

1 STATE OF OKLAHOMA

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

3 SENATE BILL 255

By: Pemberton

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6 AS INTRODUCED

7 An Act relating to motor vehicles; amending 47 O.S.
8 2011, Section 6-101, as last amended by Section 1,
9 Chapter 1, O.S.L. 2017 (47 O.S. Supp. 2018, Section
10 6-101), which relates to driver licenses; modifying
11 procedures; amending 47 O.S. 2011, Section 6-101, as
12 last amended by Section 8, Chapter 229, O.S.L. 2017
13 (47 O.S. Supp. 2018, Section 6-101), which relates to
14 driver licenses; modifying procedures; and providing
15 effective dates.

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

17 SECTION 1. AMENDATORY 47 O.S. 2011, Section 6-101, as
18 last amended by Section 1, Chapter 1, O.S.L. 2017 (47 O.S. Supp.
19 2018, Section 6-101), is amended to read as follows:

20 Section 6-101. A. No person, except those hereinafter
21 expressly exempted in Sections 6-102 and 6-102.1 of this title,
22 shall operate any motor vehicle upon a highway in this state unless
23 the person has a valid Oklahoma driver license for the class of
24 vehicle being operated under the provisions of this title. No
25 person shall be permitted to possess more than one valid license at

1 any time, except as provided in paragraph 4 of subsection F of this
2 section.

3 B. 1. No person shall operate a Class A commercial motor
4 vehicle unless the person is eighteen (18) years of age or older and
5 holds a valid Class A commercial license, except as provided in
6 paragraph 5 of this subsection and subsection F of this section.
7 Any person holding a valid Class A commercial license shall be
8 permitted to operate motor vehicles in Classes A, B, C and D, except
9 as provided for in paragraph 4 of this subsection.

10 2. No person shall operate a Class B commercial motor vehicle
11 unless the person is eighteen (18) years of age or older and holds a
12 valid Class B commercial license, except as provided in paragraph 5
13 of subsection F of this section. Any person holding a valid Class B
14 commercial license shall be permitted to operate motor vehicles in
15 Classes B, C and D, except as provided for in paragraph 4 of this
16 subsection.

17 3. No person shall operate a Class C commercial motor vehicle
18 unless the person is eighteen (18) years of age or older and holds a
19 valid Class C commercial license, except as provided in subsection F
20 of this section. Any person holding a valid Class C commercial
21 license shall be permitted to operate motor vehicles in Classes C
22 and D, except as provided for in paragraph 4 of this subsection.

23 4. No person under twenty-one (21) years of age shall be
24 licensed to operate any motor vehicle which is required to be

1 placarded for hazardous materials pursuant to 49 C.F.R., Part 172,
2 subpart F, except as provided in subsection F of this section;
3 provided, a person eighteen (18) years of age or older may be
4 licensed to operate a farm vehicle which is required to be placarded
5 for hazardous materials pursuant to 49 C.F.R., Part 172, subpart F,
6 except as provided in subsection F of this section.

7 5. A person at least seventeen (17) years of age who
8 successfully completes all examinations required by law may be
9 issued by the Department:

- 10 a. a restricted Class A commercial license which shall
11 grant to the licensee the privilege to operate a Class
12 A or Class B commercial motor vehicle for harvest
13 purposes or a Class D motor vehicle, or
14 b. a restricted Class B commercial license which shall
15 grant to the licensee the privilege to operate a Class
16 B commercial motor vehicle for harvest purposes or a
17 Class D motor vehicle.

18 6. No person shall operate a Class D motor vehicle unless the
19 person is sixteen (16) years of age or older and holds a valid Class
20 D license, except as provided for in Section 6-102 or 6-105 of this
21 title. Any person holding a valid Class D license shall be
22 permitted to operate motor vehicles in Class D only.
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1 C. Any person issued a driver license pursuant to this section
2 may exercise the privilege thereby granted upon all streets and
3 highways in this state.

4 D. No person shall operate a motorcycle or motor-driven cycle
5 without having a valid Class A, B, C or D license with a motorcycle
6 endorsement. Except as otherwise provided by law, any new applicant
7 for an original driver license shall be required to successfully
8 complete a written examination, vision examination, and driving
9 examination for a motorcycle as prescribed by the Department of
10 Public Safety, and a certified state-approved motorcycle basic rider
11 course approved by the Department if the applicant is seventeen (17)
12 years of age or younger to be eligible for a motorcycle endorsement
13 thereon. The written examination and driving examination for a
14 motorcycle shall be waived by the Department of Public Safety upon
15 verification that the person has successfully completed a certified
16 Motorcycle Safety Foundation rider course approved by the
17 Department.

18 E. Except as otherwise provided by law, any person who lawfully
19 possesses a valid Oklahoma driver license which is eligible for
20 renewal shall be required to successfully complete a written
21 examination, vision examination, and driving examination for a
22 motorcycle as prescribed by the Department, and a certified state-
23 approved motorcycle basic rider course approved by the Department if
24 the person is seventeen (17) years of age or younger to be eligible

1 for a motorcycle endorsement. The written examination and driving
2 examination for a motorcycle shall be waived by the Department of
3 Public Safety upon verification that the person has successfully
4 completed a certified Motorcycle Safety Foundation rider course
5 approved by the Department.

6 F. 1. Any person eighteen (18) years of age or older may apply
7 for a restricted Class A, B or C commercial learner permit. The
8 Department, after the applicant has passed all parts of the
9 examination for a Class D license and has successfully passed all
10 parts of the examination for a Class A, B or C commercial license
11 other than the driving examination, may issue to the applicant a
12 commercial learner permit which shall entitle the person having
13 immediate lawful possession of the commercial learner permit and a
14 valid Oklahoma driver license or provisional driver license pursuant
15 to Section 6-212 of this title to operate a Class A, B or C
16 commercial motor vehicle upon the public highways solely for the
17 purpose of behind-the-wheel training in accordance with rules
18 promulgated by the Department.

19 2. This commercial learner permit shall be issued for a period
20 as provided in Section 6-115 of this title of one hundred eighty
21 (180) days, which may be renewed one time for an additional one
22 hundred eighty (180) days; provided, such commercial learner permit
23 may be suspended, revoked, canceled, denied or disqualified at the
24 discretion of the Department for violation of the restrictions, for

1 failing to give the required or correct information on the
2 application, or for violation of any traffic laws of this state
3 pertaining to the operation of a motor vehicle. Except as otherwise
4 provided, the lawful possessor of a commercial learner permit who
5 has been issued a commercial learner permit for a minimum of
6 fourteen (14) days may have the restriction requiring an
7 accompanying driver removed by satisfactorily completing a driver's
8 examination; provided, the removal of a restriction shall not
9 authorize the operation of a Class A, B or C commercial motor
10 vehicle if such operation is otherwise prohibited by law.

11 3. No person shall apply for and the Department shall not issue
12 an original Class A, B or C driver license until the person has been
13 issued a commercial learner permit and held the permit for at least
14 fourteen (14) days. Any person who currently holds a Class B or C
15 license and who wishes to apply for another class of commercial
16 driver license shall be required to apply for a commercial learner
17 permit and to hold the permit for at least fourteen (14) days before
18 applying for the Class A or B license, as applicable. Any person
19 who currently holds a Class A, B or C license and who wishes to add
20 an endorsement or remove a restriction for which a skills
21 examination is required shall be required to apply for a commercial
22 learner permit and to hold the permit for at least fourteen (14)
23 days before applying for the endorsement.

1 4. A commercial learner permit shall be issued by the
2 Department as a separate and unique document which shall be valid
3 only in conjunction with a valid Oklahoma driver license or
4 provisional driver license pursuant to Section 6-212 of this title,
5 both of which shall be in the possession of the person to whom they
6 have been issued whenever that person is operating a commercial
7 motor vehicle as provided in this subsection.

8 5. After one renewal of a commercial learner permit, as
9 provided in paragraph 2 of this subsection, a commercial permit
10 shall not be renewed again. Any person who has held a commercial
11 learner permit for the initial issuance period and one renewal
12 period shall not be eligible for and the Department shall not issue
13 another renewal of the permit; provided, the person may reapply for
14 a new commercial learner permit, as provided for in this subsection.

15 6. Enrollment in or successful completion of a commercial
16 driver training school shall not be required for any commercial
17 learner permit applicant who requests a skills examination for a
18 Class A, B or C license, nor shall any student enrolled in a
19 commercial driver training school be prohibited from taking a skills
20 examination for a Class A, B or C license upon request with a
21 Department of Public Safety examiner regardless of whether the
22 person has completed the course, is still enrolled in the course to
23 be completed or has voluntarily withdrawn from the course.

24 G. 1. For purposes of this title:
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1 a. "REAL ID Compliant Driver License" or "Identification
2 Card" means a driver license or identification card
3 issued by the State of Oklahoma that has been
4 certified by the United States Department of Homeland
5 Security (USDHS) as compliant with the requirements of
6 the REAL ID Act of 2005, Public Law No. 109-13. A
7 REAL ID Compliant Driver License or Identification
8 Card and the process through which it is issued
9 incorporate a variety of security measures designed to
10 protect the integrity and trustworthiness of the
11 license or card. A REAL ID Compliant Driver License
12 or Identification Card will be clearly marked on the
13 face indicating that it is a compliant document, and

14 b. "REAL ID Noncompliant Driver License" or
15 "Identification Card" means a driver license or
16 identification card issued by the State of Oklahoma
17 that has not been certified by the United States
18 Department of Homeland Security (USDHS) as being
19 compliant with the requirements of the REAL ID Act. A
20 REAL ID Noncompliant Driver License or Identification
21 Card will be clearly marked on the face indicating
22 that it is not compliant with the federal REAL ID Act
23 and is not acceptable for official federal purposes.
24 The driver license or identification card will have a

1 unique design or color indicator that clearly
2 distinguishes it from a compliant license or card.

3 2. Original Driver License and Identification Card Issuance:

- 4 a. Application for an original REAL ID Compliant or REAL
5 ID Noncompliant Driver License or Identification Card
6 shall be made to the Department of Public Safety.
- 7 b. Department of Public Safety employees shall perform
8 all document recognition and other requirements needed
9 for approval of an original REAL ID Compliant or REAL
10 ID Noncompliant Driver License or Identification Card
11 application.
- 12 c. Upon approval of an original REAL ID Compliant or REAL
13 ID Noncompliant Driver License or Identification Card
14 application, the applicant may have the approved
15 application processed at the Department of Public
16 Safety or take the approved application document to a
17 motor license agent to receive a temporary driver
18 license or identification card.
- 19 d. The motor license agent shall process the approved
20 REAL ID Compliant or REAL ID Noncompliant Driver
21 License or Identification Card application and upon
22 payment shall provide the applicant a temporary driver
23 license or identification card. A temporary driver
24 license or identification card shall afford the holder

1 the privileges otherwise granted by the specific class
2 of driver license or identification card for the
3 period of time listed on the temporary driver license
4 or identification card or the period of time prior to
5 the applicant receiving a REAL ID Compliant or REAL ID
6 Noncompliant Driver License or Identification Card,
7 whichever time period is shorter.

8 3. REAL ID Compliant Driver License and Identification Card

9 Renewal and Replacement:

- 10 a. Application for renewal or replacement of a REAL ID
11 Compliant Driver License or Identification Card may be
12 made to the Department of Public Safety or to a motor
13 license agent, provided such motor license agent is
14 authorized to process application for REAL ID
15 Compliant Driver Licenses and Identification Cards.
16 Any motor license agent may process an application
17 approved by the Department of Public Safety; and
18 further provided, no motor license agent shall process
19 an application for a Class A, B or C commercial
20 license unless such application has been approved by
21 the Department of Public Safety.
- 22 b. Department of Public Safety employees or authorized
23 motor license agents shall perform all document
24 recognition and other requirements needed for approval

1 of a renewal or replacement REAL ID Compliant Driver
2 License or Identification Card application; provided,
3 no motor license agent shall perform such document
4 recognition and other requirements needed for approval
5 of an application for a Class A, B or C commercial
6 license.

7 c. Upon approval of a renewal or replacement REAL ID
8 Compliant Driver License or Identification Card
9 application, the applicant may receive a temporary
10 driver license or identification card from the
11 Department of Public Safety or an authorized motor
12 license agent.

13 d. A temporary driver license or identification card
14 acquired under the provisions of this paragraph shall
15 afford the holder the privileges otherwise granted by
16 the specific class of driver license or identification
17 card being renewed or replaced for the period of time
18 listed on the temporary driver license or
19 identification card or the period of time prior to the
20 applicant receiving a REAL ID Compliant Driver License
21 or Identification Card, whichever time period is
22 shorter.

23 e. For purposes of this title, an application for a REAL
24 ID Compliant Driver License or Identification Card by

1 an individual with a valid Oklahoma-issued driver
2 license or identification card shall be considered a
3 renewal of a REAL ID Compliant Driver License or
4 Identification Card.

5 4. REAL ID Noncompliant Driver License and Identification Card

6 Renewal and Replacement:

- 7 a. Application for renewal or replacement of a REAL ID
8 Noncompliant Driver License or Identification Card may
9 be made to the Department of Public Safety or to a
10 motor license agent; provided, no motor license agent
11 shall process an application for a Class A, B or C
12 commercial license unless such application has been
13 approved by the Department of Public Safety.
- 14 b. Department of Public Safety employees or motor license
15 agents shall perform all document recognition and
16 other requirements needed for approval of a renewal or
17 replacement REAL ID Noncompliant Driver License or
18 Identification Card application; provided, no motor
19 license agent shall perform such document recognition
20 and other requirements needed for approval of an
21 application for a Class A, B or C commercial license
22 unless such application has been approved by the
23 Department of Public Safety.

1 c. Upon approval of a renewal or replacement REAL ID
2 Noncompliant Driver License or Identification Card
3 application, the applicant may receive a temporary
4 driver license or identification card from the
5 Department of Public Safety or a motor license agent.

6 d. A temporary driver license or identification card
7 acquired under the provisions of this paragraph shall
8 afford the holder the privileges otherwise granted by
9 the specific class of driver license or identification
10 card being renewed or replaced for the period of time
11 listed on the temporary driver license or
12 identification card or the period of time prior to the
13 applicant receiving a REAL ID Noncompliant Driver
14 License or Identification Card, whichever time period
15 is shorter.

16 H. 1. The fee charged for an approved application for an
17 original Oklahoma REAL ID Compliant or REAL ID Noncompliant Driver
18 License or an approved application for the addition of an
19 endorsement to a current valid Oklahoma REAL ID Compliant or REAL ID
20 Noncompliant Driver License shall be assessed in accordance with the
21 following schedule:

22	Class A Commercial Learner Permit	\$25.00
23	Class A Commercial License	\$25.00
24	Class B Commercial Learner Permit	\$15.00

1	Class B Commercial License	\$15.00
2	Class C Commercial Learner Permit	\$15.00
3	Class C Commercial License	\$15.00
4	Class D License	\$ 4.00
5	Motorcycle Endorsement	\$ 4.00

6 2. Notwithstanding the provisions of Section 1104 of this
7 title, all monies collected from the fees charged for Class A, B and
8 C commercial licenses pursuant to the provisions of this subsection
9 shall be deposited in the General Revenue Fund of this state.

10 I. The fee charged for any failed examination shall be Four
11 Dollars (\$4.00) for any license classification. Notwithstanding the
12 provisions of Section 1104 of this title, all monies collected from
13 such examination fees pursuant to the provisions of this subsection
14 shall be deposited in the General Revenue Fund of this state.

15 J. In addition to any fee charged pursuant to the provisions of
16 subsection H of this section, the fee charged for the issuance or
17 renewal of a REAL ID Noncompliant Driver License shall be in
18 accordance with the following schedule; provided, that any applicant
19 who has a CDL Learner Permit shall be charged only the replacement
20 fee for the issuance of the license:

21	Class A Commercial Learner Permit	\$56.50
22	Class A Commercial License	\$56.50
23	Class B Commercial Learner Permit	\$56.50
24	Class B Commercial License	\$56.50

1 Class C Commercial License \$46.50

2 Class D License \$38.50

3 K. In addition to any fee charged pursuant to the provisions of
4 subsection H of this section, the fee charged for the issuance or
5 renewal of a REAL ID Compliant Driver License shall be in accordance
6 with the following schedule; provided, that any applicant who has a
7 CDL Learner Permit shall be charged only the replacement fee for the
8 issuance of the license:

9 REAL ID Compliant Class A Commercial Learner Permit \$56.50

10 REAL ID Compliant Class A Commercial License \$56.50

11 REAL ID Compliant Class B Commercial Learner Permit \$56.50

12 REAL ID Compliant Class B Commercial License \$56.50

13 REAL ID Compliant Class C Commercial License \$46.50

14 REAL ID Compliant Class D License \$38.50

15 L. A commercial learner permit may be renewed one time for a
16 period of one hundred eighty (180) days. The cost for the renewed
17 permit shall be the same as for the original permit.

18 M. Notwithstanding the provisions of Section 1104 of this
19 title, of each fee charged pursuant to the provisions of subsections
20 J, K and L of this section:

21 1. Five Dollars and fifty cents (\$5.50) shall be deposited to
22 the Trauma Care Assistance Revolving Fund created in Section 1-
23 2530.9 of Title 63 of the Oklahoma Statutes;

1 2. Six Dollars and seventy-five cents (\$6.75) shall be
2 deposited to the Department of Public Safety Computer Imaging System
3 Revolving Fund to be used solely for the purpose of administration
4 and maintenance of the computerized imaging system of the
5 Department;

6 3. Ten Dollars (\$10.00) shall be deposited to the Department of
7 Public Safety Revolving Fund for all original or renewal issuances
8 of licenses;

9 4. Three Dollars (\$3.00) shall be deposited to the State Public
10 Safety Fund created in Section 2-147 of this title; and

11 5. Two Dollars (\$2.00) of the fee provided for in subsection J
12 of this section related to the issuance or renewal of a driver
13 license by a motor license agent that does not process approved
14 applications or renewals for REAL ID Compliant Driver Licenses and
15 Identification Cards shall be deposited, in addition to the amount
16 authorized by paragraph 4 of this subsection, to the State Public
17 Safety Fund created in Section 2-147 of this title.

18 N. All original and renewal driver licenses shall expire as
19 provided in Section 6-115 of this title.

20 O. Any person sixty-two (62) years of age or older during the
21 calendar year of issuance of a Class D license or motorcycle
22 endorsement shall be charged the following prorated fee:

23 Age 62	\$21.25
24 Age 63	\$17.50

1 by the motor license agents; provided, the Department of Public
2 Safety is authorized to assume these duties in any county of this
3 state. Each motor license agent accepting applications for driver
4 licenses shall receive Four Dollars (\$4.00) to be deducted from the
5 total collected for each license or renewal application accepted; in
6 addition to such amount, the Department of Public Safety or each
7 motor license agent that processes approved applications or renewals
8 for REAL ID Compliant Driver Licenses shall receive Two Dollars
9 (\$2.00) to be deducted from the total fee collected under the
10 provisions of subsections J and K of this section for each license
11 or renewal application accepted. The fees received by the motor
12 license agent, authorized by this subsection, shall be used for
13 operating expenses.

14 R. Notwithstanding the provisions of Section 1104 of this title
15 and subsection Q of this section and except as provided in
16 subsections H and M of this section, the first Sixty Thousand
17 Dollars (\$60,000.00) of all monies collected pursuant to this
18 section shall be paid by the Oklahoma Tax Commission to the State
19 Treasurer to be deposited in the General Revenue Fund of the State
20 Treasury.

21 The next Five Hundred Thousand Dollars (\$500,000.00) of monies
22 collected pursuant to this section shall be paid by the Tax
23 Commission to the State Treasurer to be deposited each fiscal year
24 under the provisions of this section to the credit of the Department

1 of Public Safety Restricted Revolving Fund for the purpose of the
2 Statewide Law Enforcement Communications System. All other monies
3 collected in excess of Five Hundred Sixty Thousand Dollars
4 (\$560,000.00) each fiscal year shall be apportioned as provided in
5 Section 1104 of this title, except as otherwise provided in this
6 section.

7 S. The Department of Public Safety shall retain the images
8 displayed on licenses and identification cards issued pursuant to
9 the provisions of Sections 6-101 through 6-309 of this title which
10 may be used only:

11 1. By a law enforcement agency for purposes of criminal
12 investigations, missing person investigations, or any law
13 enforcement purpose which is deemed necessary by the Commissioner of
14 Public Safety;

15 2. By the driver licensing agency of another state for its
16 official purpose; and

17 3. As provided in Section 2-110 of this title.

18 The computer system and related equipment acquired for this
19 purpose must conform to industry standards for interoperability and
20 open architecture. The Department of Public Safety may promulgate
21 rules to implement the provisions of this subsection.

22 T. No person may hold more than one state-issued or territory-
23 issued REAL ID Compliant Driver License or REAL ID Compliant
24 Identification Card from Oklahoma or any other state or territory.

1 The Department shall not issue a REAL ID Compliant Driver License to
2 a person who has been previously issued a REAL ID Compliant Driver
3 License or REAL ID Compliant Identification Card until such license
4 or identification card has been surrendered to the Department by the
5 applicant. The Department may promulgate rules related to the
6 issuance of replacement REAL ID Compliant Driver Licenses in the
7 event of loss or theft.

8 SECTION 2. AMENDATORY 47 O.S. 2011, Section 6-101, as
9 last amended by Section 8, Chapter 229, O.S.L. 2017 (47 O.S. Supp.
10 2018, Section 6-101), is amended to read as follows:

11 Section 6-101. A. No person, except those hereinafter
12 expressly exempted in Sections 6-102 and 6-102.1 of this title,
13 shall operate any motor vehicle upon a highway in this state unless
14 the person has a valid Oklahoma driver license for the class of
15 vehicle being operated under the provisions of this title. No
16 person shall be permitted to possess more than one valid license at
17 any time, except as provided in paragraph 4 of subsection F of this
18 section.

19 B. 1. No person shall operate a Class A commercial motor
20 vehicle unless the person is eighteen (18) years of age or older and
21 holds a valid Class A commercial license, except as provided in
22 paragraph 5 of this subsection and subsection F of this section.
23 Any person holding a valid Class A commercial license shall be
24

1 permitted to operate motor vehicles in Classes A, B, C and D, except
2 as provided for in paragraph 4 of this subsection.

3 2. No person shall operate a Class B commercial motor vehicle
4 unless the person is eighteen (18) years of age or older and holds a
5 valid Class B commercial license, except as provided in paragraph 5
6 of subsection F of this section. Any person holding a valid Class B
7 commercial license shall be permitted to operate motor vehicles in
8 Classes B, C and D, except as provided for in paragraph 4 of this
9 subsection.

10 3. No person shall operate a Class C commercial motor vehicle
11 unless the person is eighteen (18) years of age or older and holds a
12 valid Class C commercial license, except as provided in subsection F
13 of this section. Any person holding a valid Class C commercial
14 license shall be permitted to operate motor vehicles in Classes C
15 and D, except as provided for in paragraph 4 of this subsection.

16 4. No person under twenty-one (21) years of age shall be
17 licensed to operate any motor vehicle which is required to be
18 placarded for hazardous materials pursuant to 49 C.F.R., Part 172,
19 subpart F, except as provided in subsection F of this section;
20 provided, a person eighteen (18) years of age or older may be
21 licensed to operate a farm vehicle which is required to be placarded
22 for hazardous materials pursuant to 49 C.F.R., Part 172, subpart F,
23 except as provided in subsection F of this section.

1 5. A person at least seventeen (17) years of age who
2 successfully completes all examinations required by law may be
3 issued by the Department:

- 4 a. a restricted Class A commercial license which shall
5 grant to the licensee the privilege to operate a Class
6 A or Class B commercial motor vehicle for harvest
7 purposes or a Class D motor vehicle, or
- 8 b. a restricted Class B commercial license which shall
9 grant to the licensee the privilege to operate a Class
10 B commercial motor vehicle for harvest purposes or a
11 Class D motor vehicle.

12 6. No person shall operate a Class D motor vehicle unless the
13 person is sixteen (16) years of age or older and holds a valid Class
14 D license, except as provided for in Section 6-102 or 6-105 of this
15 title. Any person holding a valid Class D license shall be
16 permitted to operate motor vehicles in Class D only.

17 C. Any person issued a driver license pursuant to this section
18 may exercise the privilege thereby granted upon all streets and
19 highways in this state.

20 D. No person shall operate a motorcycle or motor-driven cycle
21 without having a valid Class A, B, C or D license with a motorcycle
22 endorsement. Except as otherwise provided by law, any new applicant
23 for an original driver license shall be required to successfully
24 complete a written examination, vision examination, and driving

1 examination for a motorcycle as prescribed by the Department of
2 Public Safety, and a certified state-approved motorcycle basic rider
3 course approved by the Department if the applicant is seventeen (17)
4 years of age or younger to be eligible for a motorcycle endorsement
5 thereon. The written examination and driving examination for a
6 motorcycle shall be waived by the Department of Public Safety upon
7 verification that the person has successfully completed a certified
8 Motorcycle Safety Foundation rider course approved by the
9 Department.

10 E. Except as otherwise provided by law, any person who lawfully
11 possesses a valid Oklahoma driver license which is eligible for
12 renewal shall be required to successfully complete a written
13 examination, vision examination, and driving examination for a
14 motorcycle as prescribed by the Department, and a certified state-
15 approved motorcycle basic rider course approved by the Department if
16 the person is seventeen (17) years of age or younger to be eligible
17 for a motorcycle endorsement. The written examination and driving
18 examination for a motorcycle shall be waived by the Department of
19 Public Safety upon verification that the person has successfully
20 completed a certified Motorcycle Safety Foundation rider course
21 approved by the Department.

22 F. 1. Any person eighteen (18) years of age or older may apply
23 for a restricted Class A, B or C commercial learner permit. The
24 Department, after the applicant has passed all parts of the

1 examination for a Class D license and has successfully passed all
2 parts of the examination for a Class A, B or C commercial license
3 other than the driving examination, may issue to the applicant a
4 commercial learner permit which shall entitle the person having
5 immediate lawful possession of the commercial learner permit and a
6 valid Oklahoma driver license or provisional driver license pursuant
7 to Section 6-212 of this title to operate a Class A, B or C
8 commercial motor vehicle upon the public highways solely for the
9 purpose of behind-the-wheel training in accordance with rules
10 promulgated by the Department.

11 2. This commercial learner permit shall be issued for a period
12 as provided in Section 6-115 of this title of one hundred eighty
13 (180) days, which may be renewed one time for an additional one
14 hundred eighty (180) days; provided, such commercial learner permit
15 may be suspended, revoked, canceled, denied or disqualified at the
16 discretion of the Department for violation of the restrictions, for
17 failing to give the required or correct information on the
18 application, or for violation of any traffic laws of this state
19 pertaining to the operation of a motor vehicle. Except as otherwise
20 provided, the lawful possessor of a commercial learner permit who
21 has been issued a commercial learner permit for a minimum of
22 fourteen (14) days may have the restriction requiring an
23 accompanying driver removed by satisfactorily completing a driver's
24 examination; provided, the removal of a restriction shall not

1 authorize the operation of a Class A, B or C commercial motor
2 vehicle if such operation is otherwise prohibited by law.

3 3. No person shall apply for and the Department shall not issue
4 an original Class A, B or C driver license until the person has been
5 issued a commercial learner permit and held the permit for at least
6 fourteen (14) days. Any person who currently holds a Class B or C
7 license and who wishes to apply for another class of commercial
8 driver license shall be required to apply for a commercial learner
9 permit and to hold the permit for at least fourteen (14) days before
10 applying for the Class A or B license, as applicable. Any person
11 who currently holds a Class A, B or C license and who wishes to add
12 an endorsement or remove a restriction for which a skills
13 examination is required shall be required to apply for a commercial
14 learner permit and to hold the permit for at least fourteen (14)
15 days before applying for the endorsement.

16 4. A commercial learner permit shall be issued by the
17 Department as a separate and unique document which shall be valid
18 only in conjunction with a valid Oklahoma driver license or
19 provisional driver license pursuant to Section 6-212 of this title,
20 both of which shall be in the possession of the person to whom they
21 have been issued whenever that person is operating a commercial
22 motor vehicle as provided in this subsection.

23 5. After one renewal of a commercial learner permit, as
24 provided in paragraph 2 of this subsection, a commercial permit

1 shall not be renewed again. Any person who has held a commercial
2 learner permit for the initial issuance period and one renewal
3 period shall not be eligible for and the Department shall not issue
4 another renewal of the permit; provided, the person may reapply for
5 a new commercial learner permit, as provided for in this subsection.

6 6. Enrollment in or successful completion of a commercial
7 driver training school shall not be required for any commercial
8 learner permit applicant who requests a skills examination for a
9 Class A, B or C license, nor shall any student enrolled in a
10 commercial driver training school be prohibited from taking a skills
11 examination for a Class A, B or C license upon request with a
12 Department of Public Safety examiner regardless of whether the
13 person has completed the course, is still enrolled in the course to
14 be completed or has voluntarily withdrawn from the course.

15 G. 1. For purposes of this title:

16 a. "REAL ID Compliant Driver License" or "Identification
17 Card" means a driver license or identification card
18 issued by the State of Oklahoma that has been
19 certified by the United States Department of Homeland
20 Security (USDHS) as compliant with the requirements of
21 the REAL ID Act of 2005, Public Law No. 109-13. A
22 REAL ID Compliant Driver License or Identification
23 Card and the process through which it is issued
24 incorporate a variety of security measures designed to

1 protect the integrity and trustworthiness of the
2 license or card. A REAL ID Compliant Driver License
3 or Identification Card will be clearly marked on the
4 face indicating that it is a compliant document, and
5 b. "REAL ID Noncompliant Driver License" or
6 "Identification Card" means a driver license or
7 identification card issued by the State of Oklahoma
8 that has not been certified by the United States
9 Department of Homeland Security (USDHS) as being
10 compliant with the requirements of the REAL ID Act. A
11 REAL ID Noncompliant Driver License or Identification
12 Card will be clearly marked on the face indicating
13 that it is not compliant with the federal REAL ID Act
14 and is not acceptable for official federal purposes.
15 The driver license or identification card will have a
16 unique design or color indicator that clearly
17 distinguishes it from a compliant license or card.

18 2. Original Driver License and Identification Card Issuance:

- 19 a. Application for an original REAL ID Compliant or REAL
20 ID Noncompliant Driver License or Identification Card
21 shall be made to the Department of Public Safety.
22 b. Department of Public Safety employees shall perform
23 all document recognition and other requirements needed
24 for approval of an original REAL ID Compliant or REAL

1 ID Noncompliant Driver License or Identification Card
2 application.

3 c. Upon approval of an original REAL ID Compliant or REAL
4 ID Noncompliant Driver License or Identification Card
5 application, the applicant may have the approved
6 application processed at the Department of Public
7 Safety or take the approved application document to a
8 motor license agent to receive a temporary driver
9 license or identification card.

10 d. The motor license agent shall process the approved
11 REAL ID Compliant or REAL ID Noncompliant Driver
12 License or Identification Card application and upon
13 payment shall provide the applicant a temporary driver
14 license or identification card. A temporary driver
15 license or identification card shall afford the holder
16 the privileges otherwise granted by the specific class
17 of driver license or identification card for the
18 period of time listed on the temporary driver license
19 or identification card or the period of time prior to
20 the applicant receiving a REAL ID Compliant or REAL ID
21 Noncompliant Driver License or Identification Card,
22 whichever time period is shorter.

23 3. REAL ID Compliant Driver License and Identification Card

24 Renewal and Replacement:
25

- 1 a. Application for renewal or replacement of a REAL ID
2 Compliant Driver License or Identification Card may be
3 made to the Department of Public Safety or to a motor
4 license agent, provided such motor license agent is
5 authorized to process application for REAL ID
6 Compliant Driver Licenses and Identification Cards.
7 Any motor license agent may process an application
8 approved by the Department of Public Safety; and
9 further provided, no motor license agent shall process
10 an application for a Class A, B or C commercial
11 license unless such application has been approved by
12 the Department of Public Safety.
- 13 b. Department of Public Safety employees or authorized
14 motor license agents shall perform all document
15 recognition and other requirements needed for approval
16 of a renewal or replacement REAL ID Compliant Driver
17 License or Identification Card application; provided,
18 no motor license agent shall perform such document
19 recognition and other requirements needed for approval
20 of an application for a Class A, B or C commercial
21 license.
- 22 c. Upon approval of a renewal or replacement REAL ID
23 Compliant Driver License or Identification Card
24 application, the applicant may receive a temporary

1 driver license or identification card from the
2 Department of Public Safety or an authorized motor
3 license agent.

4 d. A temporary driver license or identification card
5 acquired under the provisions of this paragraph shall
6 afford the holder the privileges otherwise granted by
7 the specific class of driver license or identification
8 card being renewed or replaced for the period of time
9 listed on the temporary driver license or
10 identification card or the period of time prior to the
11 applicant receiving a REAL ID Compliant Driver License
12 or Identification Card, whichever time period is
13 shorter.

14 e. For purposes of this title, an application for a REAL
15 ID Compliant Driver License or Identification Card by
16 an individual with a valid Oklahoma-issued driver
17 license or identification card shall be considered a
18 renewal of a REAL ID Compliant Driver License or
19 Identification Card.

20 4. REAL ID Noncompliant Driver License and Identification Card

21 Renewal and Replacement:

22 a. Application for renewal or replacement of a REAL ID
23 Noncompliant Driver License or Identification Card may
24 be made to the Department of Public Safety or to a
25

1 motor license agent; provided, no motor license agent
2 shall process an application for a Class A, B or C
3 commercial license unless such application has been
4 approved by the Department of Public Safety.

5 b. Department of Public Safety employees or motor license
6 agents shall perform all document recognition and
7 other requirements needed for approval of a renewal or
8 replacement REAL ID Noncompliant Driver License or
9 Identification Card application; provided, no motor
10 license agent shall perform such document recognition
11 and other requirements needed for approval of an
12 application for a Class A, B or C commercial license
13 unless such application has been approved by the
14 Department of Public Safety.

15 c. Upon approval of a renewal or replacement REAL ID
16 Noncompliant Driver License or Identification Card
17 application, the applicant may receive a temporary
18 driver license or identification card from the
19 Department of Public Safety or a motor license agent.

20 d. A temporary driver license or identification card
21 acquired under the provisions of this paragraph shall
22 afford the holder the privileges otherwise granted by
23 the specific class of driver license or identification
24 card being renewed or replaced for the period of time

1 listed on the temporary driver license or
2 identification card or the period of time prior to the
3 applicant receiving a REAL ID Noncompliant Driver
4 License or Identification Card, whichever time period
5 is shorter.

6 H. 1. The fee charged for an approved application for an
7 original Oklahoma REAL ID Compliant or REAL ID Noncompliant Driver
8 License or an approved application for the addition of an
9 endorsement to a current valid Oklahoma REAL ID Compliant or REAL ID
10 Noncompliant Driver License shall be assessed in accordance with the
11 following schedule:

12 Class A Commercial Learner Permit	\$25.00
13 Class A Commercial License	\$25.00
14 Class B Commercial Learner Permit	\$15.00
15 Class B Commercial License	\$15.00
16 Class C Commercial Learner Permit	\$15.00
17 Class C Commercial License	\$15.00
18 Class D License	\$ 4.00
19 Motorcycle Endorsement	\$ 4.00

20 2. Notwithstanding the provisions of Section 1104 of this
21 title, all monies collected from the fees charged for Class A, B and
22 C commercial licenses pursuant to the provisions of this subsection
23 shall be deposited in the General Revenue Fund of this state.
24

1 I. The fee charged for any failed examination shall be Four
2 Dollars (\$4.00) for any license classification. Notwithstanding the
3 provisions of Section 1104 of this title, all monies collected from
4 such examination fees pursuant to the provisions of this subsection
5 shall be deposited in the General Revenue Fund of this state.

6 J. In addition to any fee charged pursuant to the provisions of
7 subsection H of this section, the fee charged for the issuance or
8 renewal of a REAL ID Noncompliant Driver License shall be in
9 accordance with the following schedule; provided, that any applicant
10 who has a CDL Learner Permit shall be charged only the replacement
11 fee for the issuance of the license:

12 Class A Commercial Learner Permit	\$56.50
13 Class A Commercial License	\$56.50
14 Class B Commercial Learner Permit	\$56.50
15 Class B Commercial License	\$56.50
16 Class C Commercial License	\$46.50
17 Class D License	\$38.50

18 K. In addition to any fee charged pursuant to the provisions of
19 subsection H of this section, the fee charged for the issuance or
20 renewal of a REAL ID Compliant Driver License shall be in accordance
21 with the following schedule; provided, that any applicant who has a
22 CDL Learner Permit shall be charged only the replacement fee for the
23 issuance of the license:

24 REAL ID Compliant Class A Commercial Learner Permit	\$56.50
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1	REAL ID Compliant Class A Commercial License	\$56.50
2	REAL ID Compliant Class B Commercial Learner Permit	\$56.50
3	REAL ID Compliant Class B Commercial License	\$56.50
4	REAL ID Compliant Class C Commercial License	\$46.50
5	REAL ID Compliant Class D License	\$38.50

6 L. A commercial learner permit may be renewed one time for a
7 period of one hundred eighty (180) days. The cost for the renewed
8 permit shall be the same as for the original permit.

9 M. Notwithstanding the provisions of Section 1104 of this
10 title, of each fee charged pursuant to the provisions of subsections
11 J, K and L of this section:

12 1. Five Dollars and fifty cents (\$5.50) shall be deposited to
13 the Trauma Care Assistance Revolving Fund created in Section 1-
14 2530.9 of Title 63 of the Oklahoma Statutes;

15 2. Six Dollars and seventy-five cents (\$6.75) shall be
16 deposited to the Department of Public Safety Computer Imaging System
17 Revolving Fund to be used solely for the purpose of administration
18 and maintenance of the computerized imaging system of the
19 Department;

20 3. Ten Dollars (\$10.00) shall be deposited to the Department of
21 Public Safety Revolving Fund for all original or renewal issuances
22 of licenses;

23 4. Three Dollars (\$3.00) shall be deposited to the State Public
24 Safety Fund created in Section 2-147 of this title; and

1 5. Two Dollars (\$2.00) of the fee provided for in subsection J
2 of this section related to the issuance or renewal of a driver
3 license by a motor license agent that does not process approved
4 applications or renewals for REAL ID Compliant Driver Licenses and
5 Identification Cards shall be deposited, in addition to the amount
6 authorized by paragraph 4 of this subsection, to the State Public
7 Safety Fund created in Section 2-147 of this title.

8 N. All original and renewal driver licenses shall expire as
9 provided in Section 6-115 of this title.

10 O. Any person sixty-two (62) years of age or older during the
11 calendar year of issuance of a Class D license or motorcycle
12 endorsement shall be charged the following prorated fee:

13 Age 62	\$21.25
14 Age 63	\$17.50
15 Age 64	\$13.75
16 Age 65	-0-

17 P. No person who has been honorably discharged from active
18 service in any branch of the Armed Forces of the United States or
19 Oklahoma National Guard and who has been certified by the United
20 States Department of Veterans Affairs, its successor, or the Armed
21 Forces of the United States to be a disabled veteran in receipt of
22 compensation at the one-hundred-percent rate for a permanent
23 disability sustained through military action or accident resulting
24 from disease contracted while in such active service and registered

1 with the veterans registry created by the Oklahoma Department of
2 Veterans Affairs shall be charged a fee for the issuance or renewal
3 of an Oklahoma driver license; provided, that if a veteran has been
4 previously exempt from a fee pursuant to this subsection, no
5 registration with the veterans registry shall be required.

6 Q. In accordance with the provisions of subsection G of this
7 section, the Department of Public Safety and the Oklahoma Tax
8 Commission are authorized to promulgate rules for the issuance and
9 renewal of driver licenses authorized pursuant to the provisions of
10 Sections 6-101 through 6-309 of this title; provided, that no such
11 rules applicable to the issuance or renewal of REAL ID Noncompliant
12 Driver Licenses shall create more stringent standards than such
13 rules applicable as of January 1, 2017, unless directly related to a
14 specific change in statutory law concerning standards for REAL ID
15 Noncompliant Driver Licenses. Applications, upon forms approved by
16 the Department of Public Safety, for such licenses shall be handled,
17 in accordance with the provisions of subsection G of this section,
18 by the motor license agents; provided, the Department of Public
19 Safety is authorized to assume these duties in any county of this
20 state. Each motor license agent accepting applications for driver
21 licenses shall receive Four Dollars (\$4.00) to be deducted from the
22 total collected for each license or renewal application accepted; in
23 addition to such amount, the Department of Public Safety or each
24 motor license agent that processes approved applications or renewals

1 for REAL ID Compliant Driver Licenses shall receive Two Dollars
2 (\$2.00) to be deducted from the total fee collected under the
3 provisions of subsections J and K of this section for each license
4 or renewal application accepted. The fees received by the motor
5 license agent, authorized by this subsection, shall be used for
6 operating expenses.

7 R. Notwithstanding the provisions of Section 1104 of this title
8 and subsection Q of this section and except as provided in
9 subsections H and M of this section, the first Sixty Thousand
10 Dollars (\$60,000.00) of all monies collected pursuant to this
11 section shall be paid by the Oklahoma Tax Commission to the State
12 Treasurer to be deposited in the General Revenue Fund of the State
13 Treasury.

14 The next Five Hundred Thousand Dollars (\$500,000.00) of monies
15 collected pursuant to this section shall be paid by the Tax
16 Commission to the State Treasurer to be deposited each fiscal year
17 under the provisions of this section to the credit of the Department
18 of Public Safety Restricted Revolving Fund for the purpose of the
19 Statewide Law Enforcement Communications System. All other monies
20 collected in excess of Five Hundred Sixty Thousand Dollars
21 (\$560,000.00) each fiscal year shall be apportioned as provided in
22 Section 1104 of this title, except as otherwise provided in this
23 section.

1 S. The Department of Public Safety shall retain the images
2 displayed on licenses and identification cards issued pursuant to
3 the provisions of Sections 6-101 through 6-309 of this title which
4 may be used only:

5 1. By a law enforcement agency for purposes of criminal
6 investigations, missing person investigations, or any law
7 enforcement purpose which is deemed necessary by the Commissioner of
8 Public Safety;

9 2. By the driver licensing agency of another state for its
10 official purpose; and

11 3. As provided in Section 2-110 of this title.

12 The computer system and related equipment acquired for this
13 purpose must conform to industry standards for interoperability and
14 open architecture. The Department of Public Safety may promulgate
15 rules to implement the provisions of this subsection.

16 T. No person may hold more than one state-issued or territory-
17 issued REAL ID Compliant Driver License or REAL ID Compliant
18 Identification Card from Oklahoma or any other state or territory.
19 The Department shall not issue a REAL ID Compliant Driver License to
20 a person who has been previously issued a REAL ID Compliant Driver
21 License or REAL ID Compliant Identification Card until such license
22 or identification card has been surrendered to the Department by the
23 applicant. The Department may promulgate rules related to the
24

1 issuance of replacement REAL ID Compliant Driver Licenses in the
2 event of loss or theft.

3 SECTION 3. Section 1 of this act shall become effective
4 November 1, 2019.

5 SECTION 4. Section 2 of this act shall become effective
6 November 1, 2020.

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