

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

SENATE BILL 1317

By: Garvin

AS INTRODUCED

An Act relating to driver education; amending 47 O.S. 2021, Sections 1132.1, as amended by Section 147, Chapter 282, O.S.L. 2022, and 1132.2 (47 O.S. Supp. 2023, Section 1132.1), which relate to registration fees; increasing fund limit to be transferred to the Motor Vehicle Driver Education Revolving Fund; changing controlling agency of the revolving fund; modifying conditions for access to the fund; updating statutory language; providing for noncodification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

This act shall be known and may be cited as the "Ava Miller Act".

SECTION 2. AMENDATORY 47 O.S. 2021, Section 1132.1, as amended by Section 147, Chapter 282, O.S.L. 2022 (47 O.S. Supp. 2023, Section 1132.1), is amended to read as follows:

Section 1132.1. A. There is levied and there shall be paid to Service Oklahoma a fee of Three Dollars (\$3.00) upon every vehicle to be registered or licensed, except for those licensed pursuant to

1 subsection (c) of Section 1210.34 of Title 70 of the Oklahoma
2 Statutes. ~~Said~~ Such fee shall accrue and shall be collectible upon
3 each vehicle under the same circumstances and shall be payable in
4 the same manner and times as apply to vehicle licenses and
5 registrations under the provisions of the Oklahoma Vehicle License
6 and Registration Act; provided, ~~said~~ such fee shall be paid in full
7 for the then current year at the time any vehicle is first
8 registered in a calendar year.

9 B. Two-thirds (2/3) of the monies collected pursuant to this
10 section shall be transferred by Service Oklahoma each month to the
11 State Treasurer for deposit in the General Revenue Fund. For the
12 fiscal year beginning July 1, 1999, of the remaining one-third (1/3)
13 of the monies collected pursuant to this section each fiscal year,
14 the first Four Hundred Thousand Dollars (\$400,000.00) shall be
15 transferred by Service Oklahoma to the State Treasurer for deposit
16 in the Motor Vehicle Driver Education Revolving Fund created in
17 Section 1132.2 of this title and any amount in excess of Four
18 Hundred Thousand Dollars (\$400,000.00) shall be transferred by
19 Service Oklahoma to the State Treasurer for deposit in the General
20 Revenue Fund. For the fiscal year beginning July 1, 2000, and for
21 each fiscal year thereafter, of the remaining one-third (1/3) of the
22 monies collected pursuant to this section each fiscal year, the
23 first ~~Nine Hundred Thousand Dollars (\$900,000.00)~~ One Million Five
24 Hundred Thousand Dollars (\$1,500,000.00) shall be transferred by

1 Service Oklahoma to the State Treasurer for deposit in the Motor
2 Vehicle Driver Education Revolving Fund created in Section 1132.2 of
3 this title and any amount in excess of ~~Nine Hundred Thousand Dollars~~
4 ~~(\$900,000.00)~~ One Million Five Hundred Thousand Dollars
5 (\$1,500,000.00) shall be transferred by Service Oklahoma to the
6 State Treasurer for deposit in the General Revenue Fund.

7 C. The collection and payment of ~~said~~ such fee shall be a
8 prerequisite to license or registration of any vehicle, except for
9 those licensed pursuant to subsection (c) of Section 1210.34 of
10 Title 70 of the Oklahoma Statutes.

11 SECTION 3. AMENDATORY 47 O.S. 2021, Section 1132.2, is
12 amended to read as follows:

13 Section 1132.2. There is hereby created in the State Treasury a
14 revolving fund for ~~the State Board of Education~~ Service Oklahoma to
15 be designated the "Motor Vehicle Driver Education Revolving Fund".
16 The fund shall be a continuing fund, not subject to fiscal year
17 limitations, and shall consist of all monies apportioned to the fund
18 pursuant to the provisions of Section 1132.1 of this title. All
19 monies accruing to the credit of the fund are hereby appropriated
20 and may be budgeted and expended by ~~the State Board of Education~~
21 Service Oklahoma to assist in defraying the cost of motor vehicle
22 driver education for any person under the age of eighteen (18) years
23 who receives in-person driver education from a driver education
24 instructor certified by Service Oklahoma pursuant to Section 6-105.2

1 of this title. For any person under the age of eighteen (18) years
2 who receives in-person driver education from a commercial driver
3 training course, the cost of the driver education shall be defrayed
4 by One Hundred Dollars (\$100.00). Service Oklahoma shall promulgate
5 rules to allow driver education instructors to submit relevant
6 student information to prove completion of a driver education course
7 in order to receive funds to transfer to the student. Priority in
8 such process shall be given to requests made by certified driver
9 instructors employed or working on behalf of public schools.

10 Expenditures from the fund shall be made upon warrants issued by the
11 State Treasurer against claims filed as prescribed by law with the
12 Director of the Office of Management and Enterprise Services for
13 approval and payment.

14 SECTION 4. This act shall become effective November 1, 2024.

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