

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2327 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Mark Tedford

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

PROPOSED COMMITTEE
SUBSTITUTE

FOR

HOUSE BILL NO. 2327

By: Tedford

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to insurance; amending 47 O.S. 2021, Section 6-106, as amended by Section 45, Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2022, Section 6-106), which relates to applications for driver licenses; modifying required application information for drivers under 18 years of age; requiring liability coverage; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 2021, Section 6-106, as amended by Section 45, Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2022, Section 6-106), is amended to read as follows:

Section 6-106. A. 1. Every application for a driver license or identification card shall be made by the applicant upon a form furnished by Service Oklahoma.

2. Every original, renewal, or replacement application for a driver license or identification card made by a male applicant who is at least sixteen (16) but less than twenty-six (26) years of age shall include a statement that by submitting the application, the

1 applicant is consenting to registration with the Selective Service
2 System. The pertinent information from the application shall be
3 forwarded by Service Oklahoma to the Data Management Center of the
4 Selective Service System in order to register the applicant as
5 required by law with the Selective Service System. Any applicant
6 refusing to sign the consent statement shall be denied a driver
7 license or identification card.

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

14 B. Every applicant for a driver license shall provide the
15 following information:

16 1. Full name;

17 2. Date of birth;

18 3. Sex;

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

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

4 6. Medical information, as determined by the Department, which
5 shall assure Service Oklahoma that the person is not prohibited from
6 being licensed as provided by paragraph 7 of subsection A of Section
7 6-103 of this title;

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

9 8. A brief description of the applicant, as determined by the
10 Department;

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

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

19 11. Whether the applicant has:

20 a. previously been licensed and, if so, when and by what
21 state or country, and

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

24 12. Social Security number.

1 No person shall request Service Oklahoma to use the Social Security
2 number of that person as the driver license number. Upon renewal or
3 replacement of any driver license issued after the effective date of
4 this act, the licensee shall advise Service Oklahoma or the licensed
5 operator if the present driver license number of the licensee is the
6 Social Security number of the licensee. If the driver license
7 number is the Social Security number, Service Oklahoma or the
8 licensed operator shall change the driver license number to a
9 computer-generated alphanumeric identification; and

10 13. Applicants under eighteen (18) years of age shall also be
11 required to furnish proof of liability insurance coverage naming the
12 applicant as a covered driver.

13 C. 1. In addition to the requirements of subsections A and B
14 of this section, every applicant for a commercial driver license who
15 is subject to the requirements of 49 C.F.R., Part 391, and is
16 applying for an original, renewal, or replacement license, and every
17 person who, upon or after May 8, 2012, is currently the holder of a
18 commercial driver license and is subject to the requirements of 49
19 C.F.R., Part 391, and who does not apply for a renewal or
20 replacement license prior to January 30, 2014, shall submit to
21 Service Oklahoma and maintain with Service Oklahoma a current
22 approved medical examination certificate signed by a licensed
23 physician authorized to perform and approve medical examination
24 certifications. Service Oklahoma shall adopt rules for maintaining

1 medical examination certificates pursuant to the requirements in 49
2 C.F.R., Parts 383 and 384. Any commercial driver licensee subject
3 to the requirements of this paragraph who fails to maintain on file
4 with Service Oklahoma a current, approved medical examination
5 certificate shall have the driving privileges of the person
6 downgraded to a Class D driver license by Service Oklahoma.

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

21 3. If the applicant has or is applying for a hazardous material
22 endorsement, the applicant shall submit to a security threat
23 assessment performed by the Transportation Security Administration
24 of the Department of Homeland Security as required by and pursuant

1 to 49 C.F.R., Part 1572, which shall be used to determine whether
2 the applicant is eligible for the endorsement pursuant to federal
3 law and regulation.

4 4. Service Oklahoma shall notify each commercial driving school
5 of the passage of this section, and each commercial driving school
6 shall notify prospective students of its school of the hazardous
7 material endorsement requirement.

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

21 E. Whenever application is received from a person previously
22 licensed in another jurisdiction, Service Oklahoma shall request a
23 copy of the driving record from the other jurisdiction and,
24 effective September 1, 2005, from all other jurisdictions in which

1 the person was licensed within the immediately previous ten (10)
2 years. When received, the driving record shall become a part of the
3 driving record of the person in this state with the same force and
4 effect as though entered on the driver's record in this state in the
5 original instance.

6 F. Whenever Service Oklahoma receives a request for a driving
7 record from another licensing jurisdiction, the record shall be
8 forwarded without charge.

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

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

SECTION 2. This act shall become effective November 1, 2023.

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