

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   2nd Session of the 59th Legislature (2024)

4 COMMITTEE SUBSTITUTE  
5 FOR ENGROSSED  
6 SENATE BILL NO. 1766

By: Hall, Seifried, and  
Stephens of the Senate

and

Kerbs of the House

11                                   COMMITTEE SUBSTITUTE

12           An Act relating to commercial driver training  
13           schools; amending 47 O.S. 2021, Section 6-102, as  
14           last amended by Section 39, Chapter 282, O.S.L. 2022  
15           (47 O.S. Supp. 2023, Section 6-102), which relates to  
16           operation of motor vehicles; changing certain age  
17           requirement; amending 47 O.S. 2021, Sections 6-105,  
18           as last amended by Section 1, Chapter 55, O.S.L.  
19           2023, 6-105.2, as amended by Section 43, Chapter 282,  
20           O.S.L. 2022, and 6-110, as last amended by Section 1,  
21           Chapter 82, O.S.L. 2023 (47 O.S. Supp. 2023, Sections  
22           6-105, 6-105.2, and 6-110), which relate to driver  
23           education; changing certain age requirement; adding  
24           reference to certain permit; adding examples of  
              certain third parties; adding eligibility for driver  
              education for certain persons; directing publication  
              of dates for certain courses; authorizing additional  
              trainings; requiring certain disclosure; amending 47  
              O.S. 2021, Section 6-206.1, which relates to driver  
              improvement; modifying credentials for certain  
              qualified instructors; modifying amount of required  
              classroom instruction; deleting enrollment fee  
              requirement; amending 47 O.S. 2021, Sections 801,  
              803, as amended by Section 27, Chapter 310, O.S.L.  
              2023, and 805, as amended by Section 29, Chapter 310,  
              O.S.L. 2023 (47 O.S. Supp. 2023, Sections 803 and

1 805), which relate to commercial driver training  
2 schools; adding reference to certain permit; making  
3 language gender neutral; directing the acceptance of  
4 electronic signature on certain documents; adding  
5 reference to certain permit; creating certain four-  
6 year licenses; setting fees for certain licenses;  
7 updating statutory references; updating statutory  
8 language; and providing an effective date.

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

10 SECTION 1. AMENDATORY 47 O.S. 2021, Section 6-102, as  
11 last amended by Section 39, Chapter 282, O.S.L. 2022 (47 O.S. Supp.  
12 2023, Section 6-102), is amended to read as follows:

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

17 1. Properly licensed in the home state or country to operate a  
18 commercial or noncommercial motor vehicle and who has immediate  
19 possession of a valid driver license issued by the home state or  
20 country; or

21 2. A member of the Armed Forces of the United States or the  
22 spouse or dependent of such member who has been issued and is in  
23 possession of a valid driver license issued by an overseas component  
24 of the Armed Forces of the United States.

1 B. A resident who is at least ~~fifteen (15)~~ thirteen and one-  
2 half (13 1/2) years of age may operate a vehicle in this state  
3 without a driver license, if the resident is:

4 1. Operating a vehicle pursuant to subsection B of Section 6-  
5 105 of this title; or

6 2. Taking the driving skills examination as required by Section  
7 6-110 of this title, when accompanied by a Driver License Examiner  
8 of Service Oklahoma or by a designated examiner approved and  
9 certified by Service Oklahoma.

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

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

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

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

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

22 5. A member of the United States Coast Guard who is on active  
23 duty.  
24

1 D. The Director of Service Oklahoma is hereby authorized to  
2 adopt rules as may be necessary to enter into reciprocity agreements  
3 with foreign countries. The rules shall specify that the driver  
4 license standards of the foreign country shall be comparable to  
5 those of this state. The rules shall also require foreign drivers,  
6 who are operating a motor vehicle in Oklahoma under such a  
7 reciprocity agreement, to comply with the compulsory motor vehicle  
8 liability insurance and financial responsibility laws of this state.

9 SECTION 2. AMENDATORY 47 O.S. 2021, Section 6-105, as  
10 last amended by Section 1, Chapter 55, O.S.L. 2023 (47 O.S. Supp.  
11 2023, Section 6-105), is 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)~~ thirteen and one-  
24 half (13 1/2) years of age may drive during a session in which the

1 driver is being instructed in a driver education course, as set out  
2 in subparagraphs a, b, c, d and e of paragraph 1 of subsection C of  
3 this section, by a certified driver education instructor who is  
4 seated in the right front seat of 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~~ 19-  
12 123 of 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 Service Oklahoma, or an approved written  
3 examination proctor, except the driving examination, be issued a  
4 learner permit which will grant the permittee the privilege to  
5 operate a Class D motor vehicle upon the public highways only  
6 between the hours of 5:00 a.m. and 10:00 p.m. and while accompanied  
7 by a licensed driver who is at least twenty-one (21) years of age  
8 and who is actually occupying a seat beside the permittee; provided,  
9 the written examination for a learner permit may be waived by  
10 Service Oklahoma upon verification that the person has successfully  
11 completed driver education.

12 D. 1. Any person:

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

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

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

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

5               (1) only between the hours of 5:00 a.m. and 10:00

6                       p.m., except for driving to and from work,  
7                       school, school activities, and church activities,  
8                       or

9               (2) at any time, if a licensed driver who is at least  
10                       twenty-one (21) years of age is actually

11                       occupying a seat beside the intermediate Class D  
12                       licensee, or if the intermediate Class D licensee  
13                       is a farm or ranch resident, and is operating a  
14                       motor vehicle while engaged in farming or  
15                       ranching operations outside the limits of a  
16                       municipality, or driving to and from work,  
17                       school, school activities, or church activities,  
18                       and

19           b. shall not operate a motor vehicle with more than one  
20 passenger unless:

21               (1) all passengers live in the same household as the  
22                       custodial legal parent or legal guardian, or  
23  
24



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

4       E. Any person who has been issued an intermediate Class D  
5 license for a minimum of:

6           1. One (1) year; or

7           2. Six (6) months, if the person has completed both the driver  
8 education and the parent-certified behind-the-wheel training  
9 provisions of subparagraph b of paragraph 1 of subsection D of this  
10 section,

11 may be issued a Class D license. However, notwithstanding the date  
12 of issuance of the Class D license, if the person has been convicted  
13 of a traffic offense which is reported on the driving record of that  
14 person, the time periods specified in paragraph 1 or 2 of this  
15 subsection, as applicable, shall be recalculated to begin from the  
16 date of conviction for the traffic offense, and must elapse before  
17 that person may be issued a Class D license. If the person has been  
18 convicted of more than one traffic offense which is reported on the  
19 driving record of that person, the time periods specified in  
20 paragraph 1 or 2 of this subsection, as applicable, shall be  
21 recalculated to begin from the most recent date of conviction, and  
22 must elapse before that person may be issued a Class D license.

23       F. Learner permits and intermediate Class D licenses shall be  
24 issued for the same period as all other driver licenses. The

1 licenses may be suspended or canceled at the discretion of ~~the~~  
2 ~~Department~~ Service Oklahoma for violation of restrictions, for  
3 failing to give the required or correct information on the  
4 application, for knowingly giving false or inaccurate information on  
5 the application or any subsequent documentation related to the  
6 granting of driving privileges, for using a hand-held electronic  
7 device while operating a motor vehicle for non-life-threatening  
8 emergency purposes or for violation of any traffic laws of this  
9 state pertaining to the operation of a motor vehicle.

10 G. Service Oklahoma shall promulgate rules establishing  
11 procedures for removal of learner permit and intermediate Class D  
12 license restrictions from the permit or license upon the permittee  
13 or licensee qualifying for a less restricted or an unrestricted  
14 license.

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

1 license in the person's immediate possession, the privilege to  
2 operate a motorcycle or motor-driven cycle:

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

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

6 3. While wearing approved protective headgear; and

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

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

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

22 I. Service Oklahoma may in its discretion issue a special  
23 permit to any person who has attained the age of fourteen (14)  
24 years, authorizing such person to operate farm vehicles between the

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

13 J. As used in this section:

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

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

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

1       SECTION 3.       AMENDATORY       47 O.S. 2021, Section 6-105.2, as  
2 amended by Section 43, Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2023,  
3 Section 6-105.2), is amended to read as follows:

4       Section 6-105.2   Service Oklahoma may issue an instructor permit  
5 to any qualified secondary school driver education instructor as  
6 defined by the State Board of Education ~~Rules~~ rules and ~~Regulations~~  
7 regulations for Oklahoma High School Driver and Traffic Safety  
8 Education or any driver education instructor, certified by Service  
9 Oklahoma, of a parochial, private, or other nonpublic secondary  
10 school upon a proper application to the State Board of Education or  
11 the Department of Public Safety in the case of secondary schools  
12 that are not regulated by the State Board of Education or a  
13 commercial driver training course instructor, as provided for in  
14 Sections 801 through 808 of this title.   Service Oklahoma shall  
15 promulgate rules for the issuance of the permits.   Any instructor as  
16 defined in this subsection who has been issued a permit may instruct  
17 any person who is at least fifteen and one-half (15 1/2) years of  
18 age, any person who qualifies for the farm permit as defined in  
19 Section 6-105 of this title, or any person who is at least ~~fifteen~~  
20 ~~(15)~~ thirteen and one-half (13 1/2) years of age and of secondary  
21 school or higher educational standing while regularly enrolled and  
22 certified by the instructor as a student taking a prescribed course  
23 of secondary school driver education or a driver education course,  
24 certified by 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 this title, to operate a  
3 motor vehicle while accompanied by and receiving instruction from  
4 the instructor who is actually occupying a seat beside the driver.

5 SECTION 4. AMENDATORY 47 O.S. 2021, Section 6-110, as  
6 last amended by Section 1, Chapter 82, O.S.L. 2023 (47 O.S. Supp.  
7 2023, Section 6-110), is amended to read as follows:

8 Section 6-110. A. 1. Service Oklahoma shall establish  
9 procedures to ensure every applicant for an original Class A, B, C  
10 or D license and for any endorsements thereon is examined by Service  
11 Oklahoma, or an approved written examination proctor, except as  
12 otherwise provided in Section 6-101 et seq. of this title or as  
13 provided in paragraph 2 of this subsection or in subsections D and E  
14 of this section. Service Oklahoma is authorized to approve and  
15 enter into agreements with third parties including, but not limited  
16 to, public school districts, technology center districts overseen by  
17 the Oklahoma Department of Career Technology Education, institutions  
18 of higher education, or commercial driver training schools, to act  
19 as approved written examination proctors with regard to any written  
20 examination required by this section. The examination shall include  
21 a test of the applicant's:

- 22 a. eyesight,
- 23 b. ability to read and understand highway signs
- 24 regulating, warning and directing traffic,

- 1           c.    knowledge of the traffic laws of this state including  
2               a portion on bicycle and motorcycle safety, and  
3           d.    ability, by actual demonstration, to exercise ordinary  
4               and reasonable control in the operation of a motor  
5               vehicle. The actual demonstration shall be conducted  
6               in the type of motor vehicle for the class of driver  
7               license being applied for.

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

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

14       2.   Service Oklahoma shall have the authority to waive the  
15 requirement of any part of the examination required in paragraph 1  
16 of this subsection for those applicants whose driving record meets  
17 the standards set by the Department of Public Safety and surrender  
18 either of the following:

- 19           a.    a valid unexpired driver license issued by any state  
20               or country for the same type or types of vehicles, or  
21           b.    an expired driver license that:  
22               (1) is not expired more than six (6) months past the  
23               expiration date listed on the driver license, and  
24

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

3           3.   Service Oklahoma shall accept skills test results from  
4 another state for Class A, B or C license applicants who have  
5 successfully completed commercial motor vehicle driver training in  
6 that state and successfully passed the skills test in that state;  
7 provided, Service Oklahoma shall not accept skills test results from  
8 another state when the applicant has not successfully completed  
9 commercial motor vehicle driver training in that state. Nothing in  
10 this section shall be construed to prohibit Service Oklahoma from  
11 administering the skills test to any applicant who has successfully  
12 completed commercial vehicle driver training in another state.

13           4.   All applicants requiring a hazardous materials endorsement  
14 shall be required, for the renewal of the endorsement, to  
15 successfully complete the examination and to submit to a security  
16 threat assessment performed by the Transportation Security  
17 Administration of the Department of Homeland Security as required by  
18 and pursuant to 49 C.F.R., Part 1572, which shall be used to  
19 determine whether the applicant is eligible for renewal of the  
20 endorsement pursuant to federal law and regulation.

21           5.   Service Oklahoma, or an approved written examination  
22 proctor, shall give the complete examination as provided for in this  
23 section within thirty (30) days from the date the application is  
24 received, and the examination shall be given at a location within



1 one hundred (100) miles of the residence of the applicant. Service  
2 Oklahoma shall make every effort to make the examination locations  
3 and times convenient for applicants. Service Oklahoma shall  
4 consider giving the examination at any public or private site, if  
5 economically feasible and practicable, and if Service Oklahoma and  
6 the owner or the governing body agree.

7 B. Any person holding a valid Oklahoma Class D license or  
8 provisional driver license pursuant to Section 6-212 of this title  
9 and applying for a Class A, B or C commercial license shall be  
10 required to successfully complete all examinations as required for  
11 the specified class. Failure to submit to Service Oklahoma  
12 federally required medical certification information pursuant to 49  
13 C.F.R., Part 391.41 et seq. shall result in an automatic downgrade  
14 of a commercial license to a Class D license. Provided, however,  
15 once the required medical certification information has been  
16 received by Service Oklahoma, the license shall be reinstated to the  
17 classification of the commercial license prior to the downgrade and  
18 the holder of such a license shall not be required to reapply.

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

1 D. 1. Any certified driver education instructor who is  
2 currently an operator or an employee of a commercial driver training  
3 school in this state or any driver education instructor employed by  
4 any school district in this state shall be eligible to apply to be a  
5 designated examiner of Service Oklahoma for the purposes of  
6 administering the Class D driving skills portion of the Oklahoma  
7 driving examination to any person who is eligible to take the  
8 Oklahoma driving examination including, but not limited to, a person  
9 who has been issued a learner permit or farm permit. Service  
10 Oklahoma shall to the maximum extent possible accept electronic  
11 signatures for all applications to be a designated examiner.

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 applicants who are qualified to apply to be a  
15 designated examiner. The courses and training for certification  
16 shall meet the same standards as required for driver examiners of  
17 Service Oklahoma. Within thirty (30) days of the effective date of  
18 this act, and by October 1 of each subsequent year, Service Oklahoma  
19 shall publish a schedule for the subsequent calendar year of courses  
20 and trainings which shall occur no less than twice per calendar  
21 year. Service Oklahoma may schedule additional courses and  
22 trainings based on demand. Service Oklahoma shall disclose how many  
23 slots are available for each course or training and any restrictions

1 on how those slots may be allocated at the time of publishing the  
2 schedule.

3       3. Each person applying to be a designated examiner shall be  
4 required to pay an initial designated examiner certification fee of  
5 One Thousand Dollars (\$1,000.00). Upon successful completion of  
6 training prescribed by paragraph 2 of this subsection, the person  
7 shall be required to pay an annual designated examiner certification  
8 fee of Five Hundred Dollars (\$500.00). If an applicant for the  
9 designated examiner program is employed by an Oklahoma public school  
10 system that offers driver education, and he or she administers the  
11 skills test only to students enrolled in a public school driver  
12 education program, the certification fee may be waived by Service  
13 Oklahoma. Each designated examiner certification shall expire on  
14 the last day of the calendar year and may be renewed upon  
15 application to Service Oklahoma. The designated examiner  
16 certification fees collected by Service Oklahoma pursuant to this  
17 subsection shall be deposited to the credit of the Department of  
18 Public Safety Restricted Revolving Fund to be used for the purposes  
19 of this subsection, through October 31, 2022. Beginning November 1,  
20 2022, the designated examiner certification fees collected by  
21 Service Oklahoma pursuant to this subsection shall be deposited to  
22 the credit of the Service Oklahoma Revolving Fund. No designated  
23 examiner certification fee shall be refunded in the event that  
24 certification is denied, suspended or revoked.

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

4        5. Service Oklahoma shall conduct an annual complete nationwide  
5 criminal history background check on each designated examiner and a  
6 complete nationwide criminal history background check on each  
7 designated examiner applicant. The fees for the background check  
8 shall be borne by the designated examiner or designated examiner  
9 applicant.

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

13       E. 1. Upon application and approval of Service Oklahoma, any  
14 public or private commercial truck driving school that has or  
15 maintains a program instructing students for a Class A, B or C  
16 license, public transit agency, state, county or municipal  
17 government agency in this state, such as local school districts, the  
18 Oklahoma Department of Career and Technology Education, or  
19 institutions of higher education, or a private entity, shall be  
20 authorized to hire or employ designated examiners approved by  
21 Service Oklahoma to be third-party examiners of the Class A, B or C  
22 driving skills portion and/or knowledge written portion, pursuant to  
23 paragraph A of this section, of the Oklahoma driving examination.  
24 All designated examiners must successfully have completed the

1 courses and training as outlined in paragraph 2 of this subsection.  
2 Service Oklahoma shall be required to approve at least one public  
3 transit agency that has or maintains a program instructing students  
4 for a Class A, B or C license to hire or employ third-party  
5 examiners pursuant to this section. It shall be permissible for any  
6 public transit agency operating in ~~the State of Oklahoma~~ this state  
7 to utilize the third-party examiners hired or employed by a public  
8 transit agency approved by Service Oklahoma.

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

14       3. Service Oklahoma shall require each third-party examiner  
15 applicant and commercial school driver education instructor  
16 applicant to submit to an electronic national criminal history  
17 record check pursuant to Section 150.9 of Title 74 of the Oklahoma  
18 Statutes. On or before December 1, 2022, Service Oklahoma shall  
19 require each third-party examiner or commercial school driver  
20 education instructor to submit to an electronic national criminal  
21 history record check pursuant to Section 150.9 of Title 74 of the  
22 Oklahoma Statutes. The fees for the background check shall be borne  
23 by the third-party examiner, third-party examiner applicant,  
24

1 commercial school driver education instructor or commercial school  
2 driver education instructor applicant.

3 F. Service Oklahoma shall promulgate rules to:

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

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

10 3. Create an appeal process for any school, public transit  
11 agency, examiner, or state, county or municipal government agency  
12 denied; and

13 4. If the initial application for approval was denied, limit  
14 the number of times an individual school, public transit agency,  
15 individual examiner applicant, or state, county or municipal  
16 government agency may reapply in a calendar year to two  
17 reapplications.

18 SECTION 5. AMENDATORY 47 O.S. 2021, Section 6-206.1, is  
19 amended to read as follows:

20 Section 6-206.1 A. ~~Driver~~ A driver improvement or defensive  
21 driving course is a course which offers an educational setting, and  
22 provides for driving concepts which encourage attitude or behavioral  
23 changes in the responsibility of operating a motor vehicle in a safe  
24 and responsible manner.

1 B. It shall be the responsibility of the institution or  
2 organization to provide:

3 1. Adequate facilities which meet or exceed state and local  
4 fire, health and safety codes;

5 2. Adequate equipment, in good working order, and instructional  
6 materials for such courses;

7 3. Qualified instructors who shall:

- 8 a. possess an undergraduate degree ~~and have nine (9)~~  
9 ~~college or university credit hours in traffic safety~~  
10 ~~education~~, has possessed an instructor license,  
11 pursuant to Section 804 of this title, for at least  
12 five (5) years or ~~is~~ be a peace officer certified by  
13 the Council on Law Enforcement Education and Training  
14 (CLEET),
- 15 b. have no alcohol or drug-related convictions or  
16 revocations in the past five (5) years,
- 17 c. have no more than five (5) points accumulated on the  
18 driving record in the past three (3) years in  
19 accordance with the Oklahoma Mandatory Point System,
- 20 d. have a valid Oklahoma driver license, and
- 21 e. complete a course of training through the approved  
22 organization or institution;

23 4. A course of study designed to inform the participant of  
24 driver improvement and defensive driving concepts while encouraging

1 attitude or behavioral changes in the responsibility of operating a  
2 motor vehicle in a safe and responsible manner. The curriculum,  
3 which means the complete lesson plans which include instructional  
4 strategy, presentation methods and resources utilized to incorporate  
5 the concepts of traffic safety, must provide for but not be limited  
6 to the following:

- 7 a. driver personality traits - behavioral attitudes,
- 8 b. driver qualifications and limitations,
- 9 c. effects of alcohol and other drugs, and
- 10 d. current accident prevention and defensive driving
- 11 techniques: speed control, perception, reactions,
- 12 lane positioning, safe turning and passing, occupant
- 13 restraints, following distance and rules of the road;
- 14 and

15 5. Provide at least ~~six (6)~~ four (4) hours of classroom  
16 instruction.

17 C. Organizations or institutions desirous of making application  
18 shall submit the following to the Department of Public Safety:

19 1. Evidence of organizational or institutional status which  
20 meet statutory requirements;

21 2. Copy of proposed course curriculum which includes lesson  
22 objectives, presentation materials, instructional strategy and  
23 resources utilized;



1        3. Certification that instructors meet statutory requirements;  
2 and

3        4. Upon Department of Public Safety approval, ~~said~~ the  
4 organization or institution shall be considered for point credits as  
5 set forth in this section.

6        D. The Department of Public Safety is authorized to grant a ~~two~~  
7 ~~point~~ two-point credit towards the Oklahoma Point System Regulations  
8 to any person who successfully completes a course pursuant to this  
9 section provided only one such course shall be acknowledged once  
10 every twenty-four (24) months.

11        E. The Department, upon giving of notice and hearing, may  
12 decline to grant credit points to any organization or institution  
13 for:

14        1. Unethical conduct of an instructor or official of an  
15 institution or organization;

16        2. Failure to satisfactorily resolve citizens' complaints;

17        3. Falsifying or misrepresenting any document or information to  
18 the Department or student;

19        4. Failure of an organization or instructor to meet statutory  
20 requirements;

21        5. Conflict of interest by the organization or institution  
22 and/or its personnel; or  
23  
24

1        6. Failure of an organization, institution or instructor to  
2 continue to meet statutory requirements as provided for in this  
3 section.

4        F. Course enrollment ~~will~~ shall be limited to not more than  
5 thirty students ~~with an enrollment fee of Fifty Dollars (\$50.00) per~~  
6 ~~student.~~

7        G. Enrollment in the course shall not be limited to persons  
8 ordered to enroll, attend and successfully complete the course.

9        H. The organization or institution shall within fifteen (15)  
10 days of the completion certify to the Department of Public Safety  
11 all persons who successfully complete the course on a form approved  
12 or furnished by the Department. This shall include the person's  
13 full name, address, date of birth and driver license number.

14        I. Department personnel shall be admitted to any course without  
15 charge, upon request and display of proper credentials.

16        J. Each organization or institution shall develop auditing  
17 procedures which could be utilized to show compliance with this  
18 section.

19        K. Any point credit allowed must comply with the Department's  
20 Point System Regulations.

21        SECTION 6.        AMENDATORY        47 O.S. 2021, Section 801, is  
22 amended to read as follows:

23        Section 801. As used in Section 801 et seq. of this title:  
24

1       ~~(A)~~ 1. "Commercial driver training school" or "school" means a  
2 business enterprise conducted by an individual, association,  
3 partnership, or corporation, for the education and training of  
4 persons, either practically or theoretically, or both, to operate or  
5 drive motor vehicles and/or to prepare an applicant for an  
6 examination given by the state for a driver license including a  
7 restricted Class D license for persons fifteen and one-half (15 1/2)  
8 years old or for a farm permit as defined in Section 6-105 of this  
9 title, and charging a consideration or tuition for such services~~;~~;

10       ~~(B)~~ 2. "Instructor" means any person, whether acting for  
11 himself or herself as operator of a commercial driver training  
12 school or for any such school for compensation, who teaches,  
13 conducts classes of, gives demonstrations to, or supervises practice  
14 of persons learning to operate or drive motor vehicles or preparing  
15 to take an examination for a driver license including a restricted  
16 Class D license for persons fifteen and one-half (15 1/2) years old  
17 ~~as defined in~~ or for a permit to operate vehicles issued under  
18 Section 6-105 of this title, and any person who supervises the work  
19 of any other such instructor~~;~~; and

20       ~~(C)~~ 3. "Commissioner" means the Commissioner of Public Safety.

21       SECTION 7.       AMENDATORY       47 O.S. 2021, Section 803, as  
22 amended by Section 27, Chapter 310, O.S.L. 2023 (47 O.S. Supp. 2023,  
23 Section 803), is amended to read as follows:  
24

1       Section 803. ~~(A)~~ A. No commercial driver training school shall  
2 be established nor any such existing school continued on or after  
3 ~~the effective date of this act~~ August 10, 1967, unless such school  
4 applies for and obtains from Service Oklahoma a license in the  
5 manner and form prescribed by Service Oklahoma.

6       ~~(B)~~ B. Regulations adopted by Service Oklahoma, in conjunction  
7 with the Department of Public Safety, shall state the requirements  
8 for a school license, including requirements concerning location,  
9 equipment, courses of instruction, instructors, previous records of  
10 the school and instructors, financial statements, schedule of fees  
11 and charges, character and reputation of the operators and  
12 instructors, insurance in such sum and with such provisions as  
13 Service Oklahoma, in conjunction with the Department of Public  
14 Safety, deems necessary to protect adequately the interests of the  
15 public, and such other matters as Service Oklahoma may prescribe for  
16 the protection of the public. Such regulations shall allow the use  
17 of electronic signatures on all documents submitted by a school or  
18 instructor.

19       ~~(C)~~ C. Every school offering instruction for a restricted Class  
20 D license for persons fifteen and one-half (15 1/2) years old ~~as~~  
21 ~~defined in~~ or a permit to operate vehicles issued under Section 6-  
22 105 of this title must provide for a minimum number of hours of  
23 actual classroom and field driving instruction as determined by  
24

1 Service Oklahoma, in conjunction with the Department of Public  
2 Safety.

3 SECTION 8. AMENDATORY 47 O.S. 2021, Section 805, as  
4 amended by Section 29, Chapter 310, O.S.L. 2023 (47 O.S. Supp. 2023,  
5 Section 805), is amended to read as follows:

6 Section 805. All licenses shall expire on the last day of the  
7 calendar year and may be renewed upon application to Service  
8 Oklahoma as prescribed by its regulation. Each application for an  
9 original or renewal school license shall be accompanied by a fee of  
10 Twenty-five Dollars (\$25.00) for a one-year license or One Hundred  
11 Dollars (\$100.00) for a four-year license. Each application for an  
12 original or renewal instructor's license shall be accompanied by a  
13 fee of Five Dollars (\$5.00) for a one-year license or Twenty Dollars  
14 (\$20.00) for a four-year license. The license fees collected  
15 pursuant to Sections 801 through 808 of this title shall be remitted  
16 to the State Treasurer to be credited to the General Revenue Fund in  
17 the State Treasury. No license fee shall be refunded in the event  
18 that the license is rejected, suspended, or revoked.

19 SECTION 9. This act shall become effective November 1, 2024.  
20

21 COMMITTEE REPORT BY: COMMITTEE ON TRANSPORTATION, dated 04/03/2024 -  
22 DO PASS, As Amended.  
23  
24