

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB1766 _____
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

Adopted: _____

Amendment submitted by: Dell Kerbs _____

Reading Clerk

1 STATE OF OKLAHOMA

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

3 FLOOR SUBSTITUTE
4 FOR ENGROSSED

5 SENATE BILL NO. 1766

By: Hall, Seifried, and
Stephens of the Senate

6 and

7 Kerbs of the House

8
9 FLOOR SUBSTITUTE

10 An Act relating to commercial driver training
11 schools; amending 47 O.S. 2021, Section 6-102, as
12 last amended by Section 39, Chapter 282, O.S.L. 2022
13 (47 O.S. Supp. 2023, Section 6-102), which relates to
14 operation of motor vehicles; authorizing certain
15 residents to operate a vehicle without a license;
16 stating conditions for operation; amending 47 O.S.
17 2021, Sections 6-105, as last amended by Section 1,
18 Chapter 55, O.S.L. 2023, 6-105.2, as amended by
19 Section 43, Chapter 282, O.S.L. 2022, and 6-110, as
20 last amended by Section 1, Chapter 82, O.S.L. 2023
21 (47 O.S. Supp. 2023, Sections 6-105, 6-105.2, and 6-
22 110), which relate to driver education; modifying
23 certain age requirement for certain vehicle
24 operation; adding 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
805), which relate to commercial driver training
schools; adding reference to certain permit; making

1 language gender neutral; directing the acceptance of
2 electronic signature on certain documents; adding
3 reference to certain permit; creating certain four-
4 year licenses; setting fees for certain licenses;
5 updating statutory references; updating statutory
6 language; and providing an effective date.

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

7 SECTION 1. AMENDATORY 47 O.S. 2021, Section 6-102, as
8 last amended by Section 39, Chapter 282, O.S.L. 2022 (47 O.S. Supp.
9 2023, Section 6-102), is amended to read as follows:

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

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

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

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

1 1. Operating a vehicle pursuant to subsection B of Section 6-
2 105 of this title; or

3 2. Taking the driving skills examination as required by Section
4 6-110 of this title, when accompanied by a Driver License Examiner
5 of Service Oklahoma or by a designated examiner approved and
6 certified by Service Oklahoma.

7 C. A resident who is at least thirteen and one-half (13 1/2)
8 years of age and qualifies for the farm permit as defined in Section
9 6-105 of this title may operate a vehicle in this state without a
10 driver license, if the resident is:

11 1. Operating a vehicle pursuant to subsection B of Section 6-
12 105 of this title; or

13 2. Taking the driving skills examination as required by Section
14 6-110 of this title, when accompanied by a Driver License Examiner
15 of Service Oklahoma or by a designated examiner approved and
16 certified by Service Oklahoma.

17 D. Any person, while in the performance of official duties, may
18 operate any class of motor vehicle if the person possesses any class
19 of valid Oklahoma driver license or a valid driver license issued by
20 another state, if the person is:

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

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

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

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

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

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

15 SECTION 2. AMENDATORY 47 O.S. 2021, Section 6-105, as
16 last amended by Section 1, Chapter 55, O.S.L. 2023 (47 O.S. Supp.
17 2023, Section 6-105), is amended to read as follows:

18 Section 6-105. A. Unless a legal custodial parent or legal
19 guardian has filed an objection to licensure pursuant to Section 6-
20 103.1 of this title, any person under eighteen (18) years of age ~~who~~
21 ~~is in compliance with or not subject to Section 6-107.3 of this~~
22 ~~title~~ may be permitted to operate:

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

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

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

5 B. Any person who is at least thirteen and one-half (13 1/2)
6 years of age and qualifies for the farm permit as defined by Section
7 6-105 of this title or fifteen (15) years of age may drive during a
8 session in which the driver is being instructed in a driver
9 education course, as set out in subparagraphs a, b, c, d and e of
10 paragraph 1 of subsection C of this section, by a certified driver
11 education instructor who is seated in the right front seat of the
12 motor vehicle.

13 C. Any person:

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

18 a. a prescribed secondary school driver education course,
19 as provided for in Sections 19-113 through ~~19-121~~ 19-
20 123 of Title 70 of the Oklahoma Statutes,

21 b. a driver education course, certified by the Department
22 of Public Safety, from a parochial, private, or other
23 nonpublic secondary school,

24

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

3 d. a parent-taught driver education course, certified by
4 the Department of Public Safety. The Department shall
5 promulgate rules for any parent-taught driver
6 education course, or

7 e. a driver education course certified by a state other
8 than Oklahoma; or

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

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

21 D. 1. Any person:

22 a. who has applied for, been issued, and has possessed a
23 learner permit for a minimum of six (6) months,
24

1 b. whose custodial legal parent or legal guardian
2 certifies to Service Oklahoma by sworn affidavit that
3 the person has received a minimum of fifty (50) hours
4 of actual behind-the-wheel training, of which at least
5 ten (10) hours of such training ~~was~~ were at night,
6 from a licensed driver who was at least twenty-one
7 (21) years of age and who was properly licensed to
8 operate a Class D motor vehicle for a minimum of two
9 (2) years, and

10 c. who has completed a free course approved by the
11 ~~Oklahoma~~ Department of Transportation on teen driver
12 work zone and first responder safety,

13 may be issued an intermediate Class D license upon successfully
14 passing all parts of the driver license examinations administered by
15 Service Oklahoma; provided, the written examination, if it has not
16 previously been administered or waived, may be waived by Service
17 Oklahoma upon verification that the person has successfully
18 completed driver education or the driving examination may be waived
19 by Service Oklahoma upon successful passage of the examination
20 administered by a certified designated examiner, as provided for in
21 Section 6-110 of this title. However, notwithstanding the date of
22 issuance of the learner permit, if the person has been convicted of
23 a traffic offense which is reported on the driving record of that
24 person, the time period specified in subparagraph a of this

1 paragraph shall be recalculated to begin from the date of conviction
2 for the traffic offense, and must elapse before that person may be
3 issued an intermediate Class D license. If the person has been
4 convicted of more than one traffic offense which is reported on the
5 driving record of that person, the time period specified in
6 subparagraph a of this paragraph shall be recalculated to begin from
7 the most recent date of conviction, and must elapse before that
8 person may be issued an intermediate Class D license.

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

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

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

17 (2) at any time, if a licensed driver who is at least
18 twenty-one (21) years of age is actually
19 occupying a seat beside the intermediate Class D
20 licensee, or if the intermediate Class D licensee
21 is a farm or ranch resident, and is operating a
22 motor vehicle while engaged in farming or
23 ranching operations outside the limits of a
24 municipality, or driving to and from work,

1 school, school activities, or church activities,
2 and

3 b. shall not operate a motor vehicle with more than one
4 passenger unless:

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

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

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

12 1. One (1) year; or

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

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

1 driving record of that person, the time periods specified in
2 paragraph 1 or 2 of this subsection, as applicable, shall be
3 recalculated to begin from the most recent date of conviction, and
4 must elapse before that person may be issued a Class D license.

5 F. Learner permits and intermediate Class D licenses shall be
6 issued for the same period as all other driver licenses. The
7 licenses may be suspended or canceled at the discretion of ~~the~~
8 ~~Department~~ Service Oklahoma for violation of restrictions, for
9 failing to give the required or correct information on the
10 application, for knowingly giving false or inaccurate information on
11 the application or any subsequent documentation related to the
12 granting of driving privileges, for using a hand-held electronic
13 device while operating a motor vehicle for non-life-threatening
14 emergency purposes or for violation of any traffic laws of this
15 state pertaining to the operation of a motor vehicle.

16 G. Service Oklahoma shall promulgate rules establishing
17 procedures for removal of learner permit and intermediate Class D
18 license restrictions from the permit or license upon the permittee
19 or licensee qualifying for a less restricted or an unrestricted
20 license.

21 H. Any person fourteen (14) years of age or older may apply for
22 a restricted Class D license with a motorcycle-only restriction.
23 After the person has successfully passed all parts of the motorcycle
24 examination other than the driving examination, has successfully

1 completed a certified state-approved motorcycle basic rider course
2 approved by the Department of Public Safety, in conjunction with
3 Service Oklahoma, and has met all requirements provided for in the
4 rules of the Department and Service Oklahoma, Service Oklahoma shall
5 issue to the person a restricted Class D license with a motorcycle-
6 only restriction which shall grant to the person, while having the
7 license in the person's immediate possession, the privilege to
8 operate a motorcycle or motor-driven cycle:

- 9 1. With a piston displacement not to exceed three hundred (300)
10 cubic centimeters;
- 11 2. Between the hours of 4:30 a.m. to 9:00 p.m. only;
- 12 3. While wearing approved protective headgear; and
- 13 4. While accompanied by and receiving instruction from any
14 person who is at least twenty-one (21) years of age and who is
15 properly licensed pursuant to the laws of this state to operate a
16 motorcycle or motor-driven cycle, and who has visual contact with
17 the restricted licensee.

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

23 The written examination and driving examination for a restricted
24 Class D license with a motorcycle-only endorsement shall be waived

1 by Service Oklahoma upon verification that the person has
2 successfully completed a certified state-approved motorcycle basic
3 rider course approved by the Department and Service Oklahoma.

4 I. Service Oklahoma may in its discretion issue a special
5 permit to any person who has attained the age of fourteen (14)
6 years, authorizing such person to operate farm vehicles between the
7 farm and the market to haul commodities grown on the farm; provided,
8 that the special permit shall be temporary and shall expire not more
9 than thirty (30) days after the issuance of the special permit.

10 Special permits shall be issued only to farm residents and shall be
11 issued only during the time of the harvest of the principal crops
12 grown on such farm. Provided, however, Service Oklahoma shall not
13 issue a special permit pursuant to this subsection until Service
14 Oklahoma is fully satisfied after the examination of the application
15 and other evidence furnished in support thereof, that the person is
16 physically and mentally developed to such a degree that the
17 operation of a motor vehicle by the person would not be inimical to
18 public safety.

19 J. As used in this section:

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

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

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

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

10 Section 6-105.2 Service Oklahoma may issue an instructor permit
11 to any qualified secondary school driver education instructor as
12 defined by the State Board of Education ~~Rules~~ rules and ~~Regulations~~
13 regulations for Oklahoma High School Driver and Traffic Safety
14 Education or any driver education instructor, certified by Service
15 Oklahoma, of a parochial, private, or other nonpublic secondary
16 school upon a proper application to the State Board of Education or
17 the Department of Public Safety in the case of secondary schools
18 that are not regulated by the State Board of Education or a
19 commercial driver training course instructor, as provided for in
20 Sections 801 through 808 of this title. Service Oklahoma shall
21 promulgate rules for the issuance of the permits. Any instructor as
22 defined in this subsection who has been issued a permit may instruct
23 any person who is at least fifteen and one-half (15 1/2) years of
24 age, any person who is at least thirteen and one-half (13 1/2) years

1 of age and qualifies for the farm permit as defined in Section 6-105
2 of this title, or any person who is at least fifteen (15) years of
3 age and of secondary school or higher educational standing while
4 regularly enrolled and certified by the instructor as a student
5 taking a prescribed course of secondary school driver education or a
6 driver education course, certified by Service Oklahoma, from a
7 parochial, private, or other nonpublic secondary school or a
8 commercial driver training course, as defined by Sections 801
9 through 808 of this title, to operate a motor vehicle while
10 accompanied by and receiving instruction from the instructor who is
11 actually occupying a seat beside the driver.

12 SECTION 4. AMENDATORY 47 O.S. 2021, Section 6-110, as
13 last amended by Section 1, Chapter 82, O.S.L. 2023 (47 O.S. Supp.
14 2023, Section 6-110), is amended to read as follows:

15 Section 6-110. A. 1. Service Oklahoma shall establish
16 procedures to ensure every applicant for an original Class A, B, C
17 or D license and for any endorsements thereon is examined by Service
18 Oklahoma, or an approved written examination proctor, except as
19 otherwise provided in Section 6-101 et seq. of this title or as
20 provided in paragraph 2 of this subsection or in subsections D and E
21 of this section. Service Oklahoma is authorized to approve and
22 enter into agreements with third parties including, but not limited
23 to, public school districts, technology center districts overseen by
24 the Oklahoma Department of Career Technology Education, institutions

1 of higher education, or commercial driver training schools, to act
2 as approved written examination proctors with regard to any written
3 examination required by this section. The examination shall include
4 a test of the applicant's:

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

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

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

21 2. Service Oklahoma shall have the authority to waive the
22 requirement of any part of the examination required in paragraph 1
23 of this subsection for those applicants whose driving record meets
24

1 the standards set by the Department of Public Safety and surrender
2 either of the following:

- 3 a. a valid unexpired driver license issued by any state
- 4 or country for the same type or types of vehicles, or
- 5 b. an expired driver license that:

- 6 (1) is not expired more than six (6) months past the
- 7 expiration date listed on the driver license, and
- 8 (2) is not a Class A, B or C commercial driver
- 9 license or commercial driver license permit.

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

20 4. All applicants requiring a hazardous materials endorsement
21 shall be required, for the renewal of the endorsement, to
22 successfully complete the examination and to submit to a security
23 threat assessment performed by the Transportation Security
24 Administration of the Department of Homeland Security as required by

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

4 5. Service Oklahoma, or an approved written examination
5 proctor, shall give the complete examination as provided for in this
6 section within thirty (30) days from the date the application is
7 received, and the examination shall be given at a location within
8 one hundred (100) miles of the residence of the applicant. Service
9 Oklahoma shall make every effort to make the examination locations
10 and times convenient for applicants. Service Oklahoma shall
11 consider giving the examination at any public or private site, if
12 economically feasible and practicable, and if Service Oklahoma and
13 the owner or the governing body agree.

14 B. Any person holding a valid Oklahoma Class D license or
15 provisional driver license pursuant to Section 6-212 of this title
16 and applying for a Class A, B or C commercial license shall be
17 required to successfully complete all examinations as required for
18 the specified class. Failure to submit to Service Oklahoma
19 federally required medical certification information pursuant to 49
20 C.F.R., Part 391.41 et seq. shall result in an automatic downgrade
21 of a commercial license to a Class D license. Provided, however,
22 once the required medical certification information has been
23 received by Service Oklahoma, the license shall be reinstated to the
24

1 classification of the commercial license prior to the downgrade and
2 the holder of such a license shall not be required to reapply.

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

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

20 2. The Department of Public Safety, in conjunction with Service
21 Oklahoma, shall adopt a curriculum of required courses and training
22 to be offered to applicants who are qualified to apply to be a
23 designated examiner. The courses and training for certification
24 shall meet the same standards as required for driver examiners of

1 Service Oklahoma. Within thirty (30) days of the effective date of
2 this act, and by October 1 of each subsequent year, Service Oklahoma
3 shall publish a schedule for the subsequent calendar year of courses
4 and trainings which shall occur no less than twice per calendar
5 year. Service Oklahoma may schedule additional courses and
6 trainings based on demand. Service Oklahoma shall disclose how many
7 slots are available for each course or training and any restrictions
8 on how those slots may be allocated at the time of publishing the
9 schedule.

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

1 Public Safety Restricted Revolving Fund to be used for the purposes
2 of this subsection, through October 31, 2022. Beginning November 1,
3 2022, the designated examiner certification fees collected by
4 Service Oklahoma pursuant to this subsection shall be deposited to
5 the credit of the Service Oklahoma Revolving Fund. No designated
6 examiner certification fee shall be refunded in the event that
7 certification is denied, suspended or revoked.

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

11 5. Service Oklahoma shall conduct an annual complete nationwide
12 criminal history background check on each designated examiner and a
13 complete nationwide criminal history background check on each
14 designated examiner applicant. The fees for the background check
15 shall be borne by the designated examiner or designated examiner
16 applicant.

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

20 E. 1. Upon application and approval of Service Oklahoma, any
21 public or private commercial truck driving school that has or
22 maintains a program instructing students for a Class A, B or C
23 license, public transit agency, state, county or municipal
24 government agency in this state, such as local school districts, the

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

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

21 3. Service Oklahoma shall require each third-party examiner
22 applicant and commercial school driver education instructor
23 applicant to submit to an electronic national criminal history
24 record check pursuant to Section 150.9 of Title 74 of the Oklahoma

1 Statutes. On or before December 1, 2022, Service Oklahoma shall
2 require each third-party examiner or commercial school driver
3 education instructor to submit to an electronic national criminal
4 history record check pursuant to Section 150.9 of Title 74 of the
5 Oklahoma Statutes. The fees for the background check shall be borne
6 by the third-party examiner, third-party examiner applicant,
7 commercial school driver education instructor or commercial school
8 driver education instructor applicant.

9 F. Service Oklahoma shall promulgate rules to:

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

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

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

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

24

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

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

8 B. It shall be the responsibility of the institution or
9 organization to provide:

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

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

14 3. Qualified instructors who shall:

15 a. possess an undergraduate degree ~~and have nine (9)~~
16 ~~college or university credit hours in traffic safety~~
17 ~~education, has possessed an instructor license,~~
18 pursuant to Section 804 of this title, for at least
19 five (5) years or ~~is~~ be a peace officer certified by
20 the Council on Law Enforcement Education and Training
21 (CLEET),

22 b. have no alcohol or drug-related convictions or
23 revocations in the past five (5) years,
24

- c. have no more than five (5) points accumulated on the driving record in the past three (3) years in accordance with the Oklahoma Mandatory Point System,
- d. have a valid Oklahoma driver license, and
- e. complete a course of training through the approved organization or institution;

4. A course of study designed to inform the participant of driver improvement and defensive driving concepts while encouraging attitude or behavioral changes in the responsibility of operating a motor vehicle in a safe and responsible manner. The curriculum, which means the complete lesson plans which include instructional strategy, presentation methods and resources utilized to incorporate the concepts of traffic safety, must provide for but not be limited to the following:

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

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

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

3 1. Evidence of organizational or institutional status which
4 meet statutory requirements;

5 2. Copy of proposed course curriculum which includes lesson
6 objectives, presentation materials, instructional strategy and
7 resources utilized;

8 3. Certification that instructors meet statutory requirements;
9 and

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

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

18 E. The Department, upon giving of notice and hearing, may
19 decline to grant credit points to any organization or institution
20 for:

21 1. Unethical conduct of an instructor or official of an
22 institution or organization;

23 2. Failure to satisfactorily resolve citizens' complaints;

24

1 3. Falsifying or misrepresenting any document or information to
2 the Department or student;

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

5 5. Conflict of interest by the organization or institution
6 and/or its personnel; or

7 6. Failure of an organization, institution or instructor to
8 continue to meet statutory requirements as provided for in this
9 section.

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

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

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

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

22 J. Each organization or institution shall develop auditing
23 procedures which could be utilized to show compliance with this
24 section.

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

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

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

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

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

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

2 SECTION 7. AMENDATORY 47 O.S. 2021, Section 803, as
3 amended by Section 27, Chapter 310, O.S.L. 2023 (47 O.S. Supp. 2023,
4 Section 803), is amended to read as follows:

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

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

23 ~~(C)~~ C. Every school offering instruction for a restricted Class
24 D license for persons fifteen and one-half (15 1/2) years old ~~as~~

1 ~~defined in~~ or a permit to operate vehicles issued under Section 6-
2 105 of this title must provide for a minimum number of hours of
3 actual classroom and field driving instruction as determined by
4 Service Oklahoma, in conjunction with the Department of Public
5 Safety.

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

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

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