

1 ENGROSSED SENATE
2 BILL NO. 921

By: Rosino of the Senate

3 and

4 Kannady of the House

5
6 An Act relating to the revocation of licenses;
7 amending 47 O.S. 2021, Section 6-212.5, as last
8 amended by Section 4, Chapter 265, O.S.L. 2024 (47
9 O.S. Supp. 2024, Section 6-212.5), which relates to
10 the Impaired Driver Accountability Program; requiring
11 submission of certain request and fee after receipt
12 of certain notice; updating statutory language; and
13 declaring an emergency.

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

15 SECTION 1. AMENDATORY 47 O.S. 2021, Section 6-212.5, as
16 last amended by Section 4, Chapter 265, O.S.L. 2024 (47 O.S. Supp.
17 2024, Section 6-212.5), is amended to read as follows:

18 Section 6-212.5. A. The Impaired Driver Accountability Program
19 (IDAP) established by the Department of Public Safety is hereby
20 transferred to the Board of Tests for Alcohol and Drug Influence for
21 impaired driving arrests occurring on or after November 1, 2022.
22 The Board of Tests for Alcohol and Drug Influence shall charge an
23 administrative fee of One Hundred Fifty Dollars (\$150.00) to each
24 person entered into IDAP. One Hundred Dollars (\$100.00) of each
administrative fee shall be deposited in the General Revenue Fund of
the State Treasury. Twenty-five Dollars (\$25.00) of each

1 administrative fee shall be deposited in the Department of Public
2 Safety Restricted Revolving Fund. Twenty-five Dollars (\$25.00) of
3 each administrative fee shall be deposited in the Board of Tests for
4 Alcohol and Drug Influence Revolving Fund. The Board of Tests for
5 Alcohol and Drug Influence shall promulgate rules necessary to
6 administer the program. The IDAP rules shall require, at a minimum:

7 1. Installation of an approved ignition interlock device for
8 the periods set forth in Section 6-205.1 of this title;

9 2. A description of ignition interlock violations;

10 3. A description of criteria to determine acceptable
11 participation in the program;

12 4. Required violation free periods of no less than ninety (90)
13 days at the end of each program to demonstrate compliance by the
14 participant;

15 5. Criteria for medical exemptions from ignition interlock
16 requirements for persons submitting a pulmonologist's certification
17 indicating the person has a documented medical condition preventing
18 the person from providing a breath sample of at least one and two-
19 tenths (1.2) liters. Medical exemptions shall not be construed to
20 grant the person driving privileges during the revocation;

21 6. Criteria for granting employer exceptions to ignition
22 interlock requirements in vehicles owned or leased by the employer.
23 Employer exceptions under this paragraph shall not be construed to
24 relieve the person from completing the Impaired Driver

1 Accountability Program. Employer exceptions under this paragraph
2 are only authorized for revocations imposed in accordance with
3 paragraph 1 of subsection A of Section 6-205.1 of this title; and

4 7. Criteria for granting affordability accommodations to
5 persons on public assistance programs or whose family income is at
6 or below one hundred fifty percent (150%) of the federal poverty
7 level.

8 B. Upon successful completion of the program, in accordance
9 with the rules of the Board of Tests for Alcohol and Drug Influence,
10 the person will be provided a completion certificate. Upon
11 presentation of the IDAP completion certificate and documentation
12 required by Section 6-212.2 of this title and payment of the
13 required statutory fees, Service Oklahoma will reinstate the driving
14 privileges of the person, if otherwise eligible.

15 C. The Board is authorized to promulgate rules necessary to
16 regulate ignition interlock devices and the providers of such
17 devices, which shall be subject to suspension or revocation in
18 accordance with the rules promulgated by the Board. The Board is
19 authorized to charge appropriate fees for operations incidental to
20 its required duties and responsibilities. No interlock provider
21 utilizing a lease, clause, or contractual agreement that authorizes
22 the provider to impound, physically immobilize, or seize a vehicle
23 for outstanding debts or arrears may be licensed by the Board.

1 D. The Board is authorized to prescribe uniform standards and
2 conditions for, and to approve satisfactory methods, procedures,
3 techniques, devices, equipment, and records for, ignition interlock
4 device performance and data.

5 E. The Board is authorized to prescribe and approve the
6 requisite education and training for the performance of ignition
7 interlock services. The Board shall establish standards and
8 ascertain the qualifications and competence of individuals who
9 provide ignition interlock services and to issue permits to such
10 individuals and service centers which shall be subject to suspension
11 or revocation in accordance with the rules promulgated by the Board.

12 F. The driving record of a person subject to revocation under
13 the provisions of Section 753 or 754 of this title contained in
14 paragraph 1 of subsection A of Section 6-205.1 of this title,
15 excluding those subject to revocation under the provisions of
16 paragraph 2 of subsection A of Section 6-205 of this title, who
17 enrolls in IDAP in accordance with this paragraph shall be updated
18 to indicate completion of IDAP without revocation, provided the
19 following requirements are satisfied:

20 1. At the time of the arrest, the person was a holder of a
21 Class D driver license and was not driving or in actual physical
22 control of a commercial motor vehicle;

23 2. The Board of Tests for Alcohol and Drug Influence receives
24 the request for IDAP participation and payment of the program

1 administration fee as set forth in this section within thirty (30)
2 calendar days from the date of the ~~arrest~~ receipt of the revocation
3 notice from Service Oklahoma;

4 3. The person is otherwise eligible for driving privileges in
5 Oklahoma on the date he or she enrolls in IDAP;

6 4. The person provides proof of enrollment in IDAP to Service
7 Oklahoma and obtains a restricted driver license pursuant to Section
8 6-212.3 of this title prior to the revocation taking effect;

9 5. The person provides proof of completion of IDAP to Service
10 Oklahoma;

11 6. The person has complied with the reinstatement requirements
12 set forth in Section 6-212 of this title, including the payment of
13 any necessary fees;

14 7. The person provides proof of completion of the alcohol and
15 drug assessment and evaluation required by Section 6-212.2 of this
16 title; and

17 8. The person enrolling in IDAP in accordance ~~to~~ with the
18 provisions of this subsection shall waive the right to file an
19 appeal pursuant to Section 6-211 of this title regarding the arrest
20 related to the IDAP enrollment.

21 SECTION 2. It being immediately necessary for the preservation
22 of the public peace, health or safety, an emergency is hereby
23 declared to exist, by reason whereof this act shall take effect and
24 be in full force from and after its passage and approval.

1 Passed the Senate the 12th day of March, 2025.

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4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2025.

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9 Presiding Officer of the House
10 of Representatives