

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 177

By: Dossett (J.A.)

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6 AS INTRODUCED

7 An Act relating to driver licenses; amending 47 O.S.
8 2011, Section 6-205, as last amended by Section 3,
9 Chapter 400, O.S.L. 2019 (47 O.S. Supp. 2020, Section
10 6-205), which relates to mandatory revocation of
11 driving privilege; modifying offenses requiring
12 revocation; removing revocation requirements; and
13 providing an effective date.

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

15 SECTION 1. AMENDATORY 47 O.S. 2011, Section 6-205, as
16 last amended by Section 3, Chapter 400, O.S.L. 2019 (47 O.S. Supp.
17 2020, Section 6-205), is amended to read as follows:

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

23 1. Manslaughter or negligent homicide resulting from the
24 operation of a motor vehicle;

2. Driving or being in actual physical control of a motor
vehicle while under the influence of alcohol, any other intoxicating

1 substance, or the combined influence of alcohol and any other
2 intoxicating substance, any violation of paragraph 1, 2, 3 or 4 of
3 subsection A of Section 11-902 of this title or any violation of
4 Section 11-906.4 of this title. However, the Department shall not
5 additionally revoke the driving privileges of the person pursuant to
6 this subsection if the driving privilege of the person has been
7 revoked because of a test result or test refusal pursuant to Section
8 753 or 754 of this title arising from the same circumstances which
9 resulted in the conviction unless the revocation because of a test
10 result or test refusal is set aside;

11 3. Any felony during the commission of which a motor vehicle is
12 used;

13 4. Failure to stop and render aid as required under the laws of
14 this state in the event of a motor vehicle accident resulting in the
15 death or personal injury of another;

16 5. Perjury or the making of a false affidavit or statement
17 under oath to the Department under the Uniform Vehicle Code or under
18 any other law relating to the ownership or operation of motor
19 vehicles;

20 6. A ~~misdemeanor or~~ felony conviction for unlawfully
21 possessing, distributing, dispensing, manufacturing, trafficking,
22 cultivating, selling, transferring, attempting or conspiring to
23 possess, distribute, dispense, manufacture, traffic, sell, or
24 transfer of a controlled dangerous substance as defined in the

1 Uniform Controlled Dangerous Substances Act while using a motor
2 vehicle;

3 ~~7. Failure to pay for gasoline pumped into a vehicle pursuant~~
4 ~~to Section 1740 of Title 21 of the Oklahoma Statutes;~~

5 ~~8. A misdemeanor conviction for a violation of Section 1465 of~~
6 ~~Title 21 of the Oklahoma Statutes;~~

7 ~~9. A misdemeanor conviction for a violation of Section 1-229.34~~
8 ~~of Title 63 of the Oklahoma Statutes;~~

9 ~~10. 8.~~ 8. Failure to obey a traffic control device as provided in
10 Section 11-202 of this title or a stop sign when such failure
11 results in great bodily injury to any other person; or

12 ~~11. 9.~~ 9. Failure to stop or to remain stopped for school bus
13 loading or unloading of children pursuant to Section 11-705 or 11-
14 705.1 of this title.

15 B. The first license revocation under any provision of this
16 section, except for paragraph ~~27~~ ~~67~~ ~~7~~ or ~~11~~ 9 of subsection A of
17 this section, shall be for a period of one (1) year. Such period
18 shall not be modified.

19 C. A license revocation under any provision of this section,
20 except for paragraph ~~27~~ or ~~67~~ ~~or~~ ~~7~~ of subsection A of this section,
21 shall be for a period of three (3) years if a prior revocation under
22 this section, except under paragraph 2 of subsection A of this
23 section, commenced within the preceding five-year period as shown by
24 the records of the Department. Such period shall not be modified.

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

4 ~~E. The first license revocation under paragraph 7 of subsection~~
5 ~~A of this section shall be for a period of six (6) months. A second~~
6 ~~or subsequent license revocation under paragraph 7 of subsection A~~
7 ~~of this section shall be for a period of one (1) year. Such periods~~
8 ~~shall not be modified.~~

9 ~~F.~~ The first license revocation under paragraph ~~11~~ 9 of
10 subsection A of this section shall be for a period of one (1) year.
11 Such period may be modified. Any appeal of the revocation of
12 driving privilege under paragraph 11 of subsection A of this section
13 shall be governed by Section 6-211 of this title; provided, any
14 modification under this subsection shall apply to Class D motor
15 vehicles only.

16 ~~G.~~ F. As used in this section, "great bodily injury" means
17 bodily injury which creates a substantial risk of death or which
18 causes serious, permanent disfigurement or protracted loss or
19 impairment of the function of any bodily member or organ.

20 SECTION 2. This act shall become effective November 1, 2021.

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