

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL 223

By: Dossett

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5
6 AS INTRODUCED

7 An Act relating to motor vehicles; amending 47 O.S.
8 2011, Section 6-119, relating to physical or mental
9 conditions affecting driver license holders;
10 modifying inclusions; and providing an effective
11 date.

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

13 SECTION 1. AMENDATORY 47 O.S. 2011, Section 6-119, is
14 amended to read as follows:

15 Section 6-119. A. When the Department of Public Safety has
16 good cause to believe that a licensee or applicant for license to
17 drive a motor vehicle may be afflicted with any physical or mental
18 ailment or condition including, but not limited to, Alzheimer's,
19 dementia or diabetes which may cause loss of control or partial
20 control or may otherwise be incapable of properly controlling a
21 motor vehicle, or when a licensee's or applicant's accident or
22 violation record indicates the licensee or applicant may be a hazard
23 to public safety, the Department of Public Safety is hereby
24 authorized to require the licensee or applicant to submit to a

1 physical and/or psychological examination as prescribed by the
2 Commissioner based upon recommendations of the State Driver's
3 License Medical Advisory Committee or its selected representative,
4 and/or complete a driver improvement school, and/or be examined
5 again as provided by Section 6-110 of this title. All physical
6 and/or mental examinations shall be conducted in the county of the
7 residence of the applicant or licensee or in the nearest county to
8 the applicant or licensee where the examination can be completed.
9 Any driver improvement school or examination as provided by Section
10 6-110 of this title shall be completed in the same location as other
11 applicants or licensees living in the same county as the applicant
12 or licensee who is required to complete the school or examination.
13 Unless the Department receives a verified written report as provided
14 for in subsection B of this section specifying the need for an
15 examination of the applicant or licensee, persons afflicted by
16 diabetes shall not be required to submit to any additional
17 requirements beyond those requirements for a person not affected by
18 diabetes before receiving a license or a renewal of a license to
19 operate a motor vehicle.

20 B. Every license issued to a person specified in subsection A
21 of this section shall be renewable upon payment of the required fee;
22 provided, the Department of Public Safety has not received a report
23 from a law enforcement officer stating that the person is a hazard
24 to the public safety and should be evaluated pursuant to the

1 provisions of subsection A of this section or a verified medical
2 report from a licensed physician stating that the person is
3 incapable of properly controlling a motor vehicle. If any report
4 indicates that the physical or mental ailment or condition has
5 failed to remain stable or that the condition is progressive to a
6 degree that the person is deemed to be a hazard to the public safety
7 or is incapable of properly controlling a motor vehicle, the
8 Department of Public Safety shall evaluate the person to determine
9 if additional verified medical reports shall be required before
10 issuing or renewing any drivers license or during the period a
11 license is valid.

12 C. The Department may require any person specified in
13 subsection A of this section to be retested any time prior to such
14 person's application for renewal of a license if the Department
15 receives a written report from any law enforcement officer, a
16 verified report from a licensed physician, or a verified report from
17 such other person authorized by the Department indicating the
18 person's physical or mental ailment or condition has contributed to
19 an accident or has deteriorated since issuance of the license to
20 such a degree the person could lose control or partial control or
21 may otherwise cause such person to be incapable of properly
22 controlling a motor vehicle.

1 SECTION 2. This act shall become effective November 1, 2019.

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