motor license~~
15 ~~agent~~ licensed operator would have otherwise received pursuant to
16 subsection B of Section 1141.1 of Title 47 of the Oklahoma Statutes
17 if the vessel or motor had been registered on an annual basis over
18 the three-year period.

19 SECTION 215. AMENDATORY 63 O.S. 2021, Section 4020, is
20 amended to read as follows:

21 Section 4020. ~~The Oklahoma Tax Commission~~ Service Oklahoma
22 shall notify through the mail, or via electronic mail, all persons
23 who have not opted out of the notification system within the state
24 who have previous vessel or motor registrations on record of the

1 period for registration that are due to be registered in July of
2 that year. Persons choosing to receive such annual notification
3 through the mail shall be assessed an annual fee of fifty cents
4 (\$0.50), notwithstanding the provisions of Section 1114.1 of Title
5 47 of the Oklahoma Statutes, which shall be used by ~~the Tax~~
6 ~~Commission~~ Service Oklahoma for printing and mailing of renewal
7 notifications. Members of the armed forces of the United States,
8 the Reserve Corps of the armed forces of the United States, and the
9 Oklahoma National Guard and their spouses eligible for the military
10 registration fee, as provided in Section 4021 of this title, shall
11 receive a renewal notification without payment of such fee. The
12 printed notice shall contain all necessary information for such
13 registration including a breakdown of all charges to be paid by the
14 owner. The breakdown of the charges to be paid by the owner shall
15 include the charges an owner would pay to register the vessel or
16 motor for a one-year period and the charges an owner would pay to
17 register the vessel or motor for a three-year period. Use of a
18 postcard or electronic mail-type renewal notice is specifically
19 permitted. The content and form of the notice shall also contain
20 instructions as to the procedure for renewal upon presentation to a
21 ~~motor license agent~~ licensed operator or by return mail to ~~the Tax~~
22 ~~Commission's~~ Service Oklahoma's state office. ~~The Tax Commission~~
23 Service Oklahoma shall provide information on its public website
24 instructing persons on the procedure for obtaining an annual

1 notification via electronic mail, free of charge, outlining all
2 charges and fees associated with the registration of vessels and
3 motors, as well as an explanation of the apportionment of vessel and
4 motor registration fees and penalties. The cost of mailing shall be
5 One Dollar (\$1.00) for titles or other forms or devices required by
6 the Oklahoma Vessel and Motor Registration Act. Provided, that ~~the~~
7 ~~Tax Commission~~ Service Oklahoma may adjust any mailing costs as
8 deemed appropriate to allow for increased or additional fees charged
9 by the United States Postal Service.

10 Failure by any applicant to receive notification of renewal as
11 provided by this section shall not excuse the applicant from
12 properly obtaining any registration at the proper time by presenting
13 proof of ownership to ~~the Tax Commission's~~ Service Oklahoma's state
14 office or to a ~~motor license agent~~ licensed operator.

15 SECTION 216. AMENDATORY 63 O.S. 2021, Section 4021, is
16 amended to read as follows:

17 Section 4021. A. The application required for the initial and
18 subsequent registration of a vessel or a motor shall be accompanied
19 by payment of the following fees:

20 1. Where the manufacturer's factory delivered price, or in the
21 absence of such price being published in a recognized publication
22 for the use of marine dealers and/or for purposes of insurance and
23 financing firms, where the provable original or new cost of all
24 materials, is One Hundred Fifty Dollars (\$150.00) or less, the

1 registration and license fee for the first and for each succeeding
2 year's registration shall be One Dollar (\$1.00);

3 2. Where the manufacturer's factory delivered price, or in the
4 absence of such price being published as provided in paragraph 1 of
5 this section, where the value of such vessel or motor is determined
6 and fixed as above required and, is in excess of One Hundred Fifty
7 Dollars (\$150.00), there shall be added to the fee of One Dollar
8 (\$1.00), the sum of One Dollar (\$1.00) for each One Hundred Dollars
9 (\$100.00) or any fraction thereof, in excess of One Hundred Fifty
10 Dollars (\$150.00) provided such fee shall not exceed One Hundred
11 Fifty Dollars (\$150.00);

12 3. After the first year's registration in this state under the
13 Oklahoma Vessel and Motor Registration Act of any new vessel or new
14 motor under paragraph 2 of this subsection, the registration for the
15 second year shall be ninety percent (90%) of the fee computed and
16 assessed hereunder for the first year, and thereafter, such fee
17 shall be computed and assessed at ninety percent (90%) of the
18 previous year's fee and shall be so computed and assessed for the
19 next nine (9) successive years provided such fee shall not exceed
20 One Hundred Fifty Dollars (\$150.00);

21 4. The initial and subsequent registration fee for any vessel
22 which is a part of a fleet used for lodging and for which a rental
23 fee and sales tax are collected shall be Forty Dollars (\$40.00) in
24 lieu of the fees required by paragraphs 1 through 3 of this

1 subsection. For the purpose of this paragraph, "fleet" means twenty
2 or more vessels operated by a business organization from a single
3 anchorage. The fee provided for in this paragraph may be reduced
4 annually to zero until the total reduction equals the difference
5 between the sum of the fees paid pursuant to paragraphs 1 through 3
6 of this subsection for the two registration years preceding January
7 1, 1990, and the fee provided for in this paragraph;

8 5. For any vessel or motor owned and numbered, registered or
9 licensed prior to January 1, 1990, in this or any other state, or in
10 the absence of such registration upon proof of the year, model and
11 age of same, the registration fee shall be computed and assessed at
12 the rate hereinabove provided for a new vessel or motor based on the
13 value thereof determined as provided in this subsection, but reduced
14 as though same had been registered for each prior year of its
15 existence. Except as provided in paragraph 1 of this subsection,
16 the registration fee for the eleventh year computed in accordance
17 with the provisions of this subsection shall be the amount of the
18 fee to be assessed for such eleventh year and shall be the minimum
19 annual registration fee for such vessel or motor for any subsequent
20 year; and

21 6. The initial and subsequent registration fee for any vessel
22 or motor which is not being used in a trade or business or for any
23 commercial purpose and is owned by:
24

- a. a nonresident member of the Armed Forces of the United States assigned to duty in this state in compliance with official military or naval orders,
- b. a resident member of the Armed Forces of the United States assigned to duty in this state in compliance with official military or naval orders,
- c. the spouse, who resides in Oklahoma, of a resident or nonresident member of the Armed Forces of the United States serving in a foreign country, or
- d. any Oklahoma resident who is stationed out of state due to an official assignment of the Armed Forces of the United States,

shall be the lesser of either a Fifteen Dollar (\$15.00) registration fee or the fee computed and assessed for vessels or motors of similar age and model pursuant to this section.

B. As used in this section, the term "manufacturer's factory delivered price" shall represent the recommended retail selling price and shall not mean the wholesale price to a dealer.

C. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall assess the registration fees and penalties for the year or years a vessel or motor was not registered as provided in the Oklahoma Vessel and Motor Registration Act. For vessels or motors not registered for two (2) or more years, the registration fees and penalties shall be due only for the current year and one (1) previous year.

1 D. Upon each vessel or motor repossessed by a mortgagee, a fee
2 of Forty-six Dollars (\$46.00) shall be assessed. This fee shall be
3 in lieu of any applicable vessel or motor excise tax and
4 registration fees. Each ~~motor license agent~~ licensed operator
5 accepting applications for certificates of title for such vessel or
6 motors shall receive Seven Dollars (\$7.00) to be deducted from the
7 license fee specified in this paragraph for each application
8 accepted.

9 E. All vessels or motors owned by the State of Oklahoma, its
10 agencies or departments, or political subdivisions thereof, or which
11 under the law would be exempt from direct ad valorem taxation, shall
12 be registered pursuant to the provisions of the Oklahoma Vessel and
13 Motor Registration Act for an annual fee of Two Dollars and twenty-
14 five cents (\$2.25) irrespective of whether registered by a ~~motor~~
15 ~~license agent~~ licensed operator or ~~the Tax Commission~~ Service
16 Oklahoma.

17 F. All vessels and motors owned:

18 1. By the Boy Scouts of America, the Girl Scouts of U.S.A., and
19 the Camp Fire USA, devoted exclusively to youth programs emphasizing
20 physical fitness, character development and citizenship training;

21 2. By the Department of Public Safety; and

22 3. By organizations which are exempt from taxation pursuant to
23 the provisions of Section 501(c)(3) of the Internal Revenue Code, 26
24 U.S.C., Section 501(c)(3), and which are primarily devoted to the

1 establishment, development, operation, promotion, and participation
2 in, alone or in conjunction with others, educational and training
3 programs and competitive events to provide knowledge, information,
4 or comprehensive skills related to the sports of sailing, fishing,
5 boating, and other aquatic related activities;
6 are hereby exempt from the payment of registration fees required by
7 this section. Provided all of such vessels or motors shall be
8 registered and shall otherwise comply with the provisions of the
9 Oklahoma Vessel and Motor Registration Act.

10 G. A credit shall be allowed with respect to the fee for
11 registration of any new vessel or new motor, when such new vessel or
12 motor is a replacement for:

13 1. A new original vessel or new original motor which is stolen
14 from the purchaser/registrant within ninety (90) days of the date of
15 purchase of the original vessel or new original motor as certified
16 by a police report or other documentation as required by ~~the Tax~~
17 ~~Commission~~ Service Oklahoma; or

18 2. A defective new original vessel or new original motor
19 returned by the purchaser/registrant to the seller within six (6)
20 months of the date of purchase of the defective new original vessel
21 or new original motor as certified by the manufacturer.

22 Such credit shall be in the amount of the fee for registration
23 which was paid for the new original vessel or new original motor and
24

1 shall be applied to the registration fee for the replacement vessel
2 or motor. In no event will said credit be refunded.

3 H. Upon proper proof of a lost certificate of registration
4 being made to ~~the Tax Commission~~ Service Oklahoma or one of its
5 ~~motor license agents~~ licensed operators, accompanied by an
6 application therefor and payment of the fees required by the
7 Oklahoma Vessel and Motor Registration Act, a duplicate certificate
8 of registration shall be issued to the applicant. The charge for
9 such duplicate certificate of registration shall be Two Dollars and
10 twenty-five cents (\$2.25), which charge shall be in addition to any
11 other fees imposed by Section 4022 of this title for any such vessel
12 or motor.

13 I. In addition to any other fees levied by the Oklahoma Vessel
14 and Motor Registration Act, there is levied and there shall be paid
15 to ~~the Tax Commission~~ Service Oklahoma, for each year a vessel or
16 motor is registered, a fee of One Dollar (\$1.00) for each vessel or
17 motor for which a registration or license fee is required pursuant
18 to the provisions of this section. The fee shall accrue and shall
19 be collected upon each vessel or motor under the same circumstances
20 and shall be payable in the same manner and times as apply to vessel
21 and motor licenses and registrations under the provisions of the
22 Oklahoma Vessel and Motor Registration Act; provided, the fee shall
23 be paid in full for the then current year at the time any vehicle is
24 first registered in a calendar year.

1 Monies collected pursuant to this subsection shall be
2 apportioned by ~~the Tax Commission~~ Service Oklahoma to the State
3 Treasurer for deposit in the Trauma Care Assistance Revolving Fund
4 created in Section 330.97 of this title.

5 The collection and payment of the fee shall be a prerequisite to
6 license or registration of any vessel or motor.

7 J. If a vessel or motor is donated to a nonprofit charitable
8 organization, the nonprofit charitable organization shall be exempt
9 from paying any current or past due registration fees, excise tax,
10 transfer fees, and penalties and interest; provided, subsequent to
11 such donation, if the person, entity or party acting on another's
12 behalf who donated the vessel or motor, purchases the same vessel or
13 motor from the nonprofit charitable organization receiving the
14 original donation, such person, entity or party acting on another's
15 behalf shall be liable for all current and past due registration
16 fees, excise tax, transfer fees, and penalties and interest on such
17 vehicle.

18 SECTION 217. AMENDATORY 63 O.S. 2021, Section 4022, is
19 amended to read as follows:

20 Section 4022. A. In addition to the registration fees required
21 by Section 4021 of this title, when any such application for
22 registration is made directly to ~~the Commission~~ Service Oklahoma or
23 to any motor vehicle agent, a One Dollar and twenty-five cents
24 (\$1.25) fee for each year the vessel or motor is registered shall be

1 collected and apportioned as provided by the provisions of the
2 Oklahoma Vessel and Motor Registration Act.

3 B. 1. The charge for a copy of certificate of registration
4 information is One Dollar (\$1.00) for each instrument.

5 2. The charge for a certified copy of certificate of
6 registration information is Two Dollars (\$2.00) for each instrument.

7 SECTION 218. AMENDATORY 63 O.S. 2021, Section 4028, is
8 amended to read as follows:

9 Section 4028. All titling and registration fees, taxes and
10 penalties collected by ~~the Oklahoma Tax Commission~~ Service Oklahoma
11 pursuant to the provisions of Sections 4014 and 4021 of this title
12 shall be apportioned as provided in Section 1104 of Title 47 of the
13 Oklahoma Statutes.

14 SECTION 219. AMENDATORY 63 O.S. 2021, Section 4029, is
15 amended to read as follows:

16 Section 4029. A. If ~~the Oklahoma Tax Commission~~ Service
17 Oklahoma shall determine at any time that an applicant for a
18 certificate of title of or registration for a vessel or motor is not
19 entitled thereto, it may refuse to issue such certificate or to
20 register such vessel or motor. ~~The Commission~~ Service Oklahoma may
21 for a similar reason, after ten (10) calendar days' notice and a
22 hearing, revoke the certificate of title and registration already
23 acquired. Said notice may be served in person or by registered
24 mail.

1 B. In addition, in every case where a vessel or motor has been
2 titled or registered upon an application containing any false
3 statement of a fact required in this section to be shown in an
4 application for the title or registration thereof, ~~the Commission~~
5 Service Oklahoma shall give written notice of at least ten (10)
6 calendar days to the owner of the vessel or motor and shall require
7 the owner to appear before it for the purpose of showing cause why
8 said title or registration should not be canceled. Unless
9 satisfactory explanation is given by the owner concerning such false
10 statement, ~~the Commission~~ Service Oklahoma shall cancel the title or
11 registration. The owner of the vessel or motor shall then be
12 required to immediately retitle or reregister the vessel or motor
13 and pay the required fees. The owner shall not be entitled to
14 refund or credit for the fees paid for titling and registration of
15 the vessel or motor made under the application which contained any
16 false statement of fact.

17 C. ~~The Commission~~ Service Oklahoma shall insert in said
18 application forms appropriate notice to the applicant that any false
19 statement of a fact required to be shown in such application for
20 title or registration subjects the applicant to prosecution.

21 SECTION 220. AMENDATORY 63 O.S. 2021, Section 4030, is
22 amended to read as follows:

23 Section 4030. A. 1. ~~The Oklahoma Tax Commission~~ Service
24 Oklahoma shall, and each federally recognized Indian tribe of this

1 state may, develop and implement a permanent number system for
2 vessels which is consistent with United States Coast Guard statutes
3 and regulations. The system shall be effective upon the effective
4 date of this act.

5 2. Except as otherwise provided by this section, every vessel
6 on the waters of this state shall display the permanent number
7 assigned to it by ~~the Tax Commission~~ Service Oklahoma or by a
8 federally recognized Indian tribe of this state, which number shall
9 not be obliterated, erased, mutilated, removed or missing.

10 3. In order to ensure that:

11 a. a permanent number issued by a federally recognized
12 Indian tribe of this state conforms to federal
13 statutory and regulatory requirements of the United
14 States Coast Guard, and

15 b. the rights prescribed in paragraph 2 of this
16 subsection are extended to every federally recognized
17 Indian tribe of this state,

18 every vessel on the waters of this state assigned a permanent
19 number by a federally recognized Indian tribe of this state which
20 issues permanent numbers shall be recorded and maintained by ~~the Tax~~
21 ~~Commission~~ Service Oklahoma in the same manner as ~~the Tax Commission~~
22 Service Oklahoma records and maintains the permanent number of
23 vessels on the waters of this state which are assigned by ~~the Tax~~
24 ~~Commission~~ Service Oklahoma.

1 B. The vessels authorized to display a number other than that
2 required by the provisions of the Oklahoma Vessel and Motor
3 Registration Act are:

4 1. A documented vessel, provided that such vessel is currently
5 registered, is displaying both current registration decals, and the
6 name, hailing port and official federal documentation number
7 assigned to it are displayed on the vessel according to federal law
8 or federal rules and regulations;

9 2. A vessel from a country other than the United States
10 temporarily using the waters of this state;

11 3. A vessel from another state owned by an out-of-state
12 resident using the waters of this state;

13 4. A vessel whose owner is the United States, a state or a
14 subdivision thereof; provided, however, if such vessel is used for
15 recreational or rental purposes on the public waters of this state,
16 that vessel shall display the permanent number assigned to it by ~~the~~
17 ~~Tax Commission~~ Service Oklahoma;

18 5. A vessel that is used exclusively and solely for racing
19 purposes;

20 6. A vessel that is used exclusively and solely as a lifeboat;
21 and

22 7. A commercial flotation device which is assigned a permit by
23 the Scenic Rivers Commission pursuant to the provisions of Sections
24 1461 et seq. of Title 82 of the Oklahoma Statutes.

1 C. Except as otherwise provided for in this section, every
2 vessel and every outboard motor on the waters of this state shall
3 display the current registration decals or decal assigned to it by
4 ~~the Tax Commission~~ Service Oklahoma. The outboard motor
5 registration decal shall be affixed to the upper portion of the
6 motor cowling in such a manner that approximately one-half (1/2) of
7 the decal is displayed on the left side of the motor cowling
8 extending toward the rear of the motor cowling. Vessel registration
9 decals shall be:

10 1. Affixed on each side of the forward half of the vessel; and

11 2. In line with and within six (6) inches aft of the permanent
12 number.

13 D. The owner of any vessel issued a permanent number pursuant
14 to the provisions of the Oklahoma Vessel and Motor Registration Act,
15 Section 4002 et seq. of this title, shall place on or attach to the
16 vessel the permanent number in such manner that it may be clearly
17 visible. The permanent number shall:

18 1. Be maintained in legible condition;

19 2. Be painted, applied as a decal, or otherwise affixed to each
20 side of the forward half of the vessel in contrasting color to the
21 background, as high above the waterline as is practical;

22 3. Read from left to right;

23

24

1 4. Be comprised of numbers and letters printed in block style
2 of at least three (3) inches in height and one-half (1/2) inch in
3 stroke width; and

4 5. Have spaces or hyphens that are equal to the width of a
5 letter other than "I" or a number other than "1" between the letter
6 and number groupings.

7 No other similar numbers shall be displayed on either side of
8 the forward half of the vessel.

9 E. The provisions of this section shall not apply to sailboards
10 or fishing tubes.

11 F. ~~The Tax Commission~~ Service Oklahoma shall adopt rules for
12 the placement of the registration decal in an alternate location for
13 antique boats. In this subsection, "antique boat" means a boat
14 that:

15 1. Is used primarily for recreational purposes; and

16 2. Was manufactured before 1968.

17 Such rules shall allow vessels registered as antique boats to
18 display the registration decal on the left portion of the
19 windshield. In the absence of a windshield, the rules shall allow
20 operators of antique boats to attach the registration decal to the
21 certificate of registration and make such decal and certificate
22 available for inspection when the boat is operated on public water.

23 SECTION 221. AMENDATORY 63 O.S. 2021, Section 4032, is
24 amended to read as follows:

1 Section 4032. A. It shall be unlawful for any person to:

2 1. Lend or to sell to, or knowingly permit the use of by one
3 not entitled thereto, any certificate of title or registration
4 issued to or in the custody of the person so lending or permitting
5 the use thereof;

6 2. Alter or in any manner change a certificate of title or
7 registration certificate issued under the laws of this or any other
8 state;

9 3. Procure from another state or country or display upon any
10 vessel owned by the person within this state, except as otherwise
11 provided by the Oklahoma Vessel and Motor Registration Act, Section
12 4002 et seq. of this title, any number issued by any state or
13 country other than this state, unless there shall be displayed upon
14 such vessel at all times the permanent number assigned to it by ~~the~~
15 Commission Service Oklahoma;

16 4. Buy, sell or dispose of, or have in the person's possession
17 for sale, use or storage, any secondhand or used vessel or motor on
18 which the registration fee has not been paid, as required by law,
19 and on which vessel or motor said person neglects, fails or refuses
20 to display at all times the permanent number assigned to it;

21 5. Register a vessel or motor on an assigned certificate of
22 title. This particular paragraph shall be applicable to all persons
23 except bona fide dealers who are holders of current and valid
24 dealers' licenses;

1 6. Operate a vessel or motor upon the waters of this state
2 after the registration deadline for that vessel or motor without a
3 proper title and registration, as prescribed by the Oklahoma Vessel
4 and Motor Registration Act, for the current year;

5 7. Release a certificate of title or excise tax receipt to any
6 unauthorized person or source, including any dealer. Violation of
7 this paragraph shall constitute sufficient grounds for discharge of
8 a ~~motor license agent~~ licensed operator by the ~~Commission~~ Service
9 Oklahoma;

10 8. Alter or in any manner change a permanent number issued for
11 a vessel under the laws of this state or any other state; or

12 9. Offer for sale any used vessel, used motor, or any used
13 vessel or motor part if the vessel, motor, or part:

14 a. is not currently registered, if required,

15 b. has had the hull identification number or serial
16 number removed,

17 c. has a hull identification number or serial number
18 which does not match the number listed on the current
19 title or registration, or

20 d. appears, is suspected, or is known to be stolen.

21 Anyone violating the provisions of this subsection shall be
22 guilty of a misdemeanor and, upon conviction, shall be subject to a
23 fine not to exceed Fifty Dollars (\$50.00) for each such violation.
24

1 B. Any owner who knowingly makes or causes to be made any false
2 statement of a fact required in this section to be shown in an
3 application for the title or registration of one or more vessels or
4 motors shall be deemed guilty of a misdemeanor and, upon conviction
5 thereof, shall be fined not more than One Thousand Dollars
6 (\$1,000.00), or shall be imprisoned in the county jail for not more
7 than one (1) year, or both such fine and imprisonment.

8 C. A violation of this section and any of the provisions of
9 Sections 4002 through 4031 of this title where a specific penalty
10 has not been imposed shall constitute a misdemeanor and upon
11 conviction thereof the person having violated it shall be fined not
12 less than Ten Dollars (\$10.00) and not more than One Hundred Dollars
13 (\$100.00).

14 D. In addition thereto, it is specifically provided that any
15 person stating or giving or causing to be stated or given any false
16 information as to the location of any vessel or motor shall be
17 deemed guilty of a misdemeanor, and, upon conviction, shall be
18 punished by a fine of not more than Five Hundred Dollars (\$500.00),
19 or by imprisonment in the county jail for a period not to exceed one
20 (1) year, or by both such fine and imprisonment.

21 SECTION 222. AMENDATORY 63 O.S. 2021, Section 4033, is
22 amended to read as follows:

23 Section 4033. A. It shall be unlawful for any person to engage
24 in the business of selling, or to serve in the capacity of, or act

1 as a dealer of new or used vessels, or motors, or new and used
2 vessels, and motors or any combination thereof in this state without
3 first obtaining a license therefor as provided for by the Oklahoma
4 Vessel and Motor Registration Act. Any person having more than one
5 location where such business is carried on or conducted shall be
6 required to obtain and hold a current license for each such
7 location.

8 B. 1. Dealer licenses issued pursuant to this section shall be
9 issued only to persons that prove to the satisfaction of ~~the~~
10 ~~Oklahoma Tax Commission~~ Service Oklahoma that they are clearly
11 recognizable as bona fide dealers. Proof of bona fide dealer status
12 shall include, but need not be limited to, the following:

13 a. ~~Maintenance~~ maintenance of a display area capable of
14 regularly displaying at least three vessels or motors,
15 or a minimum of one thousand two hundred (1,200)
16 square feet, indoors or outdoors,

17 b. ~~Annual~~ annual sales of substantial numbers of new or
18 used vessels or motors. "Substantial sales" normally
19 means sale of five or more vessels or motors unless
20 the applicant can show unusual circumstances
21 justifying lesser sales,

22 c. ~~Consistent~~ consistent identification of the business
23 as a dealer or mercantile establishment in
24 advertising, signs, telephone book listings, and the

- 1 like. The dealership must be clearly identifiable as
2 such by any person who visits or deals with it,
- 3 d. ~~Location~~ location of dealership in areas where zoning
4 permits such sales and commercial operations,
- 5 e. ~~Regular~~ regular hours of operation from May 1 to
6 September 1, inclusive, at least five (5) days per
7 week, and
- 8 f. a picture, upon application for a new license, of the
9 business location which includes the selling lot and
10 the office and business sign.

11 2. ~~The Oklahoma Tax Commission~~ Service Oklahoma shall issue a
12 license to sell new vessels or motors only to those persons having a
13 dealer agreement to sell new vessels or new motors in this state.

14 C. 1. Applications for licenses required to be obtained
15 pursuant to the provisions of this section shall be verified by the
16 oath or affirmation of the applicant and shall be on forms
17 prescribed by ~~the Commission~~ Service Oklahoma and furnished to such
18 applicants, and shall contain such information as ~~the Commission~~
19 Service Oklahoma deems necessary to enable it to fully determine the
20 qualifications and eligibility of the applicant to receive the
21 license requested. ~~The Commission~~ Service Oklahoma shall require in
22 such application, or otherwise, information relating to:

- 23 a. the applicant's financial standing,
- 24 b. the applicant's business integrity,

- 1 c. whether the applicant has an established place of
2 business and is primarily engaged in the pursuit,
3 avocation or business for which a license or licenses
4 have been requested,
- 5 d. whether the applicant is able to properly conduct the
6 business for which a license or licenses have been
7 requested, and
- 8 e. such other pertinent information consistent with the
9 safeguarding of the public interest and the public
10 welfare.

11 All such applications for license or licenses shall be
12 accompanied by the appropriate fee or fees therefor in accordance
13 with the schedule set out in Section 4034 of this title.

14 2. In the event any such application is denied and the license
15 for which requested is not issued, the entire license fee shall be
16 returned to the applicant.

17 3. All licenses issued under the provisions of the Oklahoma
18 Vessel and Motor Registration Act shall expire on December 31
19 following the date of issue and shall be nontransferable. All
20 applications for renewal of a license issued pursuant to the
21 provisions of this section shall be submitted by December 1 of each
22 year, and such license will be issued by January 1. If applications
23 have not been made for renewal of licenses by December 31 of each
24 year it shall be illegal for any person to sell or to serve in the

1 capacity or act as a dealer. If after January 31 of each year the
2 license has not been renewed or the renewal paid, then such licensee
3 shall be required to apply for a license as a new applicant. Motor
4 vehicle license agents will be notified not to accept such dealers'
5 titles until such time as licenses have been issued by ~~the~~
6 ~~Commission~~ Service Oklahoma. Provided, however, such dealers may
7 transfer titles to vessels or motors purchased for resale prior to
8 the expiration of their license. Such dealer shall provide the
9 purchaser with a copy of the invoice showing purchase of the vessel
10 or motor prior to the expiration of the dealer's license. Such
11 transfers shall only be allowed within two (2) years of the license
12 expiration.

13 D. Application for a dealer's license must show that such
14 dealer has not violated any of the provisions of this section.

15 E. ~~The Oklahoma Tax Commission~~ Service Oklahoma may require
16 every person licensed as a dealer, pursuant to the provisions of
17 this subsection, to make a report to ~~the Commission~~ Service Oklahoma
18 within a period of seven (7) days after the transfer by such person
19 of the legal ownership of every vessel or motor upon a form
20 prescribed and furnished by ~~the Commission~~ Service Oklahoma, showing
21 the name and address of the purchaser, a description of the vessel
22 or motor, including but not limited to the make, model, year made,
23 permanent vessel number or motor number, as the case might be, the
24 date of the transfer and such other information as the Commission

1 may require, and containing a certificate signed by the seller that
2 the purchaser was given notice at the time of the sale or transfer
3 that the purchaser is required by law to obtain a certificate of
4 title for such vessel or motor from ~~the Commission~~ Service Oklahoma
5 within thirty (30) calendar days after such sale or transfer. ~~The~~
6 ~~Commission~~ Service Oklahoma may cancel or suspend, in the manner
7 provided by law, the license of any person licensed as a dealer
8 pursuant to the provisions of this section who fails or refuses to
9 comply with the provisions of this section. Dealers failing to
10 comply with provisions of this section shall be responsible for all
11 taxes due on such sales or on such vessels or motors.

12 F. The license of each dealer shall be posted in a conspicuous
13 place in the dealer's place or places of business.

14 G. 1. A new dealer's license authorizes a dealer to transfer,
15 purchase and sell new and used vessels and motors.

16 2. A used dealer's license authorizes a dealer to transfer,
17 purchase and sell used vessels and motors.

18 3. A new dealer's license or a used dealer's license authorizes
19 a dealer to transfer and assign titles and purchase new and used
20 vessels and motors without paying excise tax.

21 H. Any dealer agreement executed or renewed on and after the
22 effective date of this act shall comply with the provisions of the
23 Oklahoma Vessel and Motor Registration Act.

24

1 SECTION 223. AMENDATORY 63 O.S. 2021, Section 4034, is
2 amended to read as follows:

3 Section 4034. The schedule of license fees to be charged and
4 received by ~~the Oklahoma Tax Commission~~ Service Oklahoma for the
5 licenses issued pursuant to Section 4033 of this title shall be as
6 follows:

7 1. For the license issued initially to each dealer of new
8 vessels or new motors, the fee shall be Two Hundred Dollars
9 (\$200.00) per location licensed. In addition to the license fee, a
10 Ten Dollar (\$10.00) fee per dealer agreement for each such vessel or
11 motor sold at each location licensed shall be charged. The annual
12 renewal fee shall be One Hundred Dollars (\$100.00) per location per
13 year. Any changes in the make of vessels or motors sold at any
14 location licensed shall be specified in the renewal application. A
15 fee of Ten Dollars (\$10.00) per location shall be charged for such
16 additional dealer agreement for each such vessel or motor sold; and

17 2. For the license issued initially to each dealer of used
18 vessels or motors, the fee shall be Fifty Dollars (\$50.00) per each
19 location licensed with an annual renewal fee of Fifty Dollars
20 (\$50.00) per location per year.

21 SECTION 224. AMENDATORY 63 O.S. 2021, Section 4035, is
22 amended to read as follows:

23 Section 4035. A. Upon issuance of a license to sell new
24 vessels or new motors, there shall be assigned and issued to such

1 dealer three demonstration permits for vessels, three demonstration
2 permits for motors, or three demonstration permits for each such
3 class the dealer has been authorized to sell. Such permits shall be
4 displayed upon each vessel or motor owned by the dealer when the
5 vessel or motor is driven or displayed on any water of this state.
6 No such demonstration permit issued to any dealer shall be used or
7 displayed upon any secondhand or used vessel or motor, or upon any
8 new vessel or motor which is for private use, or for hire. Any
9 dealer or agent thereof for purposes of demonstrating a vessel or
10 motor for a sale, or any other person, with consent of the dealer,
11 while contemplating purchase, may operate a new vessel or motor with
12 the dealer's demonstration permit affixed so long as this intent is
13 limited to a consecutive seventy-two-hour period, or a weekend. For
14 the purposes of this subsection, "driven or displayed on any water
15 of this state" does not include the use of a vessel or motor for
16 participation in a contest.

17 B. Each dealer of new and used vessels or motors, shall keep a
18 record of the purchase and sale of each vessel or motor he buys or
19 sells, which shall show the name of the seller or buyer as the case
20 may be, and a complete description of the vessel or motor purchased
21 or sold, and such other information as ~~the Commission~~ Service
22 Oklahoma may prescribe.

23 SECTION 225. AMENDATORY 63 O.S. 2021, Section 4037.1, is
24 amended to read as follows:

1 Section 4037.1. In the event that a dealer seeks to establish a
2 new vessel or new motor dealership or relocate an existing vessel or
3 motor dealership within or into a relevant market area where the
4 same product line is then represented, the dealer shall notify ~~the~~
5 ~~Tax Commission~~ Service Oklahoma and each new vessel or new motor
6 dealer of such product line in the relevant market area of the
7 intention to establish or relocate a dealership within or into that
8 market area. The relevant market area is the area within a radius
9 of fifteen (15) miles of the site of the proposed new vessel or new
10 motor dealership. Within fifteen (15) days of receiving such notice
11 such new vessel or new motor dealer may file with ~~the Commission~~
12 Service Oklahoma a protest to the establishing or relocating of the
13 proposed new vessel or new motor dealership. When such a protest is
14 filed, ~~the Commission~~ Service Oklahoma shall inform the dealer that
15 a timely protest has been filed, and that the dealer shall not
16 establish or relocate the proposed new vessel or new motor
17 dealership until ~~the Commission~~ Service Oklahoma has held a hearing,
18 nor thereafter, if ~~the Commission~~ Service Oklahoma has determined
19 that there is good cause for not permitting such new vessel or new
20 motor dealership. The manufacturer or factory representative of the
21 same product line may obtain a waiver of protest from each new
22 vessel or new motor dealer of the same product line within that
23 relevant market area. If a waiver of protest from each dealer
24 within the relevant market area is not attached to the application

1 for the new dealer seeking to establish, ~~the Commission~~ Service
2 Oklahoma shall render a final decision no later than sixty (60) days
3 after ~~the Commission's~~ Service Oklahoma's receipt of the notice of
4 protest. In any hearing held pursuant to this section on additional
5 dealerships or relocation of dealerships the new dealer or existing
6 dealer relocating shall have the burden of proof. For the purposes
7 of this section, the reopening in a relevant market area of a new
8 vessel or new motor dealership that has not been in operation for
9 two (2) years or more shall be deemed the establishment of a new
10 vessel or new motor dealership. For the purpose of this section,
11 the designation of an additional location in an existing dealership
12 agreement shall be deemed to be the establishment of a new vessel or
13 new motor dealership.

14 SECTION 226. AMENDATORY 63 O.S. 2021, Section 4037.2, is
15 amended to read as follows:

16 Section 4037.2. In determining whether good cause has been
17 established for not entering into or relocating an additional
18 dealership for the same product line, ~~the Tax Commission~~ Service
19 Oklahoma shall take into consideration the existing circumstances,
20 including, but not limited to:

- 21 1. Permanency of the investment of the proposed dealership;
- 22 2. Effect on the retail new vessel or new motor business and
- 23 the consuming public in the relevant market area;
- 24

1 3. Whether it is injurious to the public welfare for an
2 additional new vessel or new motor dealership to be established;

3 4. Whether the new vessel or new motor dealers of the same
4 line-make in that relevant market area are providing adequate
5 competition and convenient consumer care for the new vessel or new
6 motor and service facilities, equipment, supply of new vessel or new
7 motor parts, and qualified service personnel; and

8 5. Whether the establishment of an additional new vessel or new
9 motor dealership would increase competition, and therefore be in the
10 public interest.

11 SECTION 227. AMENDATORY 63 O.S. 2021, Section 4041, is
12 amended to read as follows:

13 Section 4041. ~~The Oklahoma Tax Commission~~ Service Oklahoma may
14 deny an application for a license, or revoke or suspend a license or
15 impose a fine not to exceed Five Hundred Dollars (\$500.00) against a
16 dealer for each day that any provision of this section or Sections
17 4033 through 4040 of this title is violated or for any of the
18 following reasons:

19 1. On satisfactory proof of unfitness of the applicant in any
20 application for any license pursuant to the provisions of the
21 Oklahoma Vessel and Motor Registration Act;

22 2. For any material misstatement made by an applicant in any
23 application for any license pursuant to the provisions of the
24 Oklahoma Vessel and Motor Registration Act;

1 3. For any failure to comply with any provision of the Oklahoma
2 Vessel and Motor Registration Act or any rule promulgated by ~~the~~
3 ~~Commission~~ Service Oklahoma under authority vested in it by the
4 Oklahoma Vessel and Motor Registration Act, Section 4002 et seq. of
5 this title;

6 4. A change of condition after license is granted resulting in
7 failure to maintain the qualifications for license;

8 5. Being a dealer who:

- 9 a. has required a purchaser of a new vessel or motor, as
10 a condition of sale and delivery thereof, to also
11 purchase special features, appliances, accessories or
12 equipment not desired or requested by the purchaser
13 and installed by the dealer,
14 b. uses any false or misleading advertising in connection
15 with his business as such a dealer,
16 c. has committed any unlawful act which resulted in the
17 revocation of any similar license in another state,
18 d. has failed or refused to perform any written agreement
19 with any retail buyer involving the sale of a vessel
20 or motor,
21 e. has been convicted of a crime involving moral
22 turpitude,
23 f. has committed a fraudulent act in selling, purchasing,
24 or otherwise dealing in vessels or motors or has

1 misrepresen ted the terms and conditions of a sale,
2 purchase, or contract for sale or purchase of a vessel
3 or motor or any interest therein including an option
4 to purchase such vessel or motor, or

5 g. has failed to meet or maintain the conditions and
6 requirements necessary to qualify for the issuance of
7 a license;

8 6. Being a dealer who does not have an established place of
9 business;

10 7. Being a new vessel or new motor dealer who:

11 a. does not provide for a suitable repair shop separate
12 from the display room with ample space to repair or
13 recondition one or more vessels or motors at the same
14 time, and which is equipped with such parts, tools and
15 equipment as may be requisite for the servicing of
16 vessels or motors in such a manner as to make them
17 comply with the safety laws of this state and to
18 properly fulfill the dealer's or manufacturer's
19 warranty obligation. Provided that the provisions of
20 this subparagraph shall not apply to:

21 (1) mercantile establishments engaged in the selling
22 of vessels and motors if:
23
24

1 (a) such vessel and motor business does not
2 constitute more than ten percent (10%) of
3 the business of such establishment,
4 (b) the vessels sold at such establishment are
5 under fourteen (14) feet in length, and
6 (c) the outboard motors sold at such
7 establishment are under ten (10) horsepower,
8 or

9 (2) dealers which are engaged solely in the business
10 of selling canoes. For the purposes of this
11 subsection, "canoe" shall mean a vessel that is
12 long relative to its width, that has curved sides
13 and is tapered to two (2) pointed ends, or is
14 tapered to one (1) pointed end and blunt on the
15 other end, and is generally of traditional shape,

16 b. does not hold a dealer agreement in effect with a
17 manufacturer or distributor of new vessels or motors
18 for the sale of the same and is not authorized by the
19 manufacturer or distributor to render predelivery
20 preparation of such vessels or motors sold to
21 purchasers and to perform any authorized post-sale
22 work pursuant to the manufacturer's or distributor's
23 warranty, or
24

1 c. does not properly service a new vessel or motor before
2 delivery of same to the original purchaser thereof.

3 SECTION 228. AMENDATORY 63 O.S. 2021, Section 4042, is
4 amended to read as follows:

5 Section 4042. ~~The Commission~~ Service Oklahoma may deny any
6 application for license, or suspend or revoke a license issued or
7 impose a fine, only after a hearing of which the applicant, or
8 licensee affected, shall be given at least ten (10) days' written
9 notice specifying the reason for denying the applicant a license,
10 or, in the case of a revocation or suspension or imposition of a
11 fine, the offenses of which the licensee is charged. Such notices
12 may be served as provided by law for the service of notices, or by
13 mailing a copy by registered mail to the last-known residence or
14 business address of such applicant or licensee. The hearing on such
15 charges shall be at such time and place as ~~the Commission~~ Service
16 Oklahoma may prescribe and the aforementioned notice shall further
17 specify the time and place. ~~The Commission~~ Service Oklahoma shall
18 have the power to compel the production of all records, papers and
19 other documents which may be deemed relevant to the proceeding
20 bearing upon the complaints. ~~The Commission~~ Service Oklahoma shall
21 have the power to subpoena and bring before it any person, or take
22 testimony of any such person by deposition, with the same fees and
23 mileage and in the same manner as prescribed in proceedings before
24 courts of the state in civil cases. Any party to such hearing shall

1 have the right to the attendance of witnesses in his behalf upon
2 designating to ~~the Commission~~ Service Oklahoma the person or persons
3 sought to be subpoenaed.

4 SECTION 229. AMENDATORY 63 O.S. 2021, Section 4043, is
5 amended to read as follows:

6 Section 4043. ~~The Commission~~ Service Oklahoma is hereby
7 authorized, without cost, bond or deposit, to institute injunctive
8 actions in courts of competent jurisdiction, in the name of the
9 State of Oklahoma on the relation of ~~said Commission~~ Service
10 Oklahoma, to enforce the provisions of Sections 4033 through 4042 of
11 this title. Any licensee or other person who violates or threatens
12 to violate any provision of Sections 4033 through 4042 of this title
13 or rule or regulation enacted thereunder or order of ~~the Commission~~
14 Service Oklahoma may be enjoined from so doing.

15 SECTION 230. AMENDATORY 63 O.S. 2021, Section 4044, is
16 amended to read as follows:

17 Section 4044. ~~The Oklahoma Tax Commission~~ Service Oklahoma
18 shall issue permits for displays and sales of new vessels or motors
19 which are held off the premises of a licensed dealer thereof as
20 follows:

21 1. A promotion by an individual new vessel or motor dealer
22 which is held off the premises of such dealer and at which sales
23 activities are conducted may be held only under the following
24 conditions:

- 1 a. the dealer participates in an advertised vessel or
2 motor show in which at least two other vessel or motor
3 dealers are participating,
- 4 b. application for a permit for a sales promotion by an
5 individual dealer shall be made to ~~the Commission~~
6 Service Oklahoma at least seven (7) calendar days
7 prior to such promotion, and such permit shall be
8 issued by ~~the Commission~~ Service Oklahoma upon payment
9 of a fee of Fifty Dollars (\$50.00) per event,
- 10 c. the permit shall be valid for a period not to exceed
11 fourteen (14) consecutive days, and
- 12 d. ~~the Commission~~ Service Oklahoma shall not issue a
13 permit to a dealer if he has obtained a permit within
14 the past forty-five (45) calendar days for the same
15 location;

16 2. A dealer may not be denied a permit on the grounds that the
17 sales promotion is to be held within the relevant market area of
18 another dealer of the same product line;

19 3. A dealer who fails to obtain such a permit shall be subject
20 to the penalties and fines provided for in Section 4041 of Title 63
21 of the Oklahoma Statutes.

22 Provided, a permit shall not be required pursuant to the
23 provisions of this section for a display or sale of new vessels or
24 motors which is held off the premises of a licensed dealer if the

1 display or sale is held within a twenty-five (25) mile radius of the
2 location of the dealership; and

3 4. Prior to the completion of a sale at an off-premises
4 location, the dealer shall be required to disclose in writing to any
5 person purchasing a new vessel or motor the following information:

6 a. that location of the dealership making the sale, and

7 b. that other dealers may not be willing to do repair or
8 warranty work on vessels not purchased at their
9 dealership.

10 Any salesperson working at an off-premises location shall not wear
11 any identification or clothing indicating an affiliation with
12 another retailer.

13 SECTION 231. AMENDATORY 63 O.S. 2021, Section 4103, is
14 amended to read as follows:

15 Section 4103. A. There is hereby levied an excise tax of three
16 and one-fourth percent (3 1/4%) of the value of each vessel and
17 motor upon the transfer of legal ownership of any such vessel or
18 motor registered in this state and upon the use of any such vessel
19 or motor registered in this state, and upon the use of any such
20 vessel or motor registered for the first time in this state required
21 to be registered pursuant to the Oklahoma Vessel and Motor
22 Registration Act. The tax hereby levied shall be due at the time of
23 the transfer of legal ownership or first registration in this state
24 of such vessel or motor and shall be collected by the ~~Oklahoma Tax~~

1 ~~Commission~~ Service Oklahoma at the time of the issuance of a
2 certificate of title for any such vessel or motor. The excise tax
3 levied by the Oklahoma Vessel and Motor Excise Tax Act shall be
4 delinquent from and after the thirtieth day after the legal
5 ownership or possession of any vessel or motor is obtained. Any
6 person failing or refusing to pay the tax as herein provided on or
7 before the date of delinquency shall pay, in addition to the tax, a
8 penalty of twenty-five cents (\$0.25) per day for each day of
9 delinquency, but such penalty shall in no event exceed the amount of
10 the tax.

11 B. The provisions of this section shall not apply to transfers
12 made without consideration between husband and wife or parent and
13 child.

14 C. There shall be a credit allowed with respect to the excise
15 tax paid for a new vessel or motor which is a replacement for:

- 16 a. a new original vessel or motor which is stolen from
17 the purchaser/registrant within ninety (90) days of
18 the date of purchase of the original vessel or motor
19 as certified by a police report or other documentation
20 as required by ~~the Commission~~ Service Oklahoma, or
21 b. a defective new original vessel or motor returned by
22 the purchaser/registrant to the seller within six (6)
23 months of the date of purchase of the defective new
24

1 original vessel or motor as certified by the
2 manufacturer.

3 Said credit shall be in the amount of the excise tax which was
4 paid for the new original vessel or motor and shall be applied to
5 the excise tax due on the replacement vessel or motor. In no event
6 will said credit be refunded.

7 SECTION 232. AMENDATORY 63 O.S. 2021, Section 4105, is
8 amended to read as follows:

9 Section 4105. A. The value of any vessel or motor for the
10 purposes of the excise tax levied by Section 4103 of this title
11 shall be determined as of the time the person applying for a
12 certificate of title thereto obtained either legal ownership or
13 possession of the vessel or motor which shall be the actual date of
14 the sale or other transfer of legal ownership, which date shall be
15 shown by the assignment on the certificate of title or, in the case
16 of a new vessel or motor on the manufacturer's certificate or
17 statement of origin hereby required, and by the application for
18 registration, required to be furnished by the licensed dealer for
19 use by the purchaser. The value of a new vessel or new motor for
20 excise tax purposes shall be the manufacturer's price of such vessel
21 or motor delivered at the factory. As used herein, the
22 manufacturer's factory-delivered price shall represent the
23 recommended retail selling price and shall not mean the wholesale
24 price to a dealer. Further, for purposes of the Oklahoma Vessel and

1 Motor Excise Tax Act, Section 4102 et seq. of this title, a new
2 vessel or new motor used by a licensed dealer for demonstration
3 purposes shall be considered a new vessel or new motor upon the
4 first time sale and registration of such vessel or motor. The value
5 of a used vessel or used motor shall be sixty-five percent (65%) of
6 the manufacturer's price of such vessel or motor delivered at the
7 factory for subsequent transfers for the first year and for the
8 second year and sixty-five percent (65%) of the value of the
9 previous year so fixed for each successive year for which such
10 vessel or motor is registered and licensed in this or any other
11 state, until such vessel or motor reaches a minimum value of Two
12 Hundred Fifty Dollars (\$250.00).

13 B. ~~The Commission~~ Service Oklahoma shall have the authority in
14 cases of dispute to determine the factory delivered price or price
15 of any vessel or motor.

16 C. In computing the excise tax, the fees collected shall be
17 rounded to the nearest dollar.

18 SECTION 233. AMENDATORY 63 O.S. 2021, Section 4108, is
19 amended to read as follows:

20 Section 4108. A. In any case where the owner of a vessel or
21 motor subject to the tax levied by the Oklahoma Vessel and Motor
22 Excise Tax Act fails or refuses to pay the same, after proper demand
23 therefor by an officer or agent of ~~the Oklahoma Tax Commission~~
24 Service Oklahoma, such officer or agent shall immediately report

1 such failure to ~~the Commission~~ Service Oklahoma and shall, at the
2 same time in case of failure to pay, seize and hold said vessel or
3 motor, as provided by law in case of failure to pay the annual
4 vessel or motor registration fee.

5 B. ~~The Commission~~ Service Oklahoma shall, upon demand of the
6 owner of the vessel or motor, accord a hearing to said owner as
7 provided by law and enter its findings and order accordingly. If it
8 is determined by ~~the Commission~~ Service Oklahoma that said tax is
9 due and payable, then it shall issue its warrant, directly to the
10 sheriff of the county, ordering and directing the sale of such
11 vessel or motor according to the same procedure provided by law for
12 the sale of vessels and motors for failure to pay the required
13 registration fee. Such seizure and sale may, at the time, include
14 both the registration fee due and the excise tax levied by the
15 Oklahoma Vessel and Motor Excise Tax Act, together with all costs of
16 an advertisement and sale. The sale shall be conducted in the
17 manner provided by law for the sale of personal property under
18 execution.

19 SECTION 234. AMENDATORY 63 O.S. 2021, Section 4204, is
20 amended to read as follows:

21 Section 4204. A. The provisions of the Oklahoma Boating Safety
22 Regulation Act shall apply to the waters of this state under the
23 jurisdiction of the Grand River Dam Authority, provided, the
24 Department of Public Safety may have jurisdiction to administer and

1 enforce the provisions of the Oklahoma Boating Safety Regulation Act
2 upon waters of this state under the jurisdiction of the Grand River
3 Dam Authority. The administration and enforcement of the Oklahoma
4 Boating Safety Regulation Act upon the waters under the jurisdiction
5 of the Grand River Dam Authority are vested in the Grand River Dam
6 Authority. Said Authority, and its employees, shall, except as
7 otherwise provided in this section, have the same authority with
8 respect to the enforcement and administration of the Oklahoma
9 Boating Safety Regulation Act upon such waters as are vested by the
10 Oklahoma Boating Safety Regulation Act in the Department of Public
11 Safety with respect to the other waters of this state.

12 B. The Authority may be designated by ~~the Oklahoma Tax~~
13 ~~Commission~~ Service Oklahoma as a motor license agent to award
14 numbers and issue certificates of title and registration for vessels
15 and motors in accordance with the provisions of the Oklahoma Vessel
16 and Motor Registration Act and with any rules and regulations of the
17 said ~~Oklahoma Tax Commission~~ Service Oklahoma either from blocks of
18 numbers and certificates assigned to said Authority by said ~~Oklahoma~~
19 ~~Tax Commission~~ Service Oklahoma or such other method as shall be
20 prescribed by ~~the Oklahoma Tax Commission~~ Service Oklahoma. The
21 Authority shall remit all fees collected by it pursuant to this
22 section to ~~the Oklahoma Tax Commission~~ Service Oklahoma to be
23 apportioned and deposited in accordance with the provisions of the
24 Oklahoma Vessel and Motor Registration Act.

1 SECTION 235. AMENDATORY 68 O.S. 2021, Section 2101, is
2 amended to read as follows:

3 Section 2101. For the purpose of this article:

4 1. The term "motor vehicle" means and includes every
5 automobile, truck, truck-tractor, all-terrain vehicle, utility
6 vehicle or any motor bus or any self-propelled vehicle not operated
7 or driven upon fixed rails or tracks or in the air or on water;

8 2. The term "vehicle" means and includes every device in, upon,
9 or by which any person or property is, or may be, transported or
10 drawn, excepting devices moved by human or animal power, when not
11 used upon fixed rails or tracks, or in the air or on water;

12 3. The term "low-speed electrical vehicle" means and includes
13 any four-wheeled electrical vehicle that is powered by an electric
14 motor that draws current from rechargeable storage batteries or
15 other sources of electrical current and whose top speed is greater
16 than twenty (20) miles per hour but not greater than twenty-five
17 (25) miles per hour and is manufactured in compliance with the
18 National Highway Traffic Safety Administration standards for low-
19 speed vehicles in 49 C.F.R. 571.500;

20 4. The term "automobile" means and includes every motor vehicle
21 constructed and used solely for the transportation of persons for
22 purposes other than for hire or compensation;

23

24

1 5. The term "motorcycle" means and includes every motor vehicle
2 designed to travel on not more than three wheels other than an all-
3 terrain vehicle;

4 6. The term "truck" means and includes every motor vehicle
5 constructed or used for the transportation of property not falling
6 within the definition of truck-tractor, trailer or semitrailer, as
7 herein defined;

8 7. The term "truck-tractor" means and includes every motor
9 vehicle of the truck type designed to draw or support the front end
10 of a semitrailer;

11 8. The term "trailer" means and includes any vehicle designed
12 to be drawn by a truck, tractor or a truck-tractor, but supported
13 upon its own wheels;

14 9. The term "semitrailer" means and includes any vehicle
15 designed to be attached to, and having its front end supported by a
16 truck, tractor, or truck-tractor;

17 10. The term "motor bus" means and includes every motor vehicle
18 constructed so as to carry persons, and which is used or rented to
19 carry persons for compensation;

20 11. The term "manufactured home" means a residential dwelling
21 built in accordance with the National Manufactured Housing
22 Construction and Safety Standards Act of 1974, 42 U.S.C., Section
23 5401 et seq., and rules promulgated pursuant thereto and the rules
24 promulgated by the Oklahoma Used Motor Vehicle and Parts Commission

1 pursuant to Section 582 of Title 47 of the Oklahoma Statutes.

2 Manufactured home shall not mean a park model recreational vehicle
3 as defined in Section 1102 of Title 47 of the Oklahoma Statutes;

4 12. The term "farm tractor" means and includes any vehicle of
5 tractor type owned and operated by the purchaser and used
6 exclusively for agricultural purposes;

7 13. The term "all-terrain vehicle" means and includes every
8 vehicle defined as an all-terrain vehicle in Section 1102 of Title
9 47 of the Oklahoma Statutes;

10 14. The terms "legal ownership" and "legally owned" mean the
11 right to possession, whether acquired by purchase, barter, exchange,
12 assignment, gift, operation of law, or in any other manner;

13 15. The term "person" means and includes natural persons,
14 individuals, partnerships, firms, associations, limited liability
15 companies, corporations, estates, trustees, business trusts,
16 syndicates, this state, any county, city, municipality, school
17 district or other political subdivision of the state, or any
18 corporation or combination acting as a unit or any receiver
19 appointed by any state or federal court; and the use of the singular
20 number shall include the plural number;

21 16. ~~The term "Tax Commission" means the Oklahoma Tax~~
22 ~~Commission;~~

1 ~~17.~~ The term "utility vehicle" means every vehicle defined as a
2 utility vehicle in Section 1102 of Title 47 of the Oklahoma
3 Statutes; and

4 ~~18.~~ 17. The term "medium-speed electrical vehicle" means any
5 self-propelled, electrically powered four-wheeled motor vehicle,
6 equipped with a roll cage or crush-proof body design, whose speed
7 attainable in one (1) mile is more than thirty (30) miles per hour
8 but not greater than thirty-five (35) miles per hour.

9 SECTION 236. AMENDATORY 68 O.S. 2021, Section 2103, is
10 amended to read as follows:

11 Section 2103. A. 1. Except as otherwise provided in Sections
12 2101 through 2108 of this title, there shall be levied an excise tax
13 upon the transfer of legal ownership of any vehicle registered in
14 this state and upon the use of any vehicle registered in this state
15 and upon the use of any vehicle registered for the first time in
16 this state. Except for persons that possess an agricultural
17 exemption pursuant to Section 1358.1 of this title, the excise tax
18 shall be levied upon transfers of legal ownership of all-terrain
19 vehicles and motorcycles used exclusively off roads and highways
20 which occur on or after July 1, 2005, and upon transfers of legal
21 ownership of utility vehicles used exclusively off roads and
22 highways which occur on or after July 1, 2008. The excise tax for
23 new and used all-terrain vehicles, utility vehicles and motorcycles
24 used exclusively off roads and highways shall be levied at four and

1 one-half percent (4 1/2%) of the actual sales price of each new and
2 used all-terrain vehicle and motorcycle used exclusively off roads
3 and highways before any discounts or credits are given for a trade-
4 in. Provided, the minimum excise tax assessment for such all-
5 terrain vehicles, utility vehicles and motorcycles used exclusively
6 off roads and highways shall be Five Dollars (\$5.00). The excise
7 tax for new vehicles shall be levied at three and one-fourth percent
8 (3 1/4%) of the value of each new vehicle. The excise tax for used
9 vehicles shall be as follows:

- 10 a. from October 1, 2000, until June 30, 2001, Twenty
11 Dollars (\$20.00) on the first One Thousand Dollars
12 (\$1,000.00) or less of value of such vehicle, and
13 three and one-fourth percent (3 1/4%) of the remaining
14 value of such vehicle,
- 15 b. for the year beginning July 1, 2001, and ending June
16 30, 2002, Twenty Dollars (\$20.00) on the first One
17 Thousand Two Hundred Fifty Dollars (\$1,250.00) or less
18 of value of such vehicle, and three and one-fourth
19 percent (3 1/4%) of the remaining value of such
20 vehicle, and
- 21 c. for the year beginning July 1, 2002, and all
22 subsequent years, Twenty Dollars (\$20.00) on the first
23 One Thousand Five Hundred Dollars (\$1,500.00) or less
24 of value of such vehicle, and three and one-fourth

1 percent (3 1/4%) of the remaining value of such
2 vehicle.

3 2. There shall be levied an excise tax of Ten Dollars (\$10.00)
4 for any:

5 a. truck or truck-tractor registered under the provisions
6 of subsection A of Section 1133 of Title 47 of the
7 Oklahoma Statutes, for a laden weight or combined
8 laden weight of fifty-five thousand (55,000) pounds or
9 more,

10 b. trailer or semitrailer registered under subsection C
11 of Section 1133 of Title 47 of the Oklahoma Statutes,
12 which is primarily designed to transport cargo over
13 the highways of this state and generally recognized as
14 such, and

15 c. frac tank, as defined by Section 54 of Title 17 of the
16 Oklahoma Statutes, and registered under subsection C
17 of Section 1133 of Title 47 of the Oklahoma Statutes.

18 Except for frac tanks, the excise tax levied pursuant to this
19 paragraph shall not apply to special mobilized machinery, trailers,
20 or semitrailers manufactured, modified or remanufactured for the
21 purpose of providing services other than transporting cargo over the
22 highways of this state. The excise tax levied pursuant to this
23 paragraph shall also not apply to pickup trucks, vans, or sport
24 utility vehicles.

1 3. The tax levied pursuant to this section shall be due at the
2 time of the transfer of legal ownership or first registration in
3 this state of such vehicle; provided, the tax shall not be due at
4 the time of the issuance of a certificate of title for an all-
5 terrain vehicle, utility vehicle or motorcycle used exclusively off
6 roads and highways which is not required to be registered but which
7 the owner chooses to register pursuant to the provisions of
8 subsection B of Section 1115.3 of Title 47 of the Oklahoma Statutes,
9 and shall be collected by ~~the Oklahoma Tax Commission~~ Service
10 Oklahoma or Corporation Commission, as applicable, or an appointed
11 motor license agent, at the time of the issuance of a certificate of
12 title for any such vehicle. In the event an excise tax is collected
13 on the transfer of legal ownership or use of the vehicle during any
14 calendar year, then an additional excise tax must be collected upon
15 all subsequent transfers of legal ownership. In computing the motor
16 vehicle excise tax, the amount collected shall be rounded to the
17 nearest dollar. The excise tax levied by this section shall be
18 delinquent from and after the thirtieth day after the legal
19 ownership or possession of any vehicle is obtained. Any person
20 failing or refusing to pay the tax as herein provided on or before
21 date of delinquency shall pay in addition to the tax a penalty of
22 One Dollar (\$1.00) per day for each day of delinquency, but such
23 penalty shall in no event exceed the amount of the tax. Of each
24 dollar penalty collected pursuant to this subsection:

- a. twenty-five cents (\$0.25) shall be apportioned as provided in Section 1104 of this title,
- b. twenty-five cents (\$0.25) shall be retained by the motor license agent, and
- c. fifty cents (\$0.50) shall be deposited in the General Revenue Fund for the fiscal year beginning on July 1, 2011, and for all subsequent fiscal years, shall be deposited in the State Highway Construction and Maintenance Fund.

B. The excise tax levied in subsection A of this section and assessed on all commercial vehicles registered pursuant to Section 1120 of Title 47 of the Oklahoma Statutes and trailers and semitrailers registered under subsection C of Section 1133 of Title 47 of the Oklahoma Statutes to transport cargo over the highways of this state shall be in lieu of all sales and use taxes levied pursuant to the Sales Tax Code or the Use Tax Code. The transfer of legal ownership of any motor vehicle as used in this section and the Sales Tax Code and the Use Tax Code shall include the lease, lease purchase or lease finance agreement involving any truck in excess of eight thousand (8,000) pounds combined laden weight or any truck-tractor provided the vehicle is registered in Oklahoma pursuant to Section 1120 of Title 47 of the Oklahoma Statutes or any frac tank, trailer, semitrailer or open commercial vehicle registered pursuant to Section 1133 of Title 47 of the Oklahoma Statutes. The excise

1 tax levied pursuant to this section shall not be subsequently
2 collected at the end of the lease period if the lessee acquires
3 complete legal title of the vehicle.

4 C. The provisions of this section shall not apply to transfers
5 made without consideration between:

- 6 1. Husband and wife;
- 7 2. Parent and child; or
- 8 3. An individual and an express trust which that individual or
9 the spouse, child or parent of that individual has a right to
10 revoke.

11 D. 1. There shall be a credit allowed with respect to the
12 excise tax paid for a new vehicle which is a replacement for:

- 13 a. a new original vehicle which is stolen from the
14 purchaser/registrant within ninety (90) days of the
15 date of purchase of the original vehicle as certified
16 by a police report or other documentation as required
17 by ~~the Tax Commission~~ Service Oklahoma, or
- 18 b. a defective new original vehicle returned by the
19 purchaser/registrant to the seller within six (6)
20 months of the date of purchase of the defective new
21 original vehicle as certified by the manufacturer.

22 2. The credit allowed pursuant to paragraph 1 of this
23 subsection shall be in the amount of the excise tax which was paid
24 for the new original vehicle and shall be applied to the excise tax

1 due on the replacement vehicle. In no event shall the credit be
2 refunded.

3 E. Despite any other definitions of the terms "new vehicle" and
4 "used vehicle", to the contrary, contained in any other law, the
5 term "new vehicle" as used in this section shall also include any
6 vehicle of the latest manufactured model which is owned or acquired
7 by a licensed used motor vehicle dealer which has not previously
8 been registered in this state and upon which the motor vehicle
9 excise tax as set forth in this section has not been paid. However,
10 upon the sale or transfer by a licensed used motor vehicle dealer
11 located in this state of any such vehicle which is the latest
12 manufactured model, the vehicle shall be considered a used vehicle
13 for purposes of determining excise tax.

14 F. The provisions of this section shall not apply to state
15 government entities.

16 SECTION 237. AMENDATORY 68 O.S. 2021, Section 2104, is
17 amended to read as follows:

18 Section 2104. A. The value of any motor vehicle, except a
19 manufactured home, for the purposes of the excise tax levied by
20 Section 2103 of this title, shall be determined as of the time the
21 person applying for a certificate of title thereto obtained either
22 ownership or possession of the vehicle, which shall be presumed to
23 be the actual date of the sale or other transfer of ownership, and
24 assignment of the certificate of title.

1 B. The value of any vehicle, for purposes of the excise tax
2 levied by Section 2103 of this title, shall be the actual sales
3 price of such a vehicle before any discounts or credits are given
4 for a trade-in. However, the value of the vehicle prior to the
5 subtraction of such discounts or credits for a trade-in shall be
6 required to be within twenty percent (20%) of the average retail
7 price value of such vehicle as listed in the automotive reference
8 material prescribed by ~~the Oklahoma Tax Commission~~ Service Oklahoma.
9 The actual sales price of the vehicle, which total shall be the
10 basis of the motor vehicle excise tax, as well as the number of
11 tires on the vehicle and the tire rim diameters, shall be entered on
12 the bill of sale furnished by the seller to the purchaser, or on
13 such other form as may be prescribed by ~~the Tax Commission~~ Service
14 Oklahoma.

15 Upon receipt of the properly completed bill of sale or other
16 form as prescribed by ~~the Tax Commission~~ Service Oklahoma, and the
17 payment of all applicable taxes and fees, ~~the Tax Commission~~ Service
18 Oklahoma or an appointed motor license agent shall issue a vehicle
19 certificate of title in accordance with the provisions of the
20 Oklahoma Vehicle License and Registration Act.

21 SECTION 238. AMENDATORY 68 O.S. 2021, Section 2813, is
22 amended to read as follows:

23 Section 2813. A. On the first day of January of each year, the
24 county assessor of the county in which a manufactured home is

1 located shall list, assess and tax such manufactured home as
2 required by the provisions of Section 2812 of this title and the Ad
3 Valorem Tax Code.

4 B. In addition to the other requirements prescribed by law for
5 the listing and assessing of real property pursuant to the
6 provisions of the Ad Valorem Tax Code, when listing the value of
7 real property on which a manufactured home is located and owned by
8 the person owning the manufactured home and when listing the value
9 of the improvements thereon, the county assessor shall separately
10 describe and identify the value of the manufactured home apart from
11 other real property and the value of the other improvements thereon.
12 The value of the real property, the manufactured home, and the other
13 improvements shall be shown separately.

14 C. Except as authorized by subsection E of this section, when a
15 manufactured home is moved, or whenever title to a manufactured home
16 is transferred, any county treasurer shall collect all ad valorem
17 taxes due for the current calendar year and all delinquent taxes due
18 and owing prior to the change of title or location and shall issue a
19 receipt of taxes paid, which shall be a Form 936, and a tax payment
20 decal. These transactions may be handled by mail or facsimile
21 transmission at the option of the taxpayer, except for tax payments
22 which shall be handled either by mail or in person.

23 D. After issuance of a receipt of taxes paid and a decal
24 pursuant to the provisions of subsection C of this section and after

1 notification by the county treasurer of such payment, the county
2 assessor of the county in which the manufactured home is located
3 shall furnish to the county assessor of the county where the
4 manufactured home is to be located, the following information:

5 1. The name of the owner of the manufactured home;

6 2. The serial number or identification number of the
7 manufactured home;

8 3. The registration number given to the manufactured home by
9 ~~the Oklahoma Tax Commission~~ Service Oklahoma;

10 4. The address or legal description where the manufactured home
11 is to be located;

12 5. The actual retail selling price of the manufactured home,
13 excluding Oklahoma state taxes; and

14 6. Any other information necessary to enable the county
15 assessor to list and assess the proper ad valorem taxes for the
16 manufactured home for the following year.

17 E. 1. When lawfully repossessing a manufactured home which has
18 been listed and assessed as real property pursuant to the provisions
19 of subsection A of Section 2812 of this title, a holder of a
20 perfected security interest in the home is authorized to pay the ad
21 valorem taxes for the full current year and any registration fees or
22 ad valorem taxes which may be due for any prior year on the
23 manufactured home based on the assessed value of the home pursuant
24 to the provisions of subsection B of this section apart from other

1 real property and the other improvements thereon. When lawfully
2 repossessing a manufactured home which has been listed and assessed
3 as personal property pursuant to the provisions of subsection B of
4 Section 2812 of this title, a holder of a perfected security
5 interest in the home is authorized to pay the ad valorem taxes for
6 the full current year and any registration fees or ad valorem taxes
7 which may be due for any prior years. The county treasurer shall
8 issue a receipt of taxes paid to said holder and a decal showing the
9 payment of such taxes. Such receipt shall be issued notwithstanding
10 the existence of a tax sale certificate issued as a result of a tax
11 sale to a purchaser of property upon which a manufactured home is
12 located and for which the holder of a perfected security interest
13 makes payment as authorized by this subsection. Such receipt shall
14 be issued if the procedures prescribed by Section 3106 of this title
15 are followed. If a tax sale certificate has been issued as required
16 by law and the notice of sale contained the statement concerning the
17 right of a secured party to repossess the manufactured home, the
18 amount of taxes paid by the holder of the security interest shall be
19 refunded to the holder of the tax sale certificate. The receipt
20 shall be evidence of payment of the ad valorem taxes for purposes of
21 obtaining a permit. ~~The Department~~ Service Oklahoma shall issue a
22 permit immediately to the holder of a perfected security interest or
23 licensed representative thereof, if the holder or representative is
24 bonded by the state, to move the manufactured home to a secure

1 location with a repossession affidavit. However, all excise taxes
2 and ad valorem taxes due on such a manufactured home shall be
3 required to be paid within thirty (30) days of the issuance of the
4 permit. A certificate of title for a manufactured home shall not be
5 issued pursuant to a repossession prior to the furnishing of proof
6 satisfactory to ~~the Oklahoma Tax Commission~~ Service Oklahoma or
7 ~~motor license agent~~ licensed operator that all ad valorem taxes due
8 have been paid. If the home is subject to registration pursuant to
9 the provisions of the Oklahoma Vehicle License and Registration Act,
10 the holder of a perfected security interest in a manufactured home
11 may repossess the manufactured home and transport the manufactured
12 home within the state for the purpose of securing the property after
13 registering the manufactured home pursuant to the provisions of
14 Section 1113 or 1117 of Title 47 of the Oklahoma Statutes.

15 2. The county assessor shall issue a special waiver and a
16 commercial move affidavit for the second through the sixth day of
17 the first month of the following year to allow a manufactured home
18 which is used for commercial purposes to be moved during the first
19 five (5) days in January without a Form 936 or a tax decal. All
20 registration fees, excise taxes or ad valorem taxes due on the
21 manufactured home shall be required to be paid within thirty (30)
22 days of the issuance of the special waiver and commercial move
23 affidavit. A business entity applying for a special waiver and a
24 commercial move affidavit pursuant to this paragraph shall provide

1 the county assessor with the information required by subsection B of
2 Section 14-103D of Title 47 of the Oklahoma Statutes. No individual
3 county assessor shall issue any business entity more than ten
4 special waivers and commercial move affidavits in a calendar year.
5 As used in this paragraph, "manufactured home used for commercial
6 purposes" means a manufactured home owned by any lawfully recognized
7 business entity the primary purpose of which is to provide temporary
8 housing for the employees or contractors of such business entity.

9 F. 1. The decal shall be affixed to the manufactured home
10 license plate as evidence of the ad valorem tax paid and shall
11 remain on the license plate, which shall be affixed to the exterior
12 of the manufactured home, while the manufactured home is in transit.

13 2. It shall be a misdemeanor for any person to transport or
14 cause to be transported a manufactured home without the decal
15 affixed as required by this section or without a special waiver and
16 affidavit as provided in subsection E of this section.

17 3. The decal issued pursuant to subsection C of this section
18 shall be of such size, color, design and numbering as ~~the Tax~~
19 ~~Commission~~ Service Oklahoma may direct. The tax payment decals
20 shall be made with reflectionized material so as to provide
21 effective and dependable brighteners during the service period for
22 which the tax payment decal is issued. ~~The Tax Commission~~ Service
23 Oklahoma shall issue such tax payment decals to the various county
24

1 treasurers of the state in order for a manufactured home owner or
2 reposessor to move the manufactured home.

3 SECTION 239. AMENDATORY 68 O.S. 2021, Section 5302, is
4 amended to read as follows:

5 Section 5302. A. The in-lieu tax imposed in Section 5301 of
6 this title shall be evidenced by a tax stamp affixed by said dealer
7 to the Manufacturer's Certificate or Statement of Origin covering
8 each new automobile, truck, travel trailer, manufactured home,
9 recreational vehicle, motorcycle, vessel, watercraft, motorboat, or
10 other boats and motor before the dealer executes the assignment on
11 such Certificate of Origin transferring the ownership of such
12 vehicle to the purchaser. The tax stamp shall be in the amount of
13 Three Dollars and fifty cents (\$3.50).

14 B. It shall be unlawful for a licensed new vehicle,
15 manufactured home, recreational vehicle, or motorboat and vessel
16 dealer to sell or assign a Certificate of Origin to any new
17 automobile, truck, travel trailer, manufactured home, recreational
18 vehicle, motorcycle, vessel, watercraft, motorboat, or other boat or
19 motor sold by the manufacturer of such vehicle to such dealer for
20 delivery and registration in Oklahoma without his having first
21 obtained and affixed to such Certificate of Origin a proper tax
22 stamp as required by the provisions of this section, except to
23 assign such Certificate of Origin to another authorized licensed
24 dealer franchised to sell such new items of the same manufacturer.

1 C. No new automobile, manufactured home, recreational vehicle,
2 truck, travel trailer, motorcycle, vessel, watercraft, motorboat, or
3 other boat or motor shall be registered and licensed by ~~the Oklahoma~~
4 ~~Tax Commission~~ Service Oklahoma or one of its ~~motor license agents~~
5 licensed operators unless the Manufacturer's Certificate or
6 Statement of Origin covering such new vehicle, manufactured home,
7 recreational vehicle, vessel, watercraft, motorboat, or other boat
8 and motor shall have the tax stamp provided for in this section
9 affixed on such Manufacturer's Certificate or Statement of Origin.

10 SECTION 240. AMENDATORY 74 O.S. 2021, Section 85.58H, is
11 amended to read as follows:

12 Section 85.58H. A. Upon written certification by the Director
13 of the Office of Management and Enterprise Services that errors and
14 omissions liability insurance for ~~motor license agents~~ licensed
15 operators and their employees is not reasonably available in the
16 private market at competitive rates, after taking into account the
17 administrative costs associated with such insurance, the Risk
18 Management Administrator pursuant to Section 85.34 of this title may
19 obtain or provide limited indemnity coverage for ~~motor license~~
20 ~~agents~~ licensed operators and the employees who are employed by such
21 agents for any errors and omissions liability risks arising from the
22 performance of their official duties pursuant to law. Any such
23 certification by the Director of the Office of Management and
24 Enterprise Services shall be effective for a period of two (2)

1 years. Any such limited indemnity coverage shall be obtained or
2 provided solely from funds available in the shared risk pool
3 authorized by this section and subject to the limitations set out
4 herein. The Risk Management Administrator shall establish liability
5 limits for such errors and omissions coverage on an annual basis.
6 Any such limits shall be based on the liquidity of the shared risk
7 pool resulting from the annual payments made pursuant to subsection
8 C of this section and any interest accrued thereon, after deduction
9 of such sums as may be necessary to pay all overhead and
10 administrative expenses associated with administering the pool.

11 B. The Risk Management Administrator is authorized to determine
12 eligibility criteria for participation in the Risk Management
13 Program for such ~~motor license agents~~ licensed operators and
14 employees of such agents. Any limited indemnity coverage provided
15 for errors and omissions pursuant to the provisions of this
16 subsection shall only cover errors or omissions made by a ~~motor~~
17 ~~license agent~~ licensed operator or any employee of such agent
18 occurring after July 1, 1990.

19 C. Except as otherwise provided in subsection G of this
20 section, ~~motor license agents~~ licensed operators shall be required
21 to make annual payments of Forty Dollars (\$40.00) per ~~motor license~~
22 ~~agent~~ licensed operator and Forty Dollars (\$40.00) per employee of
23 the ~~motor license agent~~ licensed operator for such limited indemnity
24 coverage. The Risk Management Administrator is authorized to assess

1 an additional payment per year, not to exceed Forty Dollars (\$40.00)
2 per ~~motor license agent~~ licensed operator and per employee of such
3 agent, if the shared risk pool resulting from the payment of the
4 fees made pursuant to this subsection is not adequate to cover any
5 liability incurred.

6 D. Requests for the limited indemnity coverage provided
7 pursuant to the provisions of this section shall be submitted in
8 writing to the Risk Management Administrator by the ~~motor license~~
9 ~~agents~~ licensed operators.

10 E. All fees collected in accordance with the provisions of this
11 section shall be deposited in the Oklahoma ~~Motor License Agent~~
12 Licensed Operator Indemnity Fund.

13 F. In providing risk management services for any ~~motor license~~
14 ~~agent~~ licensed operator or employee of such agent, it is the
15 intention of the Legislature to provide limited indemnification of
16 ~~motor license agents~~ licensed operators or employees of such agents
17 for errors and omissions, solely to the extent of assets in the
18 shared risk pool created by this section. The State of Oklahoma is
19 not liable, directly or indirectly, for the errors and omissions of
20 any ~~motor license agent~~ licensed operator or any employee of such
21 agent in the performance of official duties pursuant to law. The
22 Risk Management Administrator shall determine the extent of
23 indemnification for losses incurred by any such ~~motor license agent~~
24

1 licensed operator or employee of such agent based upon the liquidity
2 of the shared risk pool.

3 G. The Risk Management Administrator is authorized to establish
4 a system under which the extent of indemnity coverage may be
5 extended or reduced based upon an increase or decrease in the amount
6 of the payment required in subsection C of this section. Said
7 system shall only be established when the liquidity of the shared
8 risk pool is such that the system is feasible in the judgment of the
9 Administrator. Upon establishment of such a system, a ~~motor license~~
10 ~~agent~~ licensed operator may elect to increase or decrease the amount
11 of the payment required in subsection C of this section and
12 correspondingly extend or reduce coverage for losses incurred by the
13 ~~motor license agent~~ licensed operator or employee of such agent.

14 SECTION 241. REPEALER 47 O.S. 2021, Section 1140.1, is
15 hereby repealed.

16 SECTION 242. It being immediately necessary for the
17 preservation of the public peace, health or safety, an emergency is
18 hereby declared to exist, by reason whereof this act shall take
19 effect and be in full force from and after its passage and approval.

20 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
21 March 3, 2022 - DO PASS AS AMENDED
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23
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