

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 HOUSE BILL 2042

By: Young

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5  
6 AS INTRODUCED

7 An Act relating to motor vehicles; amending 47 O.S.  
8 2011, Section 6-212, as amended by Section 1, Chapter  
9 274, O.S.L. 2013 (47 O.S. Supp. 2014, Section 6-212),  
10 which relates to the reinstatement of driver  
11 licenses; deleting certain disqualifying category for  
12 provisional driver licenses; and providing an  
13 effective date.

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

15 SECTION 1. AMENDATORY 47 O.S. 2011, Section 6-212, as  
16 amended by Section 1, Chapter 274, O.S.L. 2013 (47 O.S. Supp. 2014,  
17 Section 6-212), is amended to read as follows:

18 Section 6-212. A. The Department of Public Safety shall not  
19 assess and collect multiple reinstatement fees when reinstating the  
20 driving privilege of any person having more than one suspension or  
21 revocation affecting the person's driving privilege at the time of  
22 reinstatement.

23 B. The Department shall:

24 1. Suspend or revoke a person's driving privilege for each  
basis as delineated within the Oklahoma Statutes; and

1        2. Require any person having more than one suspension or  
2 revocation affecting the person's driving privilege to meet the  
3 statutory requirements for each action as a condition precedent to  
4 the reinstatement of any driving privilege. Provided, however,  
5 reinstatement fees shall not be cumulative, and a single  
6 reinstatement fee, as provided for in subsection C of this section,  
7 shall be paid for all suspensions or revocations as shown by the  
8 Department's records at the time of reinstatement.

9        C. Whenever a person's privilege to operate a motor vehicle is  
10 suspended or revoked pursuant to any provision as authorized by the  
11 Oklahoma Statutes, the license or privilege to operate a motor  
12 vehicle shall remain under suspension or revocation and shall not be  
13 reinstated until:

14        1. The expiration of each such revocation or suspension order;

15        2. The person has paid to the Department:

16            a. if such privilege is suspended or revoked pursuant to  
17                Section 1115.5 of Title 22 of the Oklahoma Statutes or  
18                pursuant to any provisions of this title, except as  
19                provided in subparagraph b of this paragraph, a  
20                processing fee of Twenty-five Dollars (\$25.00) for  
21                each such suspension or revocation as shown by the  
22                Department's records, or

23            b. (1) if such privilege is suspended or revoked  
24                pursuant to the provisions of Section 6-205, 6-

1 205.1, 7-612, 753, 754 or 761 of this title or  
2 pursuant to subsection A of Section 7-605 of this  
3 title for a conviction for failure to maintain  
4 the mandatory motor vehicle insurance required by  
5 law or pursuant to subsection B of Section 6-206  
6 of this title for a suspension other than for  
7 points accumulation, a processing fee of Seventy-  
8 five Dollars (\$75.00) for each such suspension or  
9 revocation as shown by the Department's records,  
10 and a special assessment trauma-care fee of Two  
11 Hundred Dollars (\$200.00) to be deposited into  
12 the Trauma Care Assistance Revolving Fund created  
13 in Section 1-2530.9 of Title 63 of the Oklahoma  
14 Statutes, for each suspension or revocation as  
15 shown by the records of the Department, and  
16 (2) in addition to any other fees required by this  
17 section, if such privilege is suspended or  
18 revoked pursuant to an arrest on or after  
19 November 1, 2008, under the provisions of  
20 paragraph 2 or 6 of subsection A of Section 6-205  
21 of this title or of Section 753, 754, or 761 of  
22 this title, a fee of Fifteen Dollars (\$15.00),  
23 which shall be apportioned pursuant to the  
24

1 provisions of Section 3-460 of Title 43A of the  
2 Oklahoma Statutes; and

3 3. The person has paid to the Department a single reinstatement  
4 fee of:

5 a. beginning on August 26, 2011, through June 30, 2013,  
6 Fifty Dollars (\$50.00), of which Twenty-five Dollars  
7 (\$25.00) shall be deposited by the Commissioner to the  
8 credit of the Department of Public Safety Revolving  
9 Fund and, in addition to other purposes authorized by  
10 law, the expenditures from that fund of monies derived  
11 from the Twenty-five Dollars (\$25.00) pursuant to this  
12 subparagraph shall be used to fund any Oklahoma  
13 Highway Patrol Trooper Academy provided by the  
14 Department. Any remaining funds shall be used for  
15 operational expenses of the Oklahoma Highway Patrol,  
16 and

17 b. beginning on July 1, 2013, and any year thereafter,  
18 Twenty-five Dollars (\$25.00).

19 The Department of Public Safety is hereby authorized to enter  
20 into agreements with persons whose license to operate a motor  
21 vehicle has been suspended or revoked, except as to those  
22 suspensions, revocations, cancellations or denials made pursuant to  
23 paragraph 1 ~~or 2~~ of subsection A of Section 6-205 of this title or  
24 to Section 753 or 754 of this title, for issuance of provisional

1 licenses that would allow such persons to drive between their place  
2 of residence and their place of employment or potential employment,  
3 between their place of residence and a college, university or  
4 technology center, between their place of residence and their  
5 child's school or day care provider, between their place of  
6 residence and a place of worship or between their place of residence  
7 and any court-ordered treatment program with the condition that such  
8 persons pay a minimum of Twenty-five Dollars (\$25.00) per month  
9 toward the satisfaction of all outstanding driver license  
10 reinstatement fees. The Department shall develop rules and  
11 procedures to establish such a provisional driver license program  
12 and such rules and procedures shall include, but not be limited to,  
13 eligibility criteria, proof of insurance, proof of enrollment or  
14 employment, and any provisional license fees. Any violation of law  
15 by the person holding the provisional license that would result in  
16 the suspension or revocation of a driver license shall result in the  
17 revocation of the provisional license and such person shall be  
18 ineligible for future application for a provisional driver license.

19 D. Effective July 1, 2002, and for each fiscal year thereafter:

20 1. Two Hundred Fifty Thousand Dollars (\$250,000.00) of all  
21 monies collected each month pursuant to this section shall be  
22 apportioned as provided in Section 1104 of this title, except as  
23 otherwise provided in this section; and  
24

1        2. Except as otherwise provided in this section, all other  
2 monies collected in excess of Two Hundred Fifty Thousand Dollars  
3 (\$250,000.00) each month shall be deposited in the General Revenue  
4 Fund.

5        SECTION 2. This act shall become effective November 1, 2015.

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